

SB0771/463229/1

BY: Economic Matters Committee

AMENDMENTS TO SENATE BILL 771
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, at the top of the page, insert “EMERGENCY BILL”; in line 2, strike “- **46th District**”; in the same line, strike “**Licenses**” and substitute “- **Licenses and Outdoor Table Service Privileges**”; in line 5, after “Board” insert “of License Commissioners for Baltimore City”; in line 9, after the semicolon insert “prohibiting the Board from charging a holder of an alcoholic beverages license a certain fee if the holder holds a Temporary Outdoor Seating Permit issued by the Mayor and City Council of Baltimore City; authorizing the Board to grant certain ancillary license privileges to a holder of an alcoholic beverages license and to alter certain notice requirements under certain circumstances;”; and in the same line, strike “licenses”.

AMENDMENT NO. 2

On page 5, strike in their entirety lines 26 and 27 and substitute:

“SECTION 3. AND BE IT FURTHER ENACTED, That:

(a) Except as provided in subsection (b)(3) of this section, the Board of License Commissioners for Baltimore City may not charge a fee to a holder of an alcoholic beverages license issued by the Board if:

(1) the holder of the alcoholic beverages license also holds an unexpired Temporary Outdoor Seating Permit issued by the Mayor and City Council of Baltimore City; and

(2) the fee is imposed for the ancillary privilege of providing outdoor table or cafe service in conjunction with the Temporary Outdoor Seating Permit.

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(b) (1) On application, the Board of License Commissioners for Baltimore City may consider the request of a holder of an alcoholic beverages license who also holds an unexpired Temporary Outdoor Seating Permit issued by the Mayor and City Council of Baltimore City to permanently add to the holder’s license the ancillary privilege of providing outdoor table or cafe service.

(2) The Board may:

(i) satisfy the notice requirement under § 12–1506(a) of the Alcoholic Beverages Article by publishing the entire list of applications received under paragraph (1) of this subsection as a single consolidated list in two newspapers of general circulation in Baltimore City; and

(ii) waive the requirement under § 12–1506(b) of the Alcoholic Beverages Article to post a notice at the location described in the application.

(3) If, in accordance with this subsection, the Board adds to a license holder’s license the ancillary privilege of providing outdoor table or cafe service, the fee prohibition under subsection (a) of this section does not apply.

(4) The Board shall adopt regulations to carry out the provisions of this subsection.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye and nay vote supported by three–fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted. Section 2 of this Act shall remain effective through June 30, 2023, and, at the end of June 30, 2023, Section 2 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.”.