

Department of Legislative Services  
Maryland General Assembly  
2019 Session

FISCAL AND POLICY NOTE  
Third Reader

House Bill 335  
Economic Matters

(Montgomery County Delegation)

Education, Health, and Environmental Affairs

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Montgomery County - Alcoholic Beverages Licenses - Fee Refunds  
MC 28-19

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This bill authorizes the Montgomery County Board of License Commissioners to refund the unearned portion of an alcoholic beverages license fee so long as the license is voluntarily surrendered at least six months prior to its expiration. **The bill takes effect July 1, 2019.**

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Fiscal Summary

**State Effect:** None.

**Local Effect:** Montgomery County revenues decrease to the extent license fee refunds are issued.

**Small Business Effect:** Minimal.

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Analysis

**Current Law:** Generally, an alcoholic beverages license holder is not entitled to a refund on the unearned portion of the license fee. However, refunds are authorized by State law if (1) the license holder goes into bankruptcy; (2) the license holder dies; (3) the license holder volunteers for or is drafted into the United States' or an organized State militia; (4) the license holder surrenders the license and receives a new license of a higher class; (5) the license holder is found guilty of a crime and the license is revoked; (6) the Comptroller reverses the issuance of the license upon judicial review; or (7) the licensed premises is taken by the federal government, the State, or municipality for public use.

**Background:** In fiscal 2018, there were 1,039 alcoholic beverages licenses issued in Montgomery County.

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### **Additional Information**

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** Montgomery County; Department of Legislative Services

**Fiscal Note History:** First Reader - February 13, 2019  
mm/tso Third Reader - March 19, 2019

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