

# HOUSE BILL 1365

A2

9lr3277

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By: **Montgomery County Delegation**

Introduced and read first time: February 20, 2009

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Rockville Town Center – Beer and Light Wine**  
3 **Licenses – Supermarkets**

4 **MC 936–09**

5 FOR the purpose of authorizing a Class A beer and light wine license to be issued to a  
6 supermarket located in the Rockville Town Center zoned property in  
7 Montgomery County; making certain stylistic changes; and generally relating to  
8 alcoholic beverages licenses in Montgomery County.

9 BY repealing and reenacting, without amendments,  
10 Article 2B – Alcoholic Beverages  
11 Section 5–101(a)(1) and (q)(1)  
12 Annotated Code of Maryland  
13 (2005 Replacement Volume and 2008 Supplement)

14 BY adding to  
15 Article 2B – Alcoholic Beverages  
16 Section 5–101(q)(4)  
17 Annotated Code of Maryland  
18 (2005 Replacement Volume and 2008 Supplement)

19 BY repealing and reenacting, with amendments,  
20 Article 2B – Alcoholic Beverages  
21 Section 9–102(a–1)  
22 Annotated Code of Maryland  
23 (2005 Replacement Volume and 2008 Supplement)

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

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **Article 2B - Alcoholic Beverages**

2 5-101.

3 (a) (1) A Class A beer and light wine license shall be issued by the license  
4 issuing authority of the county in which the place of business is located. The holder of  
5 the license may keep for sale and sell beer and light wines at retail, in any quantity to  
6 any consumers, at the place described in the license. The holder shall deliver the beer  
7 and light wines in a sealed package or container, which package or container may not  
8 be opened nor its contents consumed on the premises where sold.

9 (q) (1) In Montgomery County the annual license fee is \$250.

10 (4) **A SUPERMARKET LOCATED IN THE ROCKVILLE TOWN**  
11 **CENTER ZONED PROPERTY MAY BE ISSUED A CLASS A BEER AND LIGHT WINE**  
12 **LICENSE.**

13 9-102.

14 (a-1) (1) A Class A, B, or D beer license, beer and wine license, or beer, wine  
15 and liquor license, except by way of renewal, may not be granted, transferred, or  
16 issued to, or for use in conjunction with, or upon the premises of any business  
17 establishment of the type commonly known as chain stores, supermarkets, or discount  
18 houses.

19 (2) This subsection does not apply to or affect:

20 (I) [any] **ANY** business establishment already holding such a  
21 license or the possibility of such licensee having the license transferred to a similar  
22 type of business establishment; **OR**

23 (II) **A SUPERMARKET UNDER § 5-101(Q)(4) OF THIS**  
24 **ARTICLE.**

25 (3) Discount houses do not include licensees who sell at discount  
26 prices.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
28 July 1, 2009.