

HOUSE BILL 558

A2

3lr1983
CF SB 393

By: **Carroll County Delegation**

Introduced and read first time: February 3, 2023

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 10, 2023

CHAPTER _____

1 AN ACT concerning

2 **Carroll County – Alcoholic Beverages Licenses – Residency Requirement**

3 FOR the purpose of requiring a certain applicant for an alcoholic beverages license in
4 Carroll County to be a resident of the State, rather than the county, when an
5 application for a license is filed and to remain a resident of the State for the license
6 to remain valid; and generally relating to alcoholic beverages licenses in Carroll
7 County.

8 BY repealing and reenacting, without amendments,
9 Article – Alcoholic Beverages
10 Section 16–102
11 Annotated Code of Maryland
12 (2016 Volume and 2022 Supplement)

13 BY repealing and reenacting, with amendments,
14 Article – Alcoholic Beverages
15 Section 16–1401 and 16–1405
16 Annotated Code of Maryland
17 (2016 Volume and 2022 Supplement)

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

20 **Article – Alcoholic Beverages**

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 16–102.

2 This title applies only in Carroll County.

3 16–1401.

4 (a) The following sections of Title 4, Subtitle 1 (“Applications for Local Licenses”)
 5 of Division I of this article apply in the county without exception or variation:

6 (1) § 4–102 (“Applications to be filed with local licensing board”);

7 [(6)] (2) [§ 4–103 (“Application on behalf of partnership”);

8 (3) § 4–104 (“Application on behalf of corporation or club”);

9 (4) § 4–105 (“Application on behalf of limited liability company”);

10 [(5)] § 4–106 (“Payment of notice expenses”);

11 [(6)] (3) § 4–108 (“Application form required by Comptroller”);

12 [(7)] (4) § 4–111 (“Payment of license fees”);

13 [(8)] (5) § 4–113 (“Refund of license fees”); and

14 [(9)] (6) § 4–114 (“Fees for licenses issued for less than 1 year”).

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

17 (1) **§ 4–103 (“APPLICATION ON BEHALF OF PARTNERSHIP”), SUBJECT**
 18 **TO § 16–1405 OF THIS SUBTITLE;**

19 (2) **§ 4–104 (“APPLICATION ON BEHALF OF CORPORATION OR CLUB”),**
 20 **SUBJECT TO § 16–1405 OF THIS SUBTITLE;**

21 (3) **§ 4–105 (“APPLICATION ON BEHALF OF LIMITED LIABILITY**
 22 **COMPANY”), SUBJECT TO § 16–1405 OF THIS SUBTITLE;**

23 [(1)] (4) § 4–107 (“Criminal history records check”), subject to §§ 16–1403
 24 and 16–1404 of this subtitle;

25 [(2)] (5) § 4–109 (“Required information on application — In general”),
 26 subject to § 16–1405 of this subtitle;

1 **[(3)] (6)** § 4–110 (“Required information on application — Petition of
2 support”), subject to § 16–1405.1 of this subtitle; and

3 **[(4)] (7)** § 4–112 (“Disposition of license fees”), subject to § 16–1406 of this
4 subtitle.

5 16–1405.

6 **(A)** ~~**AT AN INDIVIDUAL WHO IS A RESIDENT OF THE STATE AT THE TIME AN**~~
7 ~~**APPLICATION FOR A LICENSE IS FILED, AT LEAST ONE OF THE APPLICANTS SHALL**~~
8 ~~**BE A RESIDENT OF THE STATE MEETS THE RESIDENCY REQUIREMENTS UNDER §§**~~
9 ~~**4–103, 4–104, AND 4–105 OF THIS ARTICLE.**~~

10 **(B)** The license remains valid only for as long as **AT LEAST ONE OF** the [resident
11 applicant] **APPLICANTS** remains a resident of the [county] **STATE**.

12 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
13 1, 2023.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.