

Department of Legislative Services  
Maryland General Assembly  
2006 Session

FISCAL AND POLICY NOTE

House Bill 1266  
Economic Matters

(Montgomery County Delegation)

Education, Health, and Environmental  
Affairs

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Montgomery County - Alcoholic Beverages - Issuance of License After  
Revocation  
MC 603-06

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This bill provides that if an alcoholic beverages license is revoked in Montgomery County, the Montgomery County Board of License Commissioners may issue a license to another person for the same premises and in the same manner as the board considers an application for a new license.

The bill takes effect June 1, 2006.

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Fiscal Summary

**State Effect:** None.

**Local Effect:** Authorizing the issuance of an alcoholic beverages license for a premises where the previous licensee's license was revoked without having to wait six months in Montgomery County would not materially impact county finances.

**Small Business Effect:** Overall minimal. Potential meaningful for a location where a potential licensee would be able to obtain an alcoholic beverages license, rather than wait six months before the location is eligible for the issuance of an alcoholic beverages license.

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Analysis

**Current Law:** Generally, when an alcoholic beverages license has been revoked, that licensee is no longer entitled to obtain another alcoholic beverages license. Furthermore, for the premises where the alcoholic beverages license was revoked, no other person is entitled to obtain an alcoholic beverages license for six months following the revocation date.

**Background:** The Montgomery County Board of License Commissioners advises that license revocations are rare – usually around one or two per year. There were no revocations in fiscal 2005.

In Allegany County, if an alcoholic beverages license is revoked because the licensee violated provisions of the Tax – General Article that relate to the alcoholic beverages tax or any provision of Article 2B, the licensee may not obtain an alcoholic beverages license nor may an alcoholic beverages license be issued for the same premises for one year. In Garrett County, the licensee may not obtain an alcoholic beverages license nor may an alcoholic beverages license be issued for the same premises for two years. In Wicomico County, the licensee may not obtain an alcoholic beverages license for one year, and an alcoholic beverages license may not be issued for the same premises for six months.

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### **Additional Information**

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** Montgomery County, Department of Legislative Services

**Fiscal Note History:** First Reader - February 27, 2006  
ncs/hlb

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