

SENATE BILL 682

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CF 6lr2458

By: **Senator Edwards**

Introduced and read first time: February 5, 2016

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

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:

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 “Do you favor authorizing Sunday sales of alcoholic beverages for off–premises
2 consumption, if applicable, in your election district by holders of alcoholic beverages
3 licenses, in accordance with Title 21 of the Alcoholic Beverages Article, from 1 p.m. until
4 10 p.m. and requiring the payment of additional fees by license holders who wish to sell
5 alcoholic beverages on Sundays?”

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

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

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

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

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

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

37 SECTION 3. AND BE IT FURTHER ENACTED, That before this Act becomes
38 effective it shall first be submitted to a referendum of the qualified voters of certain election
39 districts and precincts of election districts in Garrett County at the general election to be
40 held in November of 2016. The County governing body and the Garrett County Board of

1 Elections shall do those things necessary and proper to provide for and hold the referendum
2 required by this section. If a majority of the votes cast on the question are “For the referred
3 law” the provisions of this Act shall become effective on December 15, 2016, but if a majority
4 of the votes cast on the question are “Against the referred law” the provisions of this Act
5 are of no effect and null and void.

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