

HOUSE BILL 463

A2

0lr1047
CF 0lr1048

By: **Delegates Arentz, Ghrist, and Jacobs**

Introduced and read first time: January 24, 2020

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 10, 2020

CHAPTER _____

1 AN ACT concerning

2 **Queen Anne's County – Alcoholic Beverages – Financial Interest**

3 FOR the purpose of defining the ~~phrase~~ phrases “controlling interest” and “financial
4 interest” as ~~it applies~~ they apply to applications for alcoholic beverages licenses in
5 Queen Anne's County; and generally relating to alcoholic beverages licenses in
6 Queen Anne's County.

7 BY repealing and reenacting, without amendments,

8 Article – Alcoholic Beverages

9 Section 4–109(a)(11), (13), and (16), 27–102, and 27–1401(c)(4)

10 Annotated Code of Maryland

11 (2016 Volume and 2019 Supplement)

12 BY repealing and reenacting, with amendments,

13 Article – Alcoholic Beverages

14 Section 27–1404

15 Annotated Code of Maryland

16 (2016 Volume and 2019 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Alcoholic Beverages**

20 4–109.

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) A license application shall state:

2 (11) whether the applicant has a financial interest in the business to be
3 conducted under the license;

4 (13) that the applicant or a person on behalf of whom the application is filed
5 does not have a financial interest in any other place of business in the jurisdiction for which
6 an alcoholic beverage license has been applied for or issued;

7 (16) that during the term of the license, a person other than the applicant
8 will not have a financial interest in the license or in the business to be conducted under the
9 license;

10 27–102.

11 This title applies only in Queen Anne’s County.

12 27–1401.

13 (c) The following sections of Title 4, Subtitle 1 (“Applications for Local Licenses”)
14 of Division I of this article apply in the county:

15 (4) § 4–109 (“Required information on application — In general”), subject
16 to § 27–1404 of this subtitle.

17 27–1404.

18 **(A) IN THIS SECTION, “CONTROLLING INTEREST” MEANS THE OWNERSHIP**
19 **OR CONTROL OF SUFFICIENT SHARES OR INTEREST IN A BUSINESS TO ALLOW FOR**
20 **AN EXERCISE OF CONTROL OVER THAT BUSINESS.**

21 ~~(A)~~ **(B)** An applicant for a license shall:

22 (1) include a statement in the application that the applicant is at least 21
23 years old; and

24 (2) submit an affidavit verifying the application.

25 ~~(B)~~ **(C)** **(1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
26 **SUBSECTION, A LICENSE HOLDER SHALL MEET ALL REQUIREMENTS OF THE**
27 **RESPECTIVE LICENSES.**

28 **(2) THE TERM “FINANCIAL INTEREST” AS USED IN § 4–109(A)(11),**
29 **(13), AND (16) OF THIS ARTICLE REFERS TO AN APPLICANT WHO IS THE OWNER OF A**

1 ~~CONTROLLING INTEREST IN A PLACE OF BUSINESS WHERE-OR~~ **CONTROLLING INTEREST IN A PLACE OF BUSINESS WHERE-OR FOR WHICH A LICENSE**
2 **HAS BEEN APPLIED FOR OR ISSUED.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
4 1, 2020.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.