

HOUSE BILL 1061

A1

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CF SB 300

By: **Delegates Barkley, Aumann, Branch, Brooks, Davis, Frick, Jameson, Lisanti,
and Waldstreicher**

Introduced and read first time: February 13, 2015

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Issuance of Class A Licenses**

3 FOR the purpose of increasing, subject to certain conditions, the number of Class A
4 alcoholic beverages licenses that may be issued in the State to any individual for a
5 certain use; clarifying that, with a certain exception, no more than one license may
6 be issued in any single county or Baltimore City to an individual; making certain
7 stylistic changes; and generally relating to Class A alcoholic beverages licenses in
8 the State.

9 BY repealing and reenacting, with amendments,
10 Article 2B – Alcoholic Beverages
11 Section 9–102(a)(1) and 9–107
12 Annotated Code of Maryland
13 (2011 Replacement Volume and 2014 Supplement)

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

16 **Article 2B – Alcoholic Beverages**

17 9–102.

18 (a) (1) No more than one license provided by this article, except by way of
19 renewal or as otherwise provided in this section, shall be issued in any **SINGLE** county or
20 Baltimore City, to any **[person] INDIVIDUAL**, or for the use of any partnership, corporation,
21 unincorporated association, or limited liability company, in Baltimore City or any county
22 of the State.

23 9–107.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) Except by way of renewal or as provided in § 9–102(j)(4) of this subtitle[, no]:

2 (1) NO more than one alcoholic [beverage license provided by this article
3 that is a Class A, Class C, or Class D] BEVERAGES LICENSE THAT IS A CLASS C OR
4 CLASS D ALCOHOLIC BEVERAGES license may be issued in this State to any individual
5 for the use of:

6 [(1)] (I) That individual [in this State]; or

7 [(2)] (II) [For the use of any] ANY partnership, corporation,
8 unincorporated association, or limited liability company [in this State]; AND

9 (2) SUBJECT TO § 9–102(A)(1) OF THIS SUBTITLE, NO MORE THAN
10 TWO CLASS A ALCOHOLIC BEVERAGES LICENSES MAY BE ISSUED IN THIS STATE TO
11 ANY INDIVIDUAL FOR THE USE OF:

12 (I) THAT INDIVIDUAL; OR

13 (II) ANY PARTNERSHIP, CORPORATION, UNINCORPORATED
14 ASSOCIATION, OR LIMITED LIABILITY COMPANY.

15 (B) NOT MORE THAN ONE LICENSE MAY BE ISSUED UNDER SUBSECTION
16 (A)(2) OF THIS SECTION FOR THE USE OF AN ESTABLISHMENT THAT DERIVES LESS
17 THAN 85% OF REVENUE FROM THE SALE OF ALCOHOLIC BEVERAGES.

18 [(b)] (C) This section may not be construed to abrogate or alter any restrictions
19 on the issuance of any class of license otherwise contained in § 9–102 of this article.

20 [(c)] (D) This section may not be construed to prohibit the issuance of any license
21 otherwise expressly permitted under this article.

22 [(d)] (E) This section may not be construed to prohibit the issuance of any license
23 to any individual for that individual or for the use of any partnership, corporation,
24 unincorporated association, or limited liability company, if the license is issued for premises
25 which are outdoor amphitheaters, centers for the performing arts, stadiums, or sports
26 arenas.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
28 1, 2015.