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By: **Prince George's County Delegation**  
Introduced and read first time: February 4, 2004  
Assigned to: Economic Matters

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 23, 2004

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Prince George's County - ~~Class A (Off-Sale)~~ Alcoholic Beverages Licensees -**  
3 **~~Minimum Container Size for Beer~~ Open Containers**  
4 **PG 310-04**

5 FOR the purpose of ~~establishing that a Class A (off-sale) alcoholic beverages licensee~~  
6 making it a misdemeanor for a person in Prince George's County may not sell  
7 beer by the container in a to possess an open container of an alcoholic beverage  
8 under a certain size; and generally relating to the sale of beer by a Class A  
9 licensee in Prince George's County circumstances; establishing a penalty;  
10 making certain technical changes; and generally relating to open containers of  
11 alcoholic beverages in Prince George's County.

12 BY repealing and reenacting, with amendments,  
13 Article 2B - Alcoholic Beverages  
14 Section ~~3-401(r), 5-401(r), and 6-401(r)~~ 19-301, 19-302, and 19-303  
15 Annotated Code of Maryland  
16 (2001 Replacement Volume and 2003 Supplement)

17 ~~BY repealing and reenacting, without amendments,~~  
18 ~~Article 2B - Alcoholic Beverages~~  
19 ~~Section 10-401(a)(1) and (2)~~  
20 ~~Annotated Code of Maryland~~  
21 ~~(2001 Replacement Volume and 2003 Supplement)~~

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
23 MARYLAND, That the Laws of Maryland read as follows:



1                   (VI)    PRINCE GEORGE'S COUNTY.

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

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

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

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

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

14 19-302.

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

17 19-303.

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

19                  (1)    Allegany County;

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

22                  (3)    Calvert County;

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

25                  (5)    Cecil County;

26                  (6)    Charles County;

27                  (7)    Dorchester County;

28                  (8)    Frederick County;

29                  (9)    Garrett County;

30                  (10)   Harford County;

31                  (11)   Howard County;

1           (12)   Montgomery County;

2           (13)   PRINCE GEORGE'S COUNTY;

3           [(13)]   (14)   St. Mary's County; and

4           [(14)]   (15)   Somerset County.

5       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
6   October 1, 2004.