

# HOUSE BILL 1229

A2

5lr1246

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By: **Montgomery County Delegation**

Introduced and read first time: February 7, 2025

Assigned to: Economic Matters

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## A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Alcoholic Beverages Licenses – Health and Safety**  
3 **Regulations**

4 **MC 21–25**

5 FOR the purpose of requiring the Board of License Commissioners for Montgomery County  
6 to adopt regulations to gather certain information about certain retail  
7 establishments with certain alcoholic beverages licenses and to promote the public  
8 health and safety of the community based on the density of the retail establishments;  
9 authorizing the Board to consider certain public testimony; and generally relating to  
10 alcoholic beverages licenses in Montgomery County.

11 BY repealing and reenacting, without amendments,  
12 Article – Alcoholic Beverages and Cannabis  
13 Section 25–102  
14 Annotated Code of Maryland  
15 (2024 Replacement Volume)

16 BY adding to  
17 Article – Alcoholic Beverages and Cannabis  
18 Section 25–207  
19 Annotated Code of Maryland  
20 (2024 Replacement Volume)

21 BY repealing and reenacting, with amendments,  
22 Article – Alcoholic Beverages and Cannabis  
23 Section 25–1501  
24 Annotated Code of Maryland  
25 (2024 Replacement Volume)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Alcoholic Beverages and Cannabis**

4 25–102.

5 This title applies only in Montgomery County.

6 **25–207.**

7 **(A) THE BOARD SHALL ADOPT REGULATIONS TO:**

8 **(1) GATHER INFORMATION ABOUT THE NUMBER AND LOCATION OF**  
9 **RETAIL ESTABLISHMENTS LICENSED TO SELL ALCOHOLIC BEVERAGES FOR**  
10 **OFF-PREMISES CONSUMPTION IN THE COUNTY; AND**

11 **(2) PROMOTE THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY**  
12 **BASED ON THE IMPACT OF THE DENSITY OF RETAIL ESTABLISHMENTS LICENSED TO**  
13 **SELL ALCOHOLIC BEVERAGES FOR OFF-PREMISES CONSUMPTION IN THE COUNTY.**

14 **(B) THE INFORMATION REQUIRED UNDER SUBSECTION (A) OF THIS**  
15 **SECTION SHALL BE:**

16 **(1) COLLECTED EACH TIME A NEW LICENSE IS ISSUED OR AN**  
17 **EXISTING LICENSE IS RENEWED FOR A RETAIL ESTABLISHMENT; AND**

18 **(2) CONSIDERED WHEN DETERMINING WHETHER TO AUTHORIZE NEW**  
19 **LICENSES OR RENEW EXISTING LICENSES FOR RETAIL ESTABLISHMENTS.**

20 **(C) FOR EACH LICENSE BEING CONSIDERED, THE BOARD MAY HEAR**  
21 **TESTIMONY RELATED TO THE IMPACT ON THE HEALTH AND SAFETY OF THE PUBLIC**  
22 **BASED ON THE NUMBER OF LICENSES ISSUED FOR OFF-PREMISES CONSUMPTION,**  
23 **IN ADDITION TO ANY PUBLICLY OFFERED CONCERNS.**

24 25–1501.

25 (a) The following sections of Title 4, Subtitle 2 (“Issuance or Denial of Local  
26 Licenses”) of Division I of this article apply in the county without exception or variation:

27 (1) § 4–205 (“Chain store, supermarket, or discount house”);

28 (2) § 4–206 (“Limitations on retail sales floor space”);

29 (3) § 4–207 (“Licenses issued to minors”);

1 (4) § 4–209 (“Hearing”);

2 (5) [§ 4–210 (“Approval or denial of license application”);

3 (6)] § 4–211 (“License forms; effective date; expiration”);

4 [(7)] (6) § 4–212 (“License not property”); and

5 [(8)] (7) § 4–213 (“Replacement licenses”).

6 (b) Section 4–214 (“Waiting periods after denial of license applications”) of  
7 Division I of this article does not apply in the county.

8 (c) The following sections of Title 4, Subtitle 2 (“Issuance or Denial of Local  
9 Licenses”) of Division I of this article apply in the county:

10 (1) § 4–202 (“Authority of local licensing boards”), subject to § 25–1502 of  
11 this subtitle;

12 (2) § 4–203 (“Prohibition against issuing multiple licenses to individual or  
13 for use of entity”), subject to § 25–1503 of this subtitle and Subtitle 13, Part III and Subtitle  
14 16, Part II of this title;

15 (3) § 4–204 (“Prohibition against issuing multiple licenses for same  
16 premises”), subject to § 25–1503 of this subtitle and Subtitle 13, Part III of this title; [and]

17 (4) § 4–208 (“Notice of license application required”), subject to § 25–1506  
18 of this subtitle; AND

19 (5) § 4–210 (“APPROVAL OR DENIAL OF LICENSE APPLICATION”),  
20 SUBJECT TO § 25–207 OF THIS SUBTITLE.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
22 1, 2025.