

HOUSE BILL 373

A2

71r1814

By: **Charles County Delegation**

Introduced and read first time: February 2, 2007

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Charles County – Alcoholic Beverages – Protest Against License Renewal**

3 FOR the purpose of requiring that in Charles County a protest against the renewal of
4 an alcoholic beverages license must specify the basis on which the protest is
5 made; requiring that the protest be filed under oath; authorizing the Board of
6 License Commissioners to approve the renewal of the license without a hearing
7 if the Board makes a finding that the basis of the protest lacks substance; and
8 generally relating to the renewal of alcoholic beverages licenses in Charles
9 County.

10 BY repealing and reenacting, without amendments,
11 Article 2B – Alcoholic Beverages
12 Section 10–301(a)(1)(i)
13 Annotated Code of Maryland
14 (2005 Replacement Volume and 2006 Supplement)

15 BY repealing and reenacting, with amendments,
16 Article 2B – Alcoholic Beverages
17 Section 10–301(a)(1)(iii)
18 Annotated Code of Maryland
19 (2005 Replacement Volume and 2006 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



Article 2B – Alcoholic Beverages

1

2 10–301.

3 (a) (1) (i) Except in Prince George’s County, the holder of any expiring
4 license, other than special licenses issued under the provisions of this article, shall,
5 not less than 30 nor more than 60 days before the first day of May of each and every
6 year, file a written application, duly verified by oath, for the renewal of the license
7 with the official authorized to approve the same.

8 (iii) **1. [A] SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS**
9 **SUBPARAGRAPH, A** license by way of renewal may not be approved without a hearing
10 before such official if a protest has been filed against the granting of the new license at
11 least 30 days before the expiration of the license for which renewal is sought.

12 **2. IN CHARLES COUNTY:**

13 **A. A PROTEST SHALL SPECIFY THE BASIS ON WHICH**
14 **THE PROTEST IS MADE;**

15 **B. THE PROTEST SHALL BE FILED UNDER OATH; AND**

16 **C. THE BOARD OF LICENSE COMMISSIONERS MAY**
17 **APPROVE THE RENEWAL OF THE LICENSE WITHOUT A HEARING IF THE BOARD**
18 **MAKES A FINDING THAT THE BASIS OF THE PROTEST LACKS SUBSTANCE.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 July 1, 2007.