

SENATE BILL 962

A2

3lr3125

By: ~~Senator Beidle~~ Anne Arundel County Senators

Introduced and read first time: February 27, 2023

Assigned to: Rules

Re-referred to: Finance, March 3, 2023

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 15, 2023

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages Licenses – Residency Requirement**

3 FOR the purpose of requiring a certain applicant for an alcoholic beverages license in Anne
4 Arundel County to be a resident of the State, rather than the county, when an
5 application for a license is filed; providing that a certain license is valid only for as
6 long as the resident applicant remains a resident of the State; and generally relating
7 to alcoholic beverages licenses in Anne Arundel County.

8 BY repealing and reenacting, without amendments,

9 Article – Alcoholic Beverages

10 Section 11–102

11 Annotated Code of Maryland

12 (2016 Volume and 2022 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Alcoholic Beverages

15 Section 11–1401

16 Annotated Code of Maryland

17 (2016 Volume and 2022 Supplement)

18 BY adding to

19 Article – Alcoholic Beverages

20 Section 11–1408

21 Annotated Code of Maryland

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.



(2016 Volume and 2022 Supplement)

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

Article – Alcoholic Beverages

11–102.

This title applies only in Anne Arundel County.

11–1401.

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

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

(2) § 4–106 (“Payment of notice expenses”);

(3) § 4–108 (“Application form required by Comptroller”);

(4) § 4–109 (“Required information on application — In general”);

(5) § 4–111 (“Payment of license fees”); and

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

(b) (1) Section 4–110 (“Required information on application – Petition of support”) of Division I of this article does not apply in the county.

(2) Section 4–113 (“Refund of license fees”) of Division I of this article does not apply in the county and is superseded by § 11–1407 of this subtitle.

(3) The following sections of Title 4, Subtitle 1 (“Applications for Local Licenses”) of Division I of this article **DO NOT** apply in the county [except for] **TO** racetrack licenses or beach and amusement park licenses:

(i) § 4–103 (“Application on behalf of partnership”);

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

(iii) § 4–105 (“Application on behalf of limited liability company”).

(c) **(1)** The following sections of Title 4, Subtitle 1 (“Applications for Local Licenses”) of Division I of this article apply in the county **EXCEPT FOR RACETRACK LICENSE OR BEACH AND AMUSEMENT PARK LICENSES**:

1 (I) § 4-103 (“APPLICATION ON BEHALF OF PARTNERSHIP”),
2 SUBJECT TO § 11-1408 OF THIS SUBTITLE;

3 (II) § 4-104 (“APPLICATION ON BEHALF OF CORPORATION OR
4 CLUB”), SUBJECT TO § 11-1408 OF THIS SUBTITLE; AND

5 (III) § 4-105 (“APPLICATION ON BEHALF OF LIMITED LIABILITY
6 COMPANY”), SUBJECT TO § 11-1408 OF THIS SUBTITLE.

7 [(1)] (2) THE FOLLOWING SECTIONS OF TITLE 4, SUBTITLE 1
8 (“APPLICATIONS FOR LOCAL LICENSES”) OF DIVISION I OF THIS ARTICLE APPLY IN
9 THE COUNTY:

10 (I) § 4-107 (“Criminal history records check”), subject to §§ 11-1403
11 and 11-1404 of this subtitle; and

12 [(2)] (II) § 4-112 (“Disposition of license fees”), subject to § 11-1406 of this
13 subtitle.

14 11-1408.

15 (A) AN INDIVIDUAL WHO IS A RESIDENT OF THE STATE AT THE TIME AN
16 APPLICATION FOR A LICENSE IS FILED UNDER THIS TITLE MEETS THE RESIDENCY
17 REQUIREMENTS UNDER §§ 4-103, 4-104, AND 4-105 OF THIS ARTICLE.

18 (B) THE LICENSE REMAINS VALID ONLY FOR AS LONG AS THE RESIDENT
19 APPLICANT REMAINS A RESIDENT OF THE STATE.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
21 1, 2023.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.