

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL NO. 596

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Class A (Off-Sale)”; in the same line, strike “Licensees”; and in line 3, strike “Minimum Container Size for Beer” and substitute “Open Containers”.

On page 1, in line 5, strike beginning with “establishing” through “licensee” and substitute “making it a misdemeanor for a person”; in line 6, strike beginning with “may” through “a” and substitute “to possess an open”; in the same line, after “container” insert “of an alcoholic beverage”; in line 7, strike the first “a”; strike beginning with “size” in line 7 down through “County” in line 8 and substitute “circumstances; establishing a penalty; making certain technical changes; and generally relating to open containers of alcoholic beverages in Prince George’s County”; in line 11, strike “3-101(r), 5-101(r), and 6-101(r)” and substitute “19-301, 19-302, and 19-303”; and strike in their entirety lines 14 through 18, inclusive.

On pages 1 and 2, strike in their entirety the lines beginning with line 22 on page 1 down through line 18 on page 2, inclusive, and substitute:

“19-301.

- (a) (1) This definition applies only in the following jurisdictions:
 - (i) Caroline County;
 - (ii) Carroll County;
 - (iii) Dorchester County;
 - (iv) Harford County; [and]

(Over)

(v) Montgomery County; AND

(VI) PRINCE GEORGE'S COUNTY.

(2) In this section "unless authorized" means the possession and presentation of a written consent by the owner of the property.

(b) A person may not possess in an open container any alcoholic beverage, as defined in this article, while:

(1) On the mall, adjacent parking area, or other outside area of any combination of privately owned retail establishments, commonly known as a shopping center, to which the general public is invited for business purposes, unless authorized by the owner of the establishment;

(2) On an adjacent parking area or other outside area of any other retail establishment, unless authorized by the owner of the establishment; or

(3) In any parked vehicle located on any of the places enumerated in this section, unless authorized.

19-302.

Any person who violates the provisions of this [subheading] SUBTITLE is guilty of a misdemeanor and upon conviction is subject to a fine not exceeding \$100.

19-303.

This [subheading] SUBTITLE applies only in the following counties:

(1) Allegany County;

(2) Baltimore County, including motorcycles located on any of the places enumerated in § 19-301 of this [subheading] SUBTITLE, unless authorized;

(3) Calvert County;

(4) Carroll County, including motorcycles located on any of the places

enumerated in § 19-301 of this [subheading] SUBTITLE, unless authorized;

- (5) Cecil County;
- (6) Charles County;
- (7) Dorchester County;
- (8) Frederick County;
- (9) Garrett County;
- (10) Harford County;
- (11) Howard County;
- (12) Montgomery County;
- (13) PRINCE GEORGE'S COUNTY;
- ~~[(13)]~~ (14) St. Mary's County; and
- ~~[(14)]~~ (15) Somerset County.”.