A BILL ENTITLED

AN ACT concerning

Prince George’s County – Alcoholic Beverages – Licenses for Supermarkets

FOR the purpose of authorizing the Board of License Commissioners for Prince George’s County to issue a Class A beer and light wine license for use in a supermarket under certain circumstances; and generally relating to alcoholic beverages in Prince George’s County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 26–102 and 26–1501
Annotated Code of Maryland
(2016 Volume and 2019 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 26–1509
Annotated Code of Maryland
(2016 Volume and 2019 Supplement)

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

Article – Alcoholic Beverages

26–102.

This title applies only in Prince George’s County.

26–1501.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.
(a) Section 4–207 ("Licenses issued to minors") of Division I of this article applies in the county without exception or variation.

(b) The following sections of Title 4, Subtitle 2 ("Issuance or Denial of License Applications") do not apply in the county:

(1) § 4–206 ("Limitations on retail floor space") and is superseded by § 26–1504 of this subtitle;

(2) § 4–210 ("Approval or denial of license application") and is superseded by § 26–1513 of this subtitle; and

(3) § 4–214 ("Waiting periods after denial of license applications") and is superseded by § 26–1516 of this subtitle.

(c) The following sections of Title 4, Subtitle 2 ("Issuance or Denial of Local Licenses") of Division I of this article apply in the county:

(1) § 4–202 ("Authority of local licensing boards"), in addition to §§ 26–1502 and 26–1503 of this subtitle;

(2) § 4–203 ("Prohibition against issuing multiple licenses to individual or for use of entity"), subject to § 26–1505 of this subtitle and Subtitle 13, Part III and Subtitle 16, Part II of this title;

(3) § 4–204 ("Prohibition against issuing multiple licenses for same premises"), subject to § 26–1505 of this subtitle and Subtitle 13, Part III of this title;

(4) § 4–205 ("Chain store, supermarket, or discount house"), subject to § 26–1509 of this subtitle;

(5) § 4–208 ("Notice of license application required"), subject to § 26–1512 of this subtitle;

(6) § 4–209 ("Hearing"), in addition to § 26–1511 of this subtitle;

(7) § 4–211 ("License forms; effective date; expiration"), in addition to § 26–1508 of this subtitle;

(8) § 4–212 ("License not property"), subject to § 26–1506 of this subtitle; and

(9) § 4–213 ("Replacement licenses"), subject to § 26–1517 of this subtitle.

26–1509.
(a) Except as provided in subsection (b) SUBSECTIONS (B) AND (C) of this section, the Board may not issue a license that has an off–sale privilege to:

(1) an establishment commonly known as a chain store, supermarket, or discount house; or

(2) a franchisor, franchisee, or concessionaire of the establishment.

(b) An establishment described in subsection (a) of this section that held a license on July 1, 1973:

(1) may continue to hold the license; and

(2) at the discretion of the Board, may change the class of the license.

(C) THE BOARD MAY ISSUE A CLASS A BEER AND LIGHT WINE LICENSE FOR USE IN A SUPERMARKET THAT HAS A MINIMUM INVESTMENT OF AT LEAST $500,000 IN THE SUPERMARKET FACILITIES, NOT INCLUDING THE COST OF LAND OR BUILDINGS.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2020.