

# HOUSE BILL 1573

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By: **Delegate Kipke**

Rules suspended

Introduced and read first time: March 20, 2009

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Business Regulation – Soda Fountain License – Repeal**

3 FOR the purpose of repealing a provision of law requiring a person to have a soda  
4 fountain license whenever the person does business operating a soda fountain in  
5 the State; repealing a provision of law requiring an applicant for a soda fountain  
6 license to pay a certain license fee for each soda fountain; repealing a certain  
7 definition; making conforming changes; and generally relating to repealing the  
8 law requiring a person to have a license to operate a soda fountain in the State.

9 BY repealing and reenacting, without amendments,  
10 Article – Business Regulation  
11 Section 17–201(a)  
12 Annotated Code of Maryland  
13 (2004 Replacement Volume and 2008 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article – Business Regulation  
16 Section 17–201(b)(22) through (26)  
17 Annotated Code of Maryland  
18 (2004 Replacement Volume and 2008 Supplement)

19 BY repealing  
20 Article – Business Regulation  
21 Section 17–1701 through 17–1703 and the subtitle “Subtitle 17. Soda  
22 Fountains”  
23 Annotated Code of Maryland  
24 (2004 Replacement Volume and 2008 Supplement)

25 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
26 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 – Business Regulation**

2 17–201.

3 (a) In this subtitle, “license” means a license issued by a clerk under this  
4 title.

5 (b) In this subtitle, “license” includes:

6 (22) [a soda fountain license issued under Subtitle 17 of this title;

7 (23)] a trader’s license issued under Subtitle 18 of this title;

8 [(24)](23) a chain store license issued under Subtitle 18 of this title;

9 [(25)] (24) a vending machine license issued under Subtitle 19 of this  
10 title; and

11 [(26)] (25) a license to do business as a trading stamp issuer issued  
12 under Subtitle 20 of this title.

13 [Subtitle 17. Soda Fountains.]

14 [17–1701.

15 In this subtitle, “soda fountain license” means a license issued by the clerk to do  
16 business operating a soda fountain.]

17 [17–1702.

18 A person must have a soda fountain license whenever the person does business  
19 operating a soda fountain in the State.]

20 [17–1703.

21 An applicant for a soda fountain license shall pay to the clerk a license fee of:

22 (1) \$10 for each soda fountain in a municipal corporation or  
23 unincorporated place with a population of less than 1,000, according to the latest  
24 federal census;

25 (2) \$25 for each soda fountain elsewhere in the State, except  
26 Baltimore City; or

27 (3) \$60 for each soda fountain in Baltimore City.]

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