

# HOUSE BILL 1116

C2

4lr1909

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By: **Delegate Harrison**

Introduced and read first time: February 7, 2024

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 8, 2024

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Business Regulation – Restaurants and Traders – Licensing Requirements**

3 FOR the purpose of repealing an exception for licensed restaurants, and establishing an  
4 exception for certain businesses that generate less than a certain percentage of sales  
5 from nonfood items, to the requirement that a person who does business as a trader  
6 or an exhibitor have a trader’s license; and generally relating to restaurant and  
7 trader’s licenses.

8 BY repealing and reenacting, without amendments,  
9 Article – Business Regulation  
10 Section 17–1803(a)  
11 Annotated Code of Maryland  
12 (2015 Replacement Volume and 2023 Supplement)

13 BY repealing and reenacting, with amendments,  
14 Article – Business Regulation  
15 Section 17–1803(d)  
16 Annotated Code of Maryland  
17 (2015 Replacement Volume and 2023 Supplement)

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

20 **Article – Business Regulation**

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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 17-1803.

2 (a) Except as otherwise provided in this subtitle, a person must have a trader’s  
3 license whenever the person:

4 (1) does business as a trader in the State; or

5 (2) does business as an exhibitor in the State.

6 (d) This section does not apply to:

7 (1) a grower, maker, or manufacturer of goods;

8 (2) a nonresident traveling salesperson, sample merchant, or  
9 representative of a foreign mercantile or manufacturing business while selling to or  
10 soliciting an order from a licensed trader in the State; ~~OR~~

11 (3) a private individual while publicly selling the individual’s personal  
12 effects on the individual’s property, if the individual holds only 1 sale not exceeding 14  
13 consecutive days in a calendar year; or

14 (4) a ~~restaurant licensed under Subtitle 16 of this title~~ **BUSINESS THAT**  
15 **GENERATES 10% OR LESS OF ITS ANNUAL SALES FROM NONFOOD ITEMS**.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 2024.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.