

HOUSE BILL 1028

A2

6lr2458
CF SB 682

By: **Delegate Beitzel**

Introduced and read first time: February 11, 2016

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 9, 2016

CHAPTER _____

1 AN ACT concerning

2 **Garrett County – Alcoholic Beverages – Sunday Sales**

3 FOR the purpose of submitting to a referendum of the qualified voters of certain election
4 districts and precincts of election districts in Garrett County the question of whether
5 the holders of certain alcoholic beverages licenses in Garrett County should be
6 authorized to sell alcoholic beverages for off–premises consumption on certain
7 Sundays under certain circumstances; submitting to a referendum of the qualified
8 voters of certain election districts and precincts of election districts in Garrett
9 County the question of whether the holders of certain alcoholic beverages licenses in
10 Garrett County should be authorized to sell alcoholic beverages for on– or
11 off–premises consumption on certain Sundays under certain circumstances;
12 requiring the Board of County Commissioners and the Board of Supervisors of
13 Elections of Garrett County to take certain actions regarding each referendum
14 required under this Act; requiring the County Board of License Commissioners to
15 report certain information to the Department of Legislative Services by a certain
16 date; requiring the publishers of the Annotated Code of Maryland to list in the
17 Annotated Code each district and precinct in Garrett County that has approved the
18 sale of alcoholic beverages by certain license holders on Sundays; submitting this Act
19 to a referendum of the qualified voters of certain election districts and precincts of
20 election districts in Garrett County; and generally relating to the sale of alcoholic
21 beverages in Garrett County on Sundays.

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
23 That:

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 (a) (1) In accordance with Title 21 of the Alcoholic Beverages Article, a
2 question substantially similar to the following shall be submitted to a referendum of the
3 qualified voters of the following election districts or precincts of election districts in Garrett
4 County at the general election to be held in November of 2016: 2, 3-1, 12, and 16:

5 “Do you favor authorizing Sunday sales of alcoholic beverages for off-premises
6 consumption, if applicable, in your election district by holders of alcoholic beverages
7 licenses, in accordance with Title 21 of the Alcoholic Beverages Article, from 1 p.m. until
8 10 p.m. and requiring the payment of additional fees by license holders who wish to sell
9 alcoholic beverages on Sundays?”

10 (2) In accordance with Title 21 of the Alcoholic Beverages Article, a
11 question substantially similar to the following shall be submitted to a referendum of the
12 qualified voters of the following election districts or precincts of election districts in Garrett
13 County at the general election to be held in November of 2016: 4, 8-1, 8-2, 13, and 14-2:

14 “Do you favor authorizing Sunday sales of alcoholic beverages for on- and
15 off-premises consumption, if applicable, in your election district by holders of alcoholic
16 beverages licenses, in accordance with Title 21 of the Alcoholic Beverages Article, from 1
17 p.m. until 10 p.m. and requiring the payment of additional fees by license holders who wish
18 to sell alcoholic beverages on Sundays?”

19 (b) (1) The Board of County Commissioners and the Board of Supervisors of
20 Elections in Garrett County shall do those things necessary and proper to provide for and
21 hold each referendum required by this section. If a majority of the votes cast on the question
22 in an election district or a precinct of an election district are “For Sunday sales of alcoholic
23 beverages”, the authority to sell alcoholic beverages on Sunday, in accordance with Title 21
24 of the Alcoholic Beverages Article, shall become effective in that election district or precinct
25 on December 15, 2016; but if a majority of the votes cast on the question in an election
26 district or precinct of an election district are “Against Sunday sales of alcoholic beverages”,
27 the sale of alcoholic beverages on Sunday shall be prohibited in that election district or
28 precinct.

29 (2) The Board of Supervisors of Elections of Garrett County shall notify the
30 Department of Legislative Services concerning the results of each referendum required
31 under this section in each election district and precinct of an election district.

32 (3) The Garrett County Board of License Commissioners shall provide to
33 the Department of Legislative Services, by December 1, 2016, a complete list of all election
34 districts and precincts in Garrett County in which Sunday sales of alcoholic beverages are
35 authorized.

36 SECTION 2. AND BE IT FURTHER ENACTED, That the publishers of the
37 Annotated Code of Maryland, in consultation with and subject to the approval of the
38 Department of Legislative Services, shall list, in an annotation to the appropriate sections
39 of Title 21 of the Alcoholic Beverages Article, each district and precinct in Garrett County
40 in which the voters have approved the sale of alcoholic beverages on Sundays.

1 SECTION 3. AND BE IT FURTHER ENACTED, That before this Act becomes
2 effective it shall first be submitted to a referendum of the qualified voters of certain election
3 districts and precincts of election districts in Garrett County at the general election to be
4 held in November of 2016. The County governing body and the Garrett County Board of
5 Elections shall do those things necessary and proper to provide for and hold the referendum
6 required by this section. If a majority of the votes cast on the question are “For the referred
7 law” the provisions of this Act shall become effective on December 15, 2016, but if a majority
8 of the votes cast on the question are “Against the referred law” the provisions of this Act
9 are of no effect and null and void.

10 SECTION 4. AND BE IT FURTHER ENACTED, That, subject to the provisions of
11 Section 3 of this Act and for the sole purpose of providing for the referendum required by
12 Section 3 of this Act, the Act shall take effect July 1, 2016.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.