

SENATE BILL 346

A2
SB 128/08 – EHE

9lr2163

By: **Senator Exum**

Introduced and read first time: January 29, 2009

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: April 1, 2009

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages – Appeal of Order to Close**
3 **Place of Business**

4 FOR the purpose of specifying that, in an appeal from a decision of the Board of
5 License Commissioners of Prince George's County, the court may not stay an
6 order of the Board to close a place of business that is licensed to sell alcoholic
7 beverages; and generally relating to the Board of License Commissioners of
8 Prince George's County.

9 BY repealing and reenacting, without amendments,
10 Article 2B – Alcoholic Beverages
11 Section 16–101(a)
12 Annotated Code of Maryland
13 (2005 Replacement Volume and 2008 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article 2B – Alcoholic Beverages
16 Section 16–101(b)(4)
17 Annotated Code of Maryland
18 (2005 Replacement Volume and 2008 Supplement)

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

21 **Article 2B – Alcoholic Beverages**

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.



1 16-101.

2 (a) The decision of a local licensing board, in approving, suspending,
3 revoking and restricting, or refusing to approve, suspend, revoke or restrict a license,
4 or a licensee, shall be subject to appeal in the manner provided in this section.

5 (b) (4) (I) **THIS PARAGRAPH APPLIES ONLY IN PRINCE GEORGE'S**
6 **COUNTY.**

7 (II) [In Prince George's County, the] **THE** governing body of the
8 municipality in which the licensed place of business is located or proposed to be
9 located may appeal therefrom to the circuit court of the county upon payment of all
10 costs incident to the hearing before the Board of License Commissioners.

11 (III) **IN AN APPEAL FROM A DECISION OF THE BOARD OF**
12 **LICENSE COMMISSIONERS, THE COURT MAY NOT STAY AN ORDER OF THE**
13 **BOARD TO CLOSE A LICENSED PLACE OF BUSINESS.**

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.