Unofficial Copy A2 2004 Regular Session 4lr0587

By: Prince George's County Delegation Introduced and read first time: February 4, 2004 Assigned to: Economic Matters Committee Report: Favorable with amendments						
	CHAPTER					
1 AN A	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					
	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					
	under a certain size; and generally relating to the sale of beer by a Class A					
	licensee in Prince George's County circumstances; establishing a penalty;					
						
11 2	alcoholic beverages in Prince George's County.					
	repealing and reenacting, with amendments,					
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	(), (), ()					
16 ((2001 Replacement Volume and 2003 Supplement)					
17 BY 1	repealing and reenacting, without amendments,					
	Article 2B - Alcoholic Beverages					
	Section 10-401(a)(1) and (2)					
	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 Article 2B - Alcoholic Beverages 2 3 101. 3 (1) In Prince George's County the annual license fee is \$220. (r) A CLASS A BEER LICENSEE MAY NOT SELL BEER BY THE CONTAINER (2)5 IN A CONTAINER THAT IS UNDER 70 OUNCES IN SIZE. 6 5-101. 7 (1)In Prince George's County the annual license fee is \$220. (r) 8 (2)A CLASS A BEER AND LIGHT WINE LICENSEE MAY NOT SELL BEER BY 9 THE CONTAINER IN A CONTAINER THAT IS UNDER 70 OUNCES IN SIZE. 10 6 101. 11 (r) In Prince George's County the annual license fee is \$825. (1)A CLASS A BEER, WINE AND LIQUOR LICENSEE MAY NOT SELL BEER 12 (2)13 BY THE CONTAINER IN A CONTAINER THAT IS UNDER 70 OUNCES IN SIZE. 14 10 401. 15 In this section "issuing authority" means, as appropriate, the: (a) (1)Comptroller with respect to licenses or permits issued by the 16 (i) 17 Comptroller's Office; or 18 (ii) Board of license commissioners, with respect to licenses 19 approved by them, for Baltimore City or any county. 20 Any license or permit issued under the provisions of this article may 21 be revoked or suspended by the issuing authority for any cause which in the judgment of the official, court or board, is necessary to promote the peace or safety of the 23 community in which the place of business is situated. 24 19-301. This definition applies only in the following jurisdictions: 25 (a) <u>(1)</u> 26 <u>(i)</u> Caroline County; 27 <u>(ii)</u> Carroll County; **Dorchester County**; 28 <u>(iii)</u> Harford County; [and] 29 (iv) Montgomery County; AND 30 (v)

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1	(VI) PRINCE GEORGE'S COUNTY.
2 3	(2) In this section "unless authorized" means the possession and presentation of a written consent by the owner of the property.
4 5	(b) A person may not possess in an open container any alcoholic beverage, as defined in this article, while:
8	(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;
10 11	(2) On an adjacent parking area or other outside area of any other retail establishment, unless authorized by the owner of the establishment; or
12 13	(3) In any parked vehicle located on any of the places enumerated in this section, unless authorized.
14	<u>19-302.</u>
15 16	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.
17	<u>19-303.</u>
18	This [subheading] SUBTITLE applies only in the following counties:
19	(1) Allegany County;
20 21	(2) Baltimore County, including motorcycles located on any of the places enumerated in § 19-301 of this [subheading] SUBTITLE, unless authorized;
22	(3) Calvert County;
23 24	(4) <u>Carroll County, including motorcycles located on any of the places</u> enumerated in § 19-301 of this [subheading] SUBTITLE, unless authorized;
25	(5) <u>Cecil County;</u>
26	(6) <u>Charles County;</u>
27	(7) <u>Dorchester County;</u>
28	(8) Frederick County;
29	(9) Garrett County;
30	(10) Harford County;
31	(11) Howard County;

1	<u>(12)</u>	Montgomery County;	
2	<u>(13)</u>	PRINCE	E GEORGE'S COUNTY;
3	[(13)]	<u>(14)</u>	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.