

Chapter 360

(Senate Bill 904)

AN ACT concerning

St. Mary's County – Alcoholic Beverages – Class A Off-Sale License Quota

FOR the purpose of prohibiting the Board of License Commissioners of St. Mary's County from issuing more than a certain number of Class A alcoholic beverages licenses with an off-sale privilege for each unit of a certain number of people in each election district in the county; requiring the Board to maintain the license quota by using the population figures of ~~the most recent federal census~~ a specified report; prohibiting the transfer of a certain license under certain circumstances; providing for the application of this Act; and generally relating to alcoholic beverages in St. Mary's County.

BY repealing and reenacting, without amendments,
Article 2B – Alcoholic Beverages
Section 9-219(a)
Annotated Code of Maryland
(2005 Replacement Volume and 2009 Supplement)

BY adding to
Article 2B – Alcoholic Beverages
Section 9-219(d)
Annotated Code of Maryland
(2005 Replacement Volume and 2009 Supplement)

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

Article 2B – Alcoholic Beverages

9-219.

(a) This section applies only in St. Mary's County.

(D) (1) THE BOARD OF LICENSE COMMISSIONERS:

~~(1) (I) MAY NOT ISSUE MORE THAN 1 CLASS A ALCOHOLIC BEVERAGES LICENSE WITH AN OFF-SALE PRIVILEGE, REGARDLESS OF LICENSE CLASS, FOR EACH UNIT OF 4,000~~ **(1) (I) MAY NOT ISSUE MORE THAN 1 CLASS A ALCOHOLIC BEVERAGES LICENSE WITH AN OFF-SALE PRIVILEGE, REGARDLESS OF LICENSE CLASS, FOR EACH UNIT OF 1,350 PEOPLE IN EACH ELECTION DISTRICT IN THE COUNTY; AND**

~~(2)~~ (II) SHALL MAINTAIN THE LICENSE QUOTA STATED IN ITEM ~~(1)~~ (I) OF THIS ~~SUBSECTION ITEM~~ PARAGRAPH BY USING THE POPULATION FIGURES OF THE MOST RECENT ~~FEDERAL CENSUS~~ ST. MARY'S COUNTY PLANNING COMMISSION ANNUAL REPORT.

(2) A LICENSE ISSUED UNDER THIS SUBSECTION MAY NOT BE TRANSFERRED FROM ONE ELECTION DISTRICT TO ANOTHER ELECTION DISTRICT UNLESS THE TRANSFER CAN BE MADE WITHOUT EXCEEDING THE LICENSE QUOTA STATED IN ~~ITEM (1)~~ PARAGRAPH (1)(I) OF THIS PARAGRAPH SUBSECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any alcoholic beverages license issued in St. Mary's County before the effective date of this Act.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2010.

Approved by the Governor, May 4, 2010.