

HOUSE BILL 1021

A2

EMERGENCY BILL

9lr0301

By: **Prince George's County Delegation**

Introduced and read first time: February 13, 2009

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 21, 2009

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County - ~~1-Day~~ 3-Day Beer, Wine and Liquor License**

3 **PG 312-09**

4 FOR the purpose of establishing a special ~~1-day~~ 3-day Class C beer, wine and liquor
5 license in Prince George's County; specifying that the special license may be
6 issued to a nonprofit organization ~~that has its principal place of business in a~~
7 ~~certain legislative district~~ for use in a waterfront entertainment complex, as
8 defined by the County Executive of Prince George's County; specifying that the
9 holder of the special license may sell beer, wine, or liquor for consumption on or
10 off the premises; setting a certain license fee; restricting the number of days
11 that a special license may be issued; ~~specifying that a special license be signed~~
12 ~~by a certain officer of the nonprofit organization~~; specifying that the holder of a
13 special license may purchase beer, wine, or liquor only from a certain person;
14 specifying that beer, wine, or liquor may be donated by a certain person; making
15 this Act an emergency measure; and generally relating to alcoholic beverages
16 licenses in Prince George's County.

17 BY adding to

18 Article 2B – Alcoholic Beverages

19 Section 7-101(w)

20 Annotated Code of Maryland

21 (2005 Replacement Volume and 2008 Supplement)

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



Article 2B - Alcoholic Beverages

7-101.

(W) (1) THIS SUBSECTION APPLIES ONLY IN PRINCE GEORGE'S COUNTY.

(2) THE BOARD OF LICENSE COMMISSIONERS MAY ISSUE A SPECIAL ~~1-DAY~~ 3-DAY CLASS C BEER, WINE AND LIQUOR LICENSE TO A NONPROFIT ORGANIZATION THAT:

~~(I) IS EXEMPT FROM TAXATION UNDER § 501(C)(3) OF THE INTERNAL REVENUE CODE; AND~~

~~(II) HAS ITS PRINCIPAL PLACE OF BUSINESS IN THE 26TH LEGISLATIVE DISTRICT IS EXEMPT FROM TAXATION UNDER § 501(C)(3) OF THE INTERNAL REVENUE CODE.~~

(3) THE SPECIAL LICENSE ENTITLES THE HOLDER TO SELL BEER, WINE, OR LIQUOR ~~FOR CONSUMPTION ON OR OFF THE PREMISES IN A WATERFRONT ENTERTAINMENT COMPLEX, AS DEFINED BY THE COUNTY EXECUTIVE OF PRINCE GEORGE'S COUNTY.~~

(4) BEER, WINE, AND LIQUOR SOLD UNDER THE SPECIAL LICENSE MAY BE CONSUMED ON OR OFF THE PREMISES.

~~(4)~~ (5) THE FEE FOR A SPECIAL LICENSE IS \$150 PER DAY.

~~(5)~~ (6) THE SPECIAL LICENSE MAY NOT BE ISSUED TO ANY ONE ORGANIZATION FOR MORE THAN ~~4~~ 3 CONSECUTIVE DAYS OR FOR MORE THAN ~~8~~ 6 DAYS IN A SINGLE CALENDAR YEAR.

~~(6) THE SPECIAL LICENSE SHALL BE SIGNED BY AT LEAST ONE OFFICER OF THE ORGANIZATION WHO IS A RESIDENT OF THE 26TH LEGISLATIVE DISTRICT AND A REGISTERED VOTER AND TAXPAYER OF THE COUNTY.~~

(7) (I) A HOLDER OF THE SPECIAL LICENSE ~~MAY~~ SHALL PURCHASE BEER, WINE, OR LIQUOR ONLY FROM A WHOLESALER LICENSED IN THE STATE.

(II) A WHOLESALER LICENSED IN THE STATE MAY DONATE ALCOHOLIC BEVERAGES TO THE HOLDER OF THE SPECIAL LICENSE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety,

1 has been passed by a yea and nay vote supported by three-fifths of all the members
2 elected to each of the two Houses of the General Assembly, and shall take effect from
3 the date it is enacted.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.