

HOUSE BILL 419

A2

4lr0840

By: **Charles County Delegation**

Introduced and read first time: January 24, 2014

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 7, 2014

CHAPTER _____

1 AN ACT concerning

2 **Charles County – Off-Sale Alcoholic Beverages Licenses – Population Quota**
3 **in Sixth Election District**

4 FOR the purpose of altering the resident population quota used to determine the
5 number of off-sale alcoholic beverages licenses that the Charles County Board
6 of License Commissioners may issue in the sixth election district of the county;
7 making a technical change; and generally relating to the issuance of alcoholic
8 beverages licenses with an off-sale privilege in Charles County.

9 BY repealing and reenacting, without amendments,
10 Article 2B – Alcoholic Beverages
11 Section 9–209(a)
12 Annotated Code of Maryland
13 (2011 Replacement Volume and 2013 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article 2B – Alcoholic Beverages
16 Section 9–209(b)
17 Annotated Code of Maryland
18 (2011 Replacement Volume and 2013 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 9-209.

2 (a) This section applies only in Charles County.

3 (b) (1) **[The] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
 4 **SUBSECTION, THE** Board of License Commissioners may not issue more than 1 of any
 5 class of alcoholic beverages license with an off-sale privilege for each unit of 1,350
 6 people, based on the **RESIDENT** population figures of the last federal census, within
 7 each election district in the county.

8 **(2) IN THE SIXTH ELECTION DISTRICT, THE BOARD OF LICENSE**
 9 **COMMISSIONERS MAY NOT ISSUE MORE THAN ONE OF ANY CLASS OF**
 10 **ALCOHOLIC BEVERAGES LICENSE WITH AN OFF-SALE PRIVILEGE FOR EACH**
 11 **UNIT OF 2,700 PEOPLE, BASED ON THE RESIDENT POPULATION FIGURES OF THE**
 12 **LAST FEDERAL CENSUS.**

13 **[(2)] (3)** A license issued under this subsection may not be
 14 transferred from one election district to another.

15 **[(3)] (4) (i)** This subsection may not be construed to require the
 16 forfeiture or revocation of any alcoholic beverages license issued and outstanding on
 17 October 1, 1992.

18 (ii) In any election district in which the quota is exceeded as of
 19 that date, the total number of licenses shall be reduced from time to time only by the
 20 voluntary relinquishment of licenses by the licensees, by bankruptcy, or by the
 21 workings of other provisions of this article. A new license may not be issued in any
 22 election district unless the issue may be made without exceeding the quota provided
 23 for in this subsection.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 25 July 1, 2014.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.