

Chapter 776

(Senate Bill 965)

AN ACT concerning

Charles County – Alcoholic Beverages – Multiple Class B Licenses

FOR the purpose of ~~authorizing the Board of License Commissioners for Charles County to~~ allow prohibiting a person to obtain from having a direct or indirect interest in, in addition to certain other licenses, not more than a certain number of Class B–H (hotel), Class B–R (restaurant), ~~or~~ and Class B–RB (restaurant/bar) on-sale beer, wine, and liquor licenses in any combination in Charles County; and generally relating to alcoholic beverages licenses in Charles County.

BY repealing and reenacting, without amendments,
 Article – Alcoholic Beverages
 Section 18–102
 Annotated Code of Maryland
 (2016 Volume and 2021 Supplement)

BY adding to
 Article – Alcoholic Beverages
 Section 18–1606
 Annotated Code of Maryland
 (2016 Volume and 2021 Supplement)

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

Article – Alcoholic Beverages

18–102.

This title applies only in Charles County.

18–1606.

(A) ~~THE BOARD MAY ALLOW A~~ A PERSON TO OBTAIN MAY NOT HAVE A DIRECT OR INDIRECT INTEREST IN, IN ADDITION TO ONE OR MORE LICENSES ISSUED IN ANOTHER JURISDICTION OR STATE, NOT MORE THAN TWO OF THE FOLLOWING LICENSES IN ANY COMBINATION:

(1) CLASS B–H (HOTEL) ON–SALE BEER, WINE, AND LIQUOR LICENSES ISSUED UNDER § 18–902 OF THIS TITLE;

(2) CLASS B–R (RESTAURANT) ON–SALE BEER, WINE, AND LIQUOR LICENSES ISSUED UNDER § 18–904 OF THIS TITLE; ~~OR~~ AND

(3) CLASS B–RB (RESTAURANT/BAR) ON–SALE BEER, WINE, AND LIQUOR LICENSES ISSUED UNDER § 18–905 OF THIS TITLE.

(B) AN INDIRECT INTEREST IS PRESUMED TO EXIST BETWEEN ANY COMBINATION OF PERSONS IF ANY OF THE FOLLOWING CONDITIONS EXIST BETWEEN THEM:

(1) A COMMON PARENT COMPANY;

(2) A FRANCHISE AGREEMENT;

(3) A LICENSING AGREEMENT;

(4) A CONCESSION AGREEMENT;

(5) DUAL MEMBERSHIP IN A CHAIN OF BUSINESSES COMMONLY OWNED AND OPERATED;

(6) A SHARING OF DIRECTORS, STOCKHOLDERS, PARTNERS, OR MEMBERS, OR A SHARING OF DIRECTORS, STOCKHOLDERS, PARTNERS, OR MEMBERS OF PARENTS OR SUBSIDIARIES;

(7) COMMON DIRECT OR INDIRECT SHARING OF PROFIT FROM THE SALE OF ALCOHOLIC BEVERAGES; OR

(8) A SHARING OF A COMMON TRADE NAME, TRADEMARK, LOGO, OR THEME OR MODE OF OPERATION IDENTIFIABLE BY THE PUBLIC.

~~**(C) A SECOND OR SUBSEQUENT LICENSE DESCRIBED IN SUBSECTION (A) OF THIS SECTION DOES NOT CONFER AN OFF–SALE PRIVILEGE.**~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2022.

Enacted under Article II, § 17(c) of the Maryland Constitution, May 29, 2022.