



THE SENATE OF MARYLAND
Annapolis, Maryland 21401
BALTIMORE CITY SENATE DELEGATION

Baltimore City Senate Delegation Virtual Meeting

Friday, February 17, 2023, at 8:00 a. m.

AGENDA

I. Call to Order & Opening Remarks by the Chair. (8:00-8:05)

II. Presentation – (8:05 -8:25)

- A. Ebony Thompson - Acting Baltimore City Solicitor (on behalf of Mayor Brandon M. Scott)
- B. Bill Henry – Baltimore City Comptroller
- C. Nick J. Mosby - Baltimore City Council President

III. Bill Hearing: (8:25-8:40)

- A. SB332 Maryland African American Museum Corporation - Board of Directors - Membership (Senator Hayes)
- B. SB588 Baltimore City - 40th District - Alcoholic Beverages (Senator Hayes)
- C. SB607 Baltimore City - Alcoholic Beverages - 46th Alcoholic Beverages District – Revisions (Senator Ferguson)
- D. SB0460 Trans Health Equity Act (Senator Washington)
- E. SB284 Trustees of the Walters Art Gallery - Collective Bargaining (Senator Carter)
- F. SB0645 Baltimore City - Sheriff's Office - Salaries and Collective Bargaining (Senator McCray)

IV. Vote on Bills: (8:40-8:50)

- A. SB0486 - Baltimore City Sheriff Staffing. (Senator McCray)
- B. SB331 - WNADA, Baltimore City – West North Avenue Development Authority – Membership and Procurement. (Senator Hayes)
- C. SB332 - Maryland African American Museum Corporation - Board of Directors – Membership. (Senator Hayes)
- D. SB371 - Baltimore City - Commercial Use – Definition. (Senator Hayes)
- E. SB440 - Baltimore City - Alcoholic Beverages Districts - Legislative Districting Plan References. (Senator Hayes)
- F. SB588 - Baltimore City - 40th District - Alcoholic Beverages. (Senator Hayes)
- G. SB589 - Baltimore City – Alcoholic Beverages – Related Event Promoter’s Permit. (Senator Hayes)
- H. SB847 - Baltimore City – Alcoholic Beverages – Violation Procedures and Fines. (Senator Hayes)

V. New Business: (8:50-8:55)

VI. Adjournment & Closing Remarks by Chair. (8:55-9:00)

SENATE BILL 332

P1

3lr2572
CF 3lr2956

By: **Senator Hayes**

Introduced and read first time: January 27, 2023

Assigned to: Education, Energy, and the Environment

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland African American Museum Corporation – Board of Directors**
3 **– Membership**

4 FOR the purpose of altering the membership of the Board of Directors of the Maryland
5 African American Museum Corporation; and generally relating to the Maryland
6 African American Museum Corporation.

7 BY repealing and reenacting, without amendments,
8 Article – State Government
9 Section 9–2603(a)
10 Annotated Code of Maryland
11 (2021 Replacement Volume and 2022 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – State Government
14 Section 9–2603(b)
15 Annotated Code of Maryland
16 (2021 Replacement Volume and 2022 Supplement)

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

19 **Article – State Government**

20 9–2603.

21 (a) (1) There is a Board of Directors of the Corporation.

22 (2) The Board shall manage the affairs of the Corporation and shall
23 exercise all of its corporate powers.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(b) (1) The Board shall consist of [37 members, as follows] **THE FOLLOWING MEMBERS:**

(i) the Mayor of Baltimore, serving ex officio, or the Mayor's designee; and

(ii) [thirty-six] **THE FOLLOWING** members appointed by the Governor[, as follows]:

1. one representative of Morgan State University, approved by the Board of Regents of the University;

2. [the chairman of] **ONE MEMBER APPROVED BY** the Commission on African American History and Culture [or the chairman's designee and two other Commission members approved by the Commission,] to provide continuing coordination and cooperation between the Corporation and the Commission and to ensure consistency with the statewide programs and mandates of the Commission;

3. [four representatives] **ONE REPRESENTATIVE** of African American historical or cultural institutions in the State; and

4. [twenty-eight] **NINETEEN** members who have expertise in African American history, culture, museums, or related areas, expertise in fund-raising, or represent the diversity of communities throughout the State that can benefit from the activities of the Corporation.

(2) (i) Except as provided in subparagraph (ii) of this paragraph, the members appointed to the Board shall represent the geographic makeup of the State and shall be racially and ethnically diverse.

(ii) The Governor may appoint to the Board up to five members from outside the State if necessary to ensure that the membership of the Board satisfies the requirements specified in paragraph (1)(ii)4 of this subsection.

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



SB0332/203027/1

AMENDMENTS
PREPARED
BY THE
DEPT. OF LEGISLATIVE
SERVICES

16 FEB 23
09:22:42

BY: Senator Hayes
(To be offered in the Education, Energy, and the Environment
Committee)

AMENDMENT TO SENATE BILL 332

(First Reading File Bill)

On page 2, in line 1, strike the brackets; in the same line, strike “37” and substitute “25”; in lines 1 and 2, strike “**THE FOLLOWING MEMBERS**”; in line 4, strike “and”; after line 4, insert:

“(II) ONE MEMBER APPOINTED BY THE PRESIDENT OF THE
SENATE;

(III) ONE MEMBER APPOINTED BY THE SPEAKER OF THE
HOUSE; AND”;

and in line 5, strike “(ii)” and substitute “(IV)”.

SENATE BILL 588

A2

3lr2727
CF 3lr2729

By: **Senator Hayes**

Introduced and read first time: February 6, 2023

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – 40th District – Alcoholic Beverages**

3 FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to
4 issue a Class C beer, wine, and liquor license in a certain area of the 40th alcoholic
5 beverages district in Baltimore City under certain circumstances; prohibiting certain
6 license holders in certain areas of the 40th alcoholic beverages district from selling
7 alcoholic beverages at certain times of day; and generally relating to alcoholic
8 beverages in Baltimore City.

9 BY repealing and reenacting, without amendments,
10 Article – Alcoholic Beverages
11 Section 12–102 and 12–1603(a) and (b)
12 Annotated Code of Maryland
13 (2016 Volume and 2022 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Alcoholic Beverages
16 Section 12–1603(c)(14) and (15) and 12–2005(d)
17 Annotated Code of Maryland
18 (2016 Volume and 2022 Supplement)

19 BY adding to
20 Article – Alcoholic Beverages
21 Section 12–1603(c)(16)
22 Annotated Code of Maryland
23 (2016 Volume and 2022 Supplement)

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

26 **Article – Alcoholic Beverages**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 12-102.

2 This title applies only in Baltimore City.

3 12-1603.

4 (a) The alcoholic beverages districts described in this section at all times are
5 coterminous with the legislative districts in the Legislative Districting Plan of 2012.

6 (b) Except as provided in subsection (c) of this section, the Board may not issue a
7 new license in:

8 (1) the 40th alcoholic beverages district;

9 (2) the 41st alcoholic beverages district;

10 (3) the 43rd alcoholic beverages district;

11 (4) the 44th alcoholic beverages district; and

12 (5) the 45th alcoholic beverages district.

13 (c) The Board may issue:

14 (14) a Class B-D-7 license in the 700 block of Washington Boulevard in the
15 40th alcoholic beverages district if:

16 (i) average daily receipts from the sale of food are at least 65% of
17 the applicant's total daily receipts;

18 (ii) the applicant executes a memorandum of understanding with a
19 community association;

20 (iii) the applicant does not create a separate package goods
21 department;

22 (iv) alcoholic beverages are served to patrons seated at tables; and

23 (v) alcoholic beverages are served only with meals to patrons
24 provided with outdoor table service; [and]

25 (15) a Class B-D-7 license in the 300 block of North Charles Street in the
26 40th alcoholic beverages district to an establishment that has a minimum capital
27 investment, not including the cost of land and buildings, of \$50,000 for the establishment's
28 facilities; AND

(16) A CLASS C BEER, WINE, AND LIQUOR LICENSE IN THE 3600 BLOCK OF HICKORY AVENUE IN THE 40TH ALCOHOLIC BEVERAGES DISTRICT TO A HOLDER OF A CLASS C BEER AND LIGHT WINE LICENSE.

12–2005.

(d) (1) This subsection does not apply to:

(i) a Class B beer and light wine (restaurant) license;

(ii) a Class B beer, wine, and liquor (restaurant) license issued under § 12–1603(c)(1)(ii) of this title;

(iii) a Class B–BWL (H–M) license;

(iv) a Class C beer and wine license;

(v) a Class C beer, wine, and liquor license;

(vi) an arena license; or

(vii) a marketplace license.

(2) For a license holder in the 40th alcoholic beverages district, the hours of sale for alcoholic beverages may not begin before 10 a.m. or end after 10 p.m.:

(i) within an area bounded:

1. from the intersection of Reisterstown Road and Quantico Avenue, northwest on Reisterstown Road to the intersection with Wylie Avenue, northeast on Wylie Avenue to the intersection with Pimlico Road, northwest on Pimlico Road to the intersection with Dupont Avenue, east on Dupont Avenue to the intersection with Pall Mall Road, southeast on Pall Mall Road to the intersection with Edgecombe Circle North, east on Edgecombe Circle North to the intersection with Finney Avenue, south on Finney Avenue to the intersection with Oakford Avenue, west on Oakford Avenue to the intersection with Pall Mall Road, southeast on Pall Mall Road to the intersection with Loyola Northway, southwest on Loyola Northway to the intersection with Pimlico Road, southeast on Pimlico Road to the intersection with Quantico Avenue, and southwest on Quantico Avenue to the intersection with Reisterstown Road; and

2. from the intersection of Millington Avenue with Wilkens Avenue, northwest on Millington Avenue to the intersection with Frederick Avenue, northeast on Frederick Avenue to the intersection with West Pratt Street, east on West Pratt Street to the intersection with South Mount Street, south on South Mount Street to the intersection with Eagle Street, southwest on Eagle Street to the intersection with South Smallwood Street, northwest on South Smallwood Street to the intersection with Wilkens Avenue, and southwest on Wilkens Avenue to the intersection with Millington Avenue;

1 (ii) within the area of West North Avenue between the **[1300] 1000**
2 block of West North Avenue and the 3200 block of West North Avenue, inclusive; and

3 (iii) for a license holder within 250 yards in any direction of the area
4 described in item (ii) of this paragraph.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
6 1, 2023.



SB0588/393529/1

AMENDMENTS
PREPARED
BY THE
DEPT. OF LEGISLATIVE
SERVICES

15 FEB 23
16:25:47

BY: Senator Hayes

(To be offered in the Finance Committee)

AMENDMENTS TO SENATE BILL 588

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “day;” insert “authorizing the Board to issue a Class A–7 beer, wine, and liquor license in a certain area of the 40th alcoholic beverages district in Baltimore City under certain circumstances; providing that a certain license may be issued and an existing license may be moved to a building that is within a certain distance of a place of worship or school under certain circumstances;”; in line 11, strike “and 12–1603(a) and (b)” and substitute “, 12–1603(a) and (b), and 12–1605(a)(1)”; in line 16, after “(15)” insert “, 12–1605(a)(2),”; and in line 21, after “12–1603(c)(16)” insert “and (17)”.

AMENDMENT NO. 2

On page 2, in line 28, strike “AND”.

On page 3, in line 3, after “LICENSE” insert “; AND”

(17) A CLASS A–7 BEER, WINE, AND LIQUOR LICENSE IN THE 1200 BLOCK OF WEST NORTH AVENUE IN THE 40TH ALCOHOLIC BEVERAGES DISTRICT, IF:

(I) THE APPLICANT EXECUTES A MEMORANDUM OF UNDERSTANDING WITH THE PENN NORTH COMMUNITY ASSOCIATION;

(II) ALCOHOLIC BEVERAGES ARE SOLD ONLY AS PART OF A GIFT BASKET OR FLORAL ARRANGEMENT; AND

**(III) THE APPLICANT DOES NOT HOLD OR APPLY FOR A CLASS
BWL T BEER, WINE, AND LIQUOR (ON-PREMISES) TASTING LICENSE**”;

and after line 3, insert:

“12–1605.

(a) (1) (i) Except as otherwise provided in this subsection, a new license may not be issued for and an existing license may not be moved to a building that is within 300 feet of the nearest point of the building of a place of worship or school.

(ii) In the 45th legislative district, a new Class A license of any type may not be issued for a building that is within 500 feet of the nearest point of the building of a place of worship or school.

(2) Paragraph (1)(i) of this subsection does not apply to:

(i) A CLASS A–7 BEER, WINE, AND LIQUOR LICENSE ISSUED UNDER § 12–1603(C)(17) OF THIS SUBTITLE;

(II) a Class B beer and wine license outside the 46th legislative district;

[(ii)] (III) a Class B beer, wine, and liquor license outside the 46th legislative district;

[(iii)] (IV) a Class B–D–7 license in the Old Goucher Revitalization District under § 12–1603(e) of this subtitle;

[(iv)] (V) a Class C beer and wine license; and

[(v)] (VI) a Class C beer, wine, and liquor license.”.

SENATE BILL 607

A2

3lr1890
CF 3lr1892

By: **Senator Ferguson**

Introduced and read first time: February 6, 2023

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – 46th Alcoholic Beverages District –**
3 **Revisions**

4 FOR the purpose of authorizing the Board of License Commissioners for Baltimore City to
5 approve a certain license expansion under certain circumstances; authorizing the
6 establishment and conversion of various alcoholic beverages licenses in the 46th
7 alcoholic beverages district in Baltimore City; altering certain seating capacity
8 requirements for a certain establishment located in a certain area in the 46th
9 alcoholic beverage district; extending for a certain amount of time the expiration of
10 an alcoholic beverages license issued for a certain area for the purposes of
11 transferring the license to another owner at the same location; and generally relating
12 to alcoholic beverages in Baltimore City.

13 BY repealing and reenacting, without amendments,
14 Article – Alcoholic Beverages
15 Section 12–102 and 12–1604(a) and (b)
16 Annotated Code of Maryland
17 (2016 Volume and 2022 Supplement)

18 BY repealing and reenacting, with amendments,
19 Article – Alcoholic Beverages
20 Section 12–104, 12–1604(c), and 12–1706(d)
21 Annotated Code of Maryland
22 (2016 Volume and 2022 Supplement)

23 BY adding to
24 Article – Alcoholic Beverages
25 Section 12–1604.1
26 Annotated Code of Maryland
27 (2016 Volume and 2022 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

Article – Alcoholic Beverages

12–102.

This title applies only in Baltimore City.

12–104.

(a) To be considered a restaurant, an establishment shall meet the requirements of this section.

(b) An establishment shall have average daily receipts from the sale of food that are at least 40% of its total daily receipts.

(c) The Board may not consider as food an ingredient or a garnish used with or mixed with an alcoholic beverage that is prepared and served for on–premises consumption.

(d) **(1)** The Board may waive the food requirement specified under subsection (b) of this section for a restaurant owned and operated by a nonprofit organization in the area bounded by South Ellwood Avenue on the west, Bank Street on the north, South Bouldin Street on the east, and Fleet Street on the south.

(2) FOR A LICENSE THAT MEETS THE QUALIFICATIONS UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE BOARD MAY APPROVE AN EXPANSION OF THE LICENSED PREMISES ONTO A NONCONTIGUOUS PROPERTY WITH A SECOND SEPARATE USE PERMIT ISSUED BY THE CITY, IF THE SECOND SEPARATE USE PERMIT SPECIFICALLY REFERS TO THE ALCOHOLIC BEVERAGES LICENSE AT THE PRIMARY LOCATION.

12–1604.

(a) This section applies only to the 46th alcoholic beverages district, which at all times is coterminous with the 46th legislative district in the Legislative Districting Plan of 2012.

(b) Except as provided in subsections (c), (d), and (i) of this section, the Board may not issue a new license in the 46th alcoholic beverages district.

(c) **(1)** The Board may issue:

(i) a 1–day license; and

(ii) except as provided in paragraph (2) of this subsection, and subject to paragraphs (3) and (4) of this subsection, a Class B beer, wine, and liquor license for use by a restaurant if the average daily receipts from the sale of food are at least 51% of the total daily receipts of the restaurant.

(2) The Board may issue a Class B beer, wine, and liquor license:

(i) for a restaurant in ward 26, precinct 8, ward 4, precinct 1, or ward 3, precinct 3 that has:

1. seating for more than 150 individuals;
2. a minimum capital investment of \$700,000; and
3. subject to paragraph (3) of this subsection, average daily receipts from the sale of food that are at least 65% of the total daily receipts of the restaurant;

(ii) for a restaurant in ward 4, precinct 1, or ward 22, precinct 1, if the restaurant has:

1. seating for more than 75 individuals;
2. a minimum capital investment of \$700,000;
3. average daily receipts from the sale of food that are at least 65% of the total daily receipts of the restaurant; and

4. except as provided in paragraph (5) of this subsection, no sales for off-premises consumption;

(iii) for not more than three restaurants in a residential planned unit development for Silo Point as approved by the Mayor and City Council of Baltimore City in Ordinance 04-697 on June 23, 2004, if each restaurant has:

1. a minimum capital investment of \$700,000;
2. seating for more than 75 individuals;
3. average daily receipts from the sale of food that are at least 65% of the total daily receipts of the restaurant; and
4. except as provided in paragraph (5) of this subsection, no sales for off-premises consumption;

(iv) for not more than three restaurants in a business planned unit development in ward 24, precinct 5, if each restaurant:

1. has a minimum capital investment of \$700,000;

2. has seating for more than 75 individuals, but not more than 150 individuals;

3. has average daily receipts from the sale of food that are at least 51% of the total daily receipts of the restaurant; and

4. except as provided in paragraph (5) of this subsection, may not sell for off-premises consumption;

(v) for a restaurant in the area that is commonly known as Port Covington, bounded on the north by Interstate 95, on the east by the South Locust Point Terminal, and on the south and west by the Patapsco River, and that has:

1. seating for more than 150 individuals;

2. a minimum capital investment of \$700,000; and

3. subject to paragraph (3) of this subsection, average daily receipts from the sale of food that are at least 60% of the total daily receipts of the restaurant; [and]

(vi) for a restaurant in Unit G of 3700 Toone Street in ward 26, precinct 8, if the restaurant has:

1. seating for at least 75 individuals;

2. a minimum capital investment of \$700,000;

3. average daily receipts for the sale of food that are at least 65% of the total daily receipts of the restaurant; and

4. has executed a memorandum of understanding with Brewer's Hill Neighbors, Inc.; AND

(VII) FOR A RESTAURANT IN THE AREA BOUNDED ON THE NORTH BY EASTERN AVENUE, ON THE EAST BY SOUTH DUNCAN STREET, ON THE SOUTH BY FLEET STREET, AND ON THE WEST BY SOUTH CHESTER STREET, IF THE RESTAURANT HAS:

1. A DUCKPIN BOWLING ALLEY; AND

2. A MINIMUM CAPITAL INVESTMENT OF \$500,000, EXCLUDING RESIDENTIAL IMPROVEMENTS.

(3) When a license is renewed, the license holder shall file with the Board a statement of average daily receipts and an affidavit of a licensed certified public accountant that verify that the license holder has met the requirement under paragraph (1)(ii) or (2)(i)3 or (v)3 of this subsection.

(4) (i) A license may not be issued under paragraph (1)(ii) of this subsection for use in an establishment that is a fast-food-style restaurant.

(ii) A license issued under paragraph (1)(ii) of this subsection may not be transferred from the location of its first issuance.

(5) The Board may issue a Class B beer, wine, and liquor license for a restaurant in ward 21, precinct 4 in the 1400 block of Warner Street that has:

(i) seating for more than 150 individuals;

(ii) average daily receipts from the sale of food that are at least 40% of the total daily receipts of the restaurant; and

(iii) no sales for off-premises consumption.

(6) A license specified under this subsection, including a license that does not allow sales for off-premises consumption, may include an off-sale privilege for sales of refillable containers under a refillable container license issued in accordance with § 12-1102 of this title.

(7) A LICENSE ISSUED UNDER PARAGRAPH (2)(VII) OF THIS SUBSECTION:

(I) IS NOT REQUIRED TO HAVE A MINIMUM AMOUNT OF SEATING FOR PATRONS OR A MINIMUM AMOUNT OF FOOD SALES TO MAINTAIN LICENSURE; AND

(II) MAY NOT BE TRANSFERRED FROM THE LOCATION OF ITS FIRST ISSUANCE.

12-1604.1.

(A) THIS SECTION APPLIES ONLY TO A LICENSE HOLDER OF A CLASS D BEER AND LIGHT WINE LICENSE FOR USE IN THE 46TH ALCOHOLIC BEVERAGES DISTRICT.

(B) (1) A LICENSE HOLDER WHO HOLDS A VALID CLASS D BEER AND LIGHT WINE LICENSE MAY APPLY TO THE BOARD TO CONVERT THE LICENSE TO A CLASS D BEER, WINE, AND LIQUOR LICENSE IF THE LICENSE HOLDER:

(I) MAINTAINS AVERAGE DAILY RECEIPTS FROM THE SALE OF FOOD THAT ARE AT LEAST 51% OF ITS TOTAL DAILY RECEIPTS;

(II) EXECUTES A MEMORANDUM OF UNDERSTANDING WITH THE RELEVANT LOCAL NEIGHBORHOOD ASSOCIATION AS DETERMINED BY THE BOARD;

(III) OPERATES A LOCATION WITH NOT MORE THAN 75 SEATS; AND

(IV) PAYS A SPECIAL TRANSFER FEE OF \$15,000, IN ADDITION TO ANY FEES REQUIRED UNDER § 12-1704 OF THIS TITLE.

(2) IF A CLASS D BEER AND LIGHT WINE LICENSE IS CONVERTED TO A CLASS D BEER, WINE, AND LIQUOR LICENSE UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE CLASS D BEER, WINE, AND LIQUOR LICENSE:

(I) MAY NOT BE TRANSFERRED TO A NEW LOCATION; AND

(II) IS SUBJECT TO THE REQUIREMENTS OF PARAGRAPH (1) OF THIS SUBSECTION.

(C) AN APPLICATION TO CONVERT A CLASS D BEER AND LIGHT WINE LICENSE UNDER SUBSECTION (B)(1) OF THIS SECTION IS A TRANSFER SUBJECT TO THE PROVISIONS OF § 12-1701(B)(1) OF THIS TITLE.

12-1706.

(d) (1) Except as provided in paragraph (2) of this subsection, a license may not be transferred into or within:

(i) ward 1, precincts 2 and 3;

(ii) ward 2 in its entirety;

(iii) ward 3, precinct 3; and

(iv) ward 26, precincts 3 and 10.

(2) This subsection does not apply to an application for a new license or a transfer from within the areas described in paragraph (1) of this subsection if the new license or transfer is for:

(i) a hotel;

(ii) an establishment located in a planned unit development if the application for the planned unit development was filed or approved before December 31, 1995;

(iii) an establishment located in an area governed by the Inner Harbor East Urban Renewal Plan; or

(iv) an establishment that has:

1. a seating capacity of fewer than 150 individuals; [or]

2. average daily receipts from the sale of food that are at least 51% of the total daily receipts of the establishment; **OR**

3. A SEATING CAPACITY OF FEWER THAN 200 INDIVIDUALS ONLY IF THE ESTABLISHMENT IS WITHIN WARD 3, PRECINCT 3.

SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding § 12-1705 of the Alcoholic Beverages Article, a Class B-D-7 license issued for a premises in the 4300 block of East Lombard Street shall be considered unexpired until the end of July 1, 2024, for the purposes of being transferred to another owner at the same location.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2023. Section 2 of this Act shall remain effective for a period of 1 year and 1 month and, at the end of June 30, 2024, Section 2 of this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

SENATE BILL 460

J1
HB 746/22 – HGO

3lr1096
CF HB 283

By: **Senators M. Washington, Augustine, Elfreth, Feldman, Guzzone, Hettleman, King, Kramer, Lam, Smith, Waldstreicher, Zucker, and Ellis**

Introduced and read first time: February 3, 2023

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Medical Assistance Program – Gender-Affirming Treatment**
3 **(Trans Health Equity Act)**

4 FOR the purpose of requiring, beginning on a certain date, the Maryland Medical
5 Assistance Program to provide medically necessary gender-affirming treatment in a
6 nondiscriminatory manner; requiring that the gender-affirming treatment be
7 assessed according to nondiscriminatory criteria that are consistent with current
8 clinical standards; prohibiting the Program from issuing an adverse benefit
9 determination related to gender-affirming treatment unless a health care provider
10 with experience prescribing or delivering gender-affirming treatment has reviewed
11 and confirmed the appropriateness of the determination; and generally relating to
12 gender-affirming treatment and the Maryland Medical Assistance Program.

13 BY repealing and reenacting, without amendments,
14 Article – Health – General
15 Section 15–103(a)(1)
16 Annotated Code of Maryland
17 (2019 Replacement Volume and 2022 Supplement)

18 BY repealing and reenacting, with amendments,
19 Article – Health – General
20 Section 15–103(a)(2)(xx) and (xxi)
21 Annotated Code of Maryland
22 (2019 Replacement Volume and 2022 Supplement)

23 BY adding to
24 Article – Health – General
25 Section 15–103(a)(2)(xxii) and 15–151
26 Annotated Code of Maryland
27 (2019 Replacement Volume and 2022 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

Article – Health – General

15–103.

(a) (1) The Secretary shall administer the Maryland Medical Assistance Program.

(2) The Program:

(xx) Beginning on July 1, 2023, shall provide, subject to federal approval and limitations of the State budget, community violence prevention services in accordance with 15–141.3 of this subtitle; [and]

(xxi) Beginning on January 1, 2023, shall provide, subject to the limitations of the State budget, and as permitted by federal law, coverage for self-measured blood pressure monitoring for all Program recipients diagnosed with uncontrolled high blood pressure, including:

1. The provision of validated home blood pressure monitors;
and

2. Reimbursement of health care provider and other staff time used for patient training, transmission of blood pressure data, interpretation of blood pressure readings and reporting, and the delivery of co-interventions, including educational materials or classes, behavioral change management, and medication management; AND

(XXII) BEGINNING ON JANUARY 1, 2024, SHALL PROVIDE GENDER-AFFIRMING TREATMENT IN ACCORDANCE WITH § 15–151 OF THIS SUBTITLE.

15–151.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) (I) “GENDER-AFFIRMING TREATMENT” MEANS ANY MEDICALLY NECESSARY TREATMENT CONSISTENT WITH CURRENT CLINICAL STANDARDS OF CARE PRESCRIBED BY A LICENSED HEALTH CARE PROVIDER FOR THE TREATMENT OF A CONDITION RELATED TO THE INDIVIDUAL’S GENDER IDENTITY.

(II) “GENDER-AFFIRMING TREATMENT” INCLUDES:

- 1. HORMONE THERAPY, HORMONE BLOCKERS, AND PUBERTY BLOCKERS;**
- 2. HAIR ALTERATION FOR THE PURPOSES OF ALTERING SECONDARY SEX CHARACTERISTICS AND SURGICAL SITE PREPARATION;**
- 3. ALTERATIONS TO VOICE, VOICE THERAPY, AND VOICE LESSONS;**
- 4. ALTERATIONS TO ABDOMEN, CHEST, TRUNK, AND BUTTOCKS;**
- 5. ALTERATIONS TO THE FACE AND NECK;**
- 6. ALTERATIONS TO THE GENITALS AND GONADS;**
- 7. LASER TREATMENT FOR SCARS FROM GENDER-AFFIRMING TREATMENT;**
- 8. STANDARD FERTILITY PRESERVATION PROCEDURES, AS SET FORTH IN § 15-810.1 OF THE INSURANCE ARTICLE;**
- 9. REVISIONS TO PREVIOUS TREATMENTS AND REVERSAL OF TREATMENTS;**
- 10. COMBINATIONS OF GENDER-AFFIRMING PROCEDURES; AND**
- 11. OTHER TREATMENTS AS PRESCRIBED TO SUPPRESS THE DEVELOPMENT OF ENDOGENOUS SECONDARY SEX CHARACTERISTICS, ALIGN THE INDIVIDUAL’S APPEARANCE OR PHYSICAL BODY WITH GENDER IDENTITY, AND ALLEVIATE SYMPTOMS OF CLINICALLY SIGNIFICANT DISTRESS RESULTING FROM GENDER DYSPHORIA.**

(III) “GENDER-AFFIRMING TREATMENT” MAY INCLUDE TREATMENT DESCRIBED IN THE CURRENT CLINICAL STANDARDS OF CARE FOR GENDER-AFFIRMING TREATMENT PUBLISHED BY THE WORLD PROFESSIONAL ASSOCIATION FOR TRANSGENDER HEALTH.

(3) “GENDER IDENTITY” HAS THE MEANING STATED IN § 20-101 OF THE STATE GOVERNMENT ARTICLE.

1 **(B) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE PROGRAM**
2 **PROVIDE GENDER-AFFIRMING TREATMENT TO ALL PROGRAM RECIPIENTS FOR**
3 **WHOM GENDER-AFFIRMING TREATMENT IS MEDICALLY NECESSARY, INCLUDING**
4 **TRANSGENDER, NONBINARY, INTERSEX, TWO-SPIRIT, AND OTHER GENDER DIVERSE**
5 **INDIVIDUALS.**

6 **(C) (1) THE PROGRAM SHALL PROVIDE COVERAGE FOR MEDICALLY**
7 **NECESSARY GENDER-AFFIRMING TREATMENT IN A NONDISCRIMINATORY MANNER.**

8 **(2) THE GENDER-AFFIRMING TREATMENT SHALL BE ASSESSED**
9 **ACCORDING TO NONDISCRIMINATORY CRITERIA THAT ARE CONSISTENT WITH**
10 **CURRENT CLINICAL STANDARDS OF CARE.**

11 **(3) THE PROGRAM MAY NOT DENY OR LIMIT COVERAGE FOR**
12 **GENDER-AFFIRMING TREATMENT WHEN THAT TREATMENT IS:**

13 **(I) PRESCRIBED TO A PROGRAM RECIPIENT BECAUSE OF,**
14 **RELATED TO, OR CONSISTENT WITH THE RECIPIENT'S GENDER IDENTITY;**

15 **(II) MEDICALLY NECESSARY; AND**

16 **(III) PRESCRIBED IN ACCORDANCE WITH CURRENT CLINICAL**
17 **STANDARDS OF CARE.**

18 **(4) THE PROGRAM MAY NOT DENY OR LIMIT COVERAGE FOR**
19 **GENDER-AFFIRMING TREATMENT BASED ON THE PROGRAM RECIPIENT'S GENDER**
20 **IDENTITY.**

21 **(5) THE PROGRAM MAY NOT EXCLUDE GENDER-AFFIRMING**
22 **TREATMENT, INCLUDING REVISIONS TO PRIOR GENDER-AFFIRMING TREATMENT,**
23 **ON THE BASIS THAT THE TREATMENT IS A COSMETIC SERVICE.**

24 **(6) THE PROGRAM MAY NOT ESTABLISH A CATEGORICAL EXCLUSION**
25 **FOR A PARTICULAR GENDER-AFFIRMING TREATMENT.**

26 **(7) THE PROGRAM MAY NOT ISSUE AN ADVERSE BENEFIT**
27 **DETERMINATION DENYING OR LIMITING ACCESS TO GENDER-AFFIRMING**
28 **TREATMENT UNLESS A HEALTH CARE PROVIDER WITH EXPERIENCE PRESCRIBING**
29 **OR DELIVERING GENDER-AFFIRMING TREATMENT HAS REVIEWED AND CONFIRMED**
30 **THE APPROPRIATENESS OF THE ADVERSE BENEFIT DETERMINATION.**

31 **(D) (1) ON OR BEFORE DECEMBER 1 EACH YEAR, BEGINNING IN 2024,**
32 **EACH MANAGED CARE ORGANIZATION SHALL SUBMIT TO THE DEPARTMENT A**
33 **REPORT THAT INCLUDES:**

1 **(I) THE NAME AND LOCATION OF EACH HEALTH CARE**
2 **PROVIDER OFFERING GENDER-AFFIRMING TREATMENT WITH WHICH THE MANAGED**
3 **CARE ORGANIZATION HAS AN ACTIVE CONTRACT; AND**

4 **(II) THE TYPES OF GENDER-AFFIRMING TREATMENT PROVIDED**
5 **BY EACH HEALTH CARE PROVIDER.**

6 **(2) (I) ON OR BEFORE JANUARY 1 EACH YEAR, BEGINNING IN**
7 **2025, THE DEPARTMENT SHALL COMPILE AN ANNUAL REPORT ON GEOGRAPHIC**
8 **ACCESS TO GENDER-AFFIRMING TREATMENT ACROSS THE STATE.**

9 **(II) THE REPORT SHALL INCLUDE:**

10 **1. THE NAME AND LOCATION OF EACH HEALTH CARE**
11 **PROVIDER OFFERING GENDER-AFFIRMING TREATMENT TO PROGRAM RECIPIENTS;**

12 **2. THE MANAGED CARE ORGANIZATIONS THAT HAVE**
13 **ACTIVE CONTRACTS WITH EACH HEALTH CARE PROVIDER; AND**

14 **3. THE TYPES OF GENDER-AFFIRMING TREATMENT**
15 **PROVIDED BY EACH HEALTH CARE PROVIDER.**

16 **(III) THE DEPARTMENT SHALL PUBLISH THE REPORT IN A**
17 **CONSPICUOUS MANNER ON THE DEPARTMENT'S WEBSITE.**

18 **(3) THE DEPARTMENT AND EACH MANAGED CARE ORGANIZATION**
19 **SHALL INCLUDE THE NAME, LOCATION, AND TYPES OF SERVICES FOR EACH**
20 **PROVIDER OFFERING GENDER-AFFIRMING TREATMENT IN THEIR PROVIDER**
21 **DIRECTORIES.**

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
23 October 1, 2023.

SENATE BILL 284

L6, L2

3lr2852
CF HB 116

By: **Senator Carter (By Request – Baltimore City Administration)**

Introduced and read first time: January 27, 2023

Assigned to: Finance and Education, Energy, and the Environment

A BILL ENTITLED

1 AN ACT concerning

2 **Trustees of the Walters Art Gallery – Collective Bargaining**

3 FOR the purpose of applying certain laws regarding labor relations and collective
4 bargaining to the Board of Trustees of the Walters Art Gallery and employees of the
5 Trustees of the Walters Art Gallery; establishing a bargaining unit for certain
6 employees of the Art Gallery; requiring the Labor Commissioner of Baltimore City
7 to certify an employee organization as the exclusive representative of the bargaining
8 unit under certain circumstances; prohibiting an employee organization from being
9 denied certification as the exclusive representative of the bargaining unit solely on
10 the basis that the employee organization admits certain individuals to membership;
11 and generally relating to collective bargaining for employees of the Trustees of the
12 Walters Art Gallery.

13 BY adding to

14 The Public Local Laws of Baltimore City
15 Section 28–1 through 28–3 to be under the new subtitle “Subtitle 28. Trustees of the
16 Walters Art Gallery – Collective Bargaining”
17 Article 4 – Public Local Laws of Maryland
18 (1979 Edition and 1997 Supplement and 2000 Supplement, as amended)

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

21 **Article 4 – Baltimore City**

22 **SUBTITLE 28. TRUSTEES OF THE WALTERS ART GALLERY – COLLECTIVE**
23 **BARGAINING.**

24 **28–1.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "BOARD" MEANS THE BOARD OF TRUSTEES OF THE WALTERS ART GALLERY.

(C) "CITY" MEANS THE MAYOR AND CITY COUNCIL OF BALTIMORE CITY.

(D) "MUSEUM" MEANS THE TRUSTEES OF THE WALTERS ART GALLERY, AS ESTABLISHED BY CHAPTER 217 OF THE ACTS OF THE GENERAL ASSEMBLY OF 1933.

28-2.

THE GENERAL ASSEMBLY DECLARES THAT:

(1) THE MUSEUM IS A UNIT AND INSTRUMENTALITY OF THE STATE AND THE CITY; AND

(2) IT SHALL BE THE POLICY OF THE STATE TO ENCOURAGE AND PROTECT THE EXERCISE BY THE EMPLOYEES OF THE MUSEUM OF THE FULL FREEDOM OF ASSOCIATION, SELF-ORGANIZATION, AND DESIGNATION OF REPRESENTATIVES OF THE EMPLOYEES' CHOOSING, FOR THE PURPOSE OF NEGOTIATING THE TERMS AND CONDITIONS OF EMPLOYMENT OR OTHER MUTUAL AID OR PROTECTION.

28-3.

(A) EXCEPT AS PROVIDED IN THIS SUBTITLE, ARTICLE 12 OF THE BALTIMORE CITY CODE SHALL APPLY TO LABOR RELATIONS AND COLLECTIVE BARGAINING BETWEEN THE BOARD AND EMPLOYEES OF THE MUSEUM.

(B) THERE SHALL BE ONE BARGAINING UNIT CONSISTING OF ALL EMPLOYEES OF THE MUSEUM, EXCLUDING SUPERVISORY EMPLOYEES AS DEFINED IN ARTICLE 12, § 1-1 OF THE BALTIMORE CITY CODE.

(C) NOTWITHSTANDING ANY OTHER PROVISION OF ARTICLE 12 OF THE BALTIMORE CITY CODE, THE LABOR COMMISSIONER OF BALTIMORE CITY SHALL, IN LIEU OF AN ELECTION, CERTIFY AN EMPLOYEE ORGANIZATION AS THE EXCLUSIVE REPRESENTATIVE OF THE BARGAINING UNIT IF:

(1) A PETITION IS FILED WITH THE LABOR COMMISSIONER UNDER ARTICLE 12, § 4-2(A)(1)(I) OF THE BALTIMORE CITY CODE ALLEGING THAT A SUBSTANTIAL NUMBER OF EMPLOYEES WANT THE EMPLOYEE ORGANIZATION

1 SPECIFIED IN THE PETITION TO BE THE EMPLOYEES' EXCLUSIVE REPRESENTATIVE
2 FOR COLLECTIVE NEGOTIATION; AND

3 (2) THE LABOR COMMISSIONER FINDS:

4 (I) A MAJORITY OF THE EMPLOYEES IN THE BARGAINING UNIT
5 SIGNED VALID AUTHORIZATIONS DESIGNATING THE EMPLOYEE ORGANIZATION AS
6 ITS EXCLUSIVE REPRESENTATIVE; AND

7 (II) NO OTHER EMPLOYEE ORGANIZATION IS CURRENTLY
8 CERTIFIED OR RECOGNIZED AS THE EXCLUSIVE REPRESENTATIVE OF THE
9 BARGAINING UNIT.

10 (D) AN EMPLOYEE ORGANIZATION MAY NOT BE DENIED CERTIFICATION AS
11 THE EXCLUSIVE REPRESENTATIVE OF THE BARGAINING UNIT SOLELY ON THE BASIS
12 THAT THE EMPLOYEE ORGANIZATION ADMITS, TOGETHER WITH OTHER EMPLOYEES,
13 TO MEMBERSHIP ANY INDIVIDUAL EMPLOYED TO ENFORCE RULES AGAINST
14 EMPLOYEES OR OTHER INDIVIDUALS THAT PROTECT THE PROPERTY OF THE
15 EMPLOYER OR THE SAFETY OF INDIVIDUALS ON THE EMPLOYER'S PREMISES.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2023.

SENATE BILL 645

D2

3lr2349

By: **Senator McCray**

Introduced and read first time: February 6, 2023

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Sheriff's Office – Salaries and Collective Bargaining**

3 FOR the purpose of authorizing the Mayor and City Council of Baltimore City, rather than
4 the Secretary of Budget and Management, to set the salaries for deputy sheriffs and
5 certain other employees of the Sheriff in Baltimore City; altering certain provisions
6 relating to collective bargaining for full-time sworn law enforcement officers and
7 court security officers and sworn law enforcement officers and court security officers
8 in Baltimore City; and generally relating to the Baltimore City Sheriff's Office.

9 BY repealing and reenacting, without amendments,
10 Article – Courts and Judicial Proceedings
11 Section 2–316(a), (b), (d), and (i)(1) and (2)
12 Annotated Code of Maryland
13 (2020 Replacement Volume and 2022 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Courts and Judicial Proceedings
16 Section 2–316(e) and (i)(3)
17 Annotated Code of Maryland
18 (2020 Replacement Volume and 2022 Supplement)

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

21 **Article – Courts and Judicial Proceedings**

22 2–316.

23 (a) This section applies only in Baltimore City.

24 (b) (1) In this section, the following words have the meanings indicated.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) “City” means the Mayor and City Council of Baltimore City.

2 (3) “Commissioner” means the Labor Commissioner of Baltimore City.

3 (d) (1) The Sheriff shall appoint:

4 (i) An undersheriff or chief deputy sheriff;

5 (ii) One assistant sheriff;

6 (iii) Three deputy sheriff majors;

7 (iv) Three deputy sheriff captains;

8 (v) Six deputy sheriff lieutenants;

9 (vi) One secretary sheriff; and

10 (vii) One fiscal clerk sheriff.

11 (2) The Sheriff may appoint up to a maximum of:

12 (i) 9 deputy sheriff sergeants;

13 (ii) 103 deputy sheriffs;

14 (iii) 2 domestic violence clerks; and

15 (iv) 2 domestic violence advocates.

16 (e) (1) Except as provided in paragraph (2) of this subsection and subsection
17 (i) of this section, salaries for employees listed in subsection (d) of this section shall be set
18 by the [Secretary of Budget and Management] **CITY**.

19 (2) (i) Salaries for deputy sheriffs shall be set at a rate not less than the
20 salary equivalent to grade 14 of the State pay scale.

21 (ii) Salaries for deputy sheriff sergeants shall be set at a rate not less
22 than the salary equivalent to grade 16 of the State pay scale.

23 (iii) Salaries for deputy sheriff lieutenants shall be set at a rate not
24 less than the salary equivalent to grade 18 of the State pay scale.

25 (i) (1) This subsection applies only to all full-time sworn law enforcement
26 officers who are deputy sheriffs at the rank of lieutenant or below and court security
27 officers.

(2) This subsection does not apply to the following employees in the Sheriff's Office:

(i) Sworn law enforcement officers in the Sheriff's Office at a rank of captain or above;

(ii) Employees in appointed positions;

(iii) Civilian merit system employees;

(iv) Full-time reduced hours employees;

(v) Part-time employees;

(vi) Contractual employees;

(vii) Temporary employees;

(viii) Emergency employees; or

(ix) Employees whose employment is administered under the Baltimore City policies and procedures manual.

(3) (i) A deputy sheriff or a court security officer has the right to:

1. Take part in or refrain from taking part in forming, joining, supporting, or participating in any employee organization or its lawful activities;

2. Be represented by an exclusive representative, if any, in collective bargaining; and

3. Engage in other concerted activities for the purpose of collective bargaining.

(ii) Full-time sworn law enforcement officers and court security officers may seek recognition by the Sheriff or the Sheriff's designee in order to organize and bargain collectively in good faith concerning [the following matters:

1. Compensation, excluding] salary, wages, **HOURS**, and [those benefits] **OTHER TERMS AND CONDITIONS OF EMPLOYMENT THAT ARE** determined, offered, administered, controlled, or managed by the [City;

2. Leave, holidays, and vacations; and

3. Hours, working conditions, and job security] **SHERIFF**.

(iii) Sworn law enforcement officers and court security officers may seek recognition in order to organize and bargain collectively in good faith with the City concerning [merit step increases and those benefits] **SALARY, WAGES, HOURS, AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT THAT ARE** determined, offered, administered, controlled, or managed by the City.

(iv) 1. A sworn law enforcement officer or a court security officer who is a member of a bargaining unit with an exclusive representative may discuss any matter with the employer without the intervention of the exclusive representative.

2. If a discussion under subsubparagraph 1 of this subparagraph leads to a resolution or an adjustment of a dispute, the resolution or adjustment may not be inconsistent with the terms of a collective bargaining agreement then in effect.

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

February 16, 2023

Baltimore City Senate Delegation
Maryland General Assembly

Re: Support SB 645

Dear Senators:

I write to urge the Baltimore City Delegation to support SB 645. As President of the Baltimore City Sheriff's Lodge 22 of the Fraternal Order of Police (FOP 22), I appreciate the delegation's previous support in passing collective bargaining for our Sheriff's Deputies.

In 2022, FOP 22 was elected as the exclusive representative for Sheriff's Deputies and Court Security officers under the rank of Lieutenant. However, when we went to bargain our first contract, the City's attorneys took the position that the legislation, as passed, prohibited us from bargaining wage rates. While we could bargain other non-economic matters such as schedules, we were unable to bargain the overall pay scales and wages for our officers.

It was everyone's intent to be able to bargain wages, and we interpreted the original legislation as permitting us to bargain wages directly with the City of Baltimore. Even the current Sheriff – as a Chief Deputy Sheriff in 2021 – testified that the original legislation would permit the Sheriff's Office to bargain wages. Unfortunately, the City refused to budge from its interpretation of the law at the bargaining table. Thus, although our first contract was a huge step forward, we remain second-class bargaining representatives in the City of Baltimore.

It is also in the City's interest to be able to bargain wages directly with the bargaining unit. Under the City's position, the Sheriff's office is tied directly to raises the Governor gives to other law enforcement units; this means the City is picking up a salary tab that it does not control.

Every other Sheriff's office with collective bargaining – and every other City bargaining unit – has the right to bargain wages directly with the local government that pays those wages. FOP 22 should be no different, and I strongly urge that the Delegation support this legislation.

Sincerely,

Josephine Zilmann-Georgie
President, FOP 22

SENATE BILL 486

D2

3lr2116

By: **Senator McCray**

Introduced and read first time: February 3, 2023

Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City Sheriff – Staffing**

3 FOR the purpose of increasing the number of assistant sheriffs required to be appointed by
4 the Baltimore City Sheriff; altering the staff the Baltimore City Sheriff is authorized
5 to appoint; and generally relating to staff of the Baltimore City Sheriff.

6 BY repealing and reenacting, without amendments,
7 Article – Courts and Judicial Proceedings
8 Section 2–316(a)
9 Annotated Code of Maryland
10 (2020 Replacement Volume and 2022 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article – Courts and Judicial Proceedings
13 Section 2–316(d)
14 Annotated Code of Maryland
15 (2020 Replacement Volume and 2022 Supplement)

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

18 **Article – Courts and Judicial Proceedings**

19 2–316.

20 (a) This section applies only in Baltimore City.

21 (d) (1) The Sheriff shall appoint:

22 (i) An undersheriff or chief deputy sheriff;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(ii) **[One] THREE** assistant **[sheriff] SHERIFFS;**

(iii) Three deputy sheriff majors;

(iv) Three deputy sheriff captains;

(v) Six deputy sheriff lieutenants;

(vi) One secretary sheriff; and

(vii) One fiscal clerk sheriff.

(2) **(I)** The Sheriff may appoint up to a maximum of:

[(i)] 1. 9 deputy sheriff sergeants;

[(ii)] 2. 103 deputy sheriffs;

[(iii)] 3. 2 domestic violence clerks; **[and]**

[(iv)] 4. 2 domestic violence advocates; **AND**

5. 4 SOCIAL WORKERS.

**(II) THE SHERIFF MAY APPOINT ANY ADDITIONAL SWORN OR
CIVILIAN PERSONNEL THAT ARE FUNDED BY THE SHERIFF'S OPERATING BUDGET
OR BY ANY OTHER FUNDING SOURCE.**

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

SENATE BILL 331

C8

EMERGENCY BILL

3lr0658
CF 3lr2540

By: **Senator Hayes**

Introduced and read first time: January 27, 2023

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – West North Avenue Development Authority – Membership and**
3 **Procurement**

4 FOR the purpose of altering the membership of the West North Avenue Development
5 Authority; exempting the Authority from certain provisions of State procurement
6 law; and generally relating to the West North Avenue Development Authority.

7 BY repealing and reenacting, without amendments,
8 Article – Economic Development
9 Section 12–702
10 Annotated Code of Maryland
11 (2018 Replacement Volume and 2022 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Economic Development
14 Section 12–703
15 Annotated Code of Maryland
16 (2018 Replacement Volume and 2022 Supplement)

17 BY adding to
18 Article – Economic Development
19 Section 12–703.1
20 Annotated Code of Maryland
21 (2018 Replacement Volume and 2022 Supplement)

22 BY adding to
23 Article – State Finance and Procurement
24 Section 11–203(j)
25 Annotated Code of Maryland
26 (2021 Replacement Volume and 2022 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

Article – Economic Development

12–702.

There is a West North Avenue Development Authority in Baltimore City.

12–703.

(a) The Authority consists of the following members:

(1) one member of the Senate of Maryland who represents the target area,
appointed by the President of the Senate;

(2) one member of the House of Delegates who represents the target area,
appointed by the Speaker of the House;

(3) the Secretary of Housing and Community Development, or the
Secretary's designee;

(4) the Secretary of Transportation, or the Secretary's designee;

(5) **THE SECRETARY OF COMMERCE, OR THE SECRETARY'S
DESIGNEE;**

(6) **THE EXECUTIVE DIRECTOR OF THE MARYLAND ECONOMIC
DEVELOPMENT CORPORATION, OR THE EXECUTIVE DIRECTOR'S DESIGNEE;**

(7) one member of the Baltimore City Council who represents the target
area, appointed by the President of the Baltimore City Council;

[(6)] (8) one member appointed by the Mayor of Baltimore City;

[(7)] (9) one member appointed by the Governor;

[(8)] (10) the Director of the Baltimore Development Corporation, or the
Director's designee;

[(9)] (11) the Commissioner of the Baltimore City Department of Housing
and Community Development, or the Commissioner's designee;

[(10)] (12) the Director of the Baltimore City Department of Transportation,
or the Director's designee;

1 [(11)] **(13)** the Director of the Baltimore City Department of Planning, or
2 the Director's designee;

3 [(12)] **(14)** the President of Coppin State University, or the President's
4 designee;

5 [(13)] **(15)** the President of the Maryland Institute College of Art, or the
6 President's designee; and

7 [(14)] **(16)** two members who are residents of communities impacted by the
8 target area or buffer zone, selected by the majority vote of the leadership of the following
9 organizations:

10 (i) Alliance of Rosemont Community Associations;

11 (ii) Bolton Hill Community Association;

12 (iii) Coppin Heights Community Development Corporation;

13 (iv) Druid Heights Community Development Corporation;

14 (v) Greater Mondawmin Coordinating Council;

15 (vi) Penn North Community Association; and

16 (vii) collectively, the leadership of the Reservoir Hill Improvement
17 Council, the Reservoir Hill Association, and the Upper Eutaw Madison Neighborhood
18 Association.

19 (b) The President of Coppin State University, or the President's designee, shall
20 serve as the chair of the Authority.

21 **12-703.1.**

22 **(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, THE**
23 **AUTHORITY IS EXEMPT FROM DIVISION II OF THE STATE FINANCE AND**
24 **PROCUREMENT ARTICLE.**

25 **(B) THE AUTHORITY IS SUBJECT TO TITLE 12, SUBTITLE 4 AND TITLE 14,**
26 **SUBTITLE 3 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

27 **Article – State Finance and Procurement**

28 11-203.

1 **(J) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION,**
2 **THIS DIVISION II DOES NOT APPLY TO THE WEST NORTH AVENUE DEVELOPMENT**
3 **AUTHORITY ESTABLISHED UNDER TITLE 12, SUBTITLE 7 OF THE ECONOMIC**
4 **DEVELOPMENT ARTICLE.**

5 **(2) THE WEST NORTH AVENUE DEVELOPMENT AUTHORITY**
6 **ESTABLISHED UNDER TITLE 12, SUBTITLE 7 OF THE ECONOMIC DEVELOPMENT**
7 **ARTICLE IS SUBJECT TO TITLE 12, SUBTITLE 4 AND TITLE 14, SUBTITLE 3 OF THIS**
8 **ARTICLE.**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
10 measure, is necessary for the immediate preservation of the public health or safety, has
11 been passed by a yea and nay vote supported by three-fifths of all the members elected to
12 each of the two Houses of the General Assembly, and shall take effect from the date it is
13 enacted. It shall remain effective until the taking effect of the termination provision
14 specified in Section 2 of Chapters 80 and 81 of the Acts of the General Assembly of 2021. If
15 that termination provision takes effect, this Act, with no further action required by the
16 General Assembly, shall be abrogated and of no further force and effect. This Act may not
17 be interpreted to have any effect on that termination provision.

SENATE BILL 371

L6

3lr1911
CF HB 338

By: **Senator Hayes**

Introduced and read first time: February 1, 2023

Assigned to: Education, Energy, and the Environment

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Commercial Use – Definition**

3 FOR the purpose of defining “commercial use” in Baltimore City to include certain
4 multifamily residential development; and generally relating to the definition of
5 “commercial use” in Baltimore City.

6 BY repealing and reenacting, with amendments,
7 Article – Land Use
8 Section 10–101
9 Annotated Code of Maryland
10 (2012 Volume and 2022 Supplement)

11 Preamble

12 WHEREAS, The Chesapeake Bay is intrinsic to life in Maryland, as it is a part of
13 the State’s identity and local culture and is a vibrant part of Maryland’s history and State
14 pride both environmentally and economically; and

15 WHEREAS, The health of Baltimore’s waterfront, from the Inner Harbor to the Port
16 of Baltimore, is critical to the State as a major driver of Central Maryland’s economy, but
17 also as an important environmental feeder to the sustainability of the Chesapeake Bay;
18 and

19 WHEREAS, The redevelopment of Baltimore’s waterfront will ensure increased
20 tourism spending, new jobs, and more equitable access to the water for the Central
21 Maryland region; and

22 WHEREAS, The State has a financial interest in the success of Baltimore City’s
23 economy, both for State revenues and for local quality of life, and the reinvestment and
24 redevelopment in Baltimore’s waterfront as a destination location advances that interest;
25 now, therefore,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

Article – Land Use

10–101.

(A) In this title[,] **THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

(B) “Board” means the Board of Municipal and Zoning Appeals.

(C) **“COMMERCIAL USE” INCLUDES MULTIFAMILY RESIDENTIAL
DEVELOPMENT IF THE DEVELOPMENT IS LOCATED WITHIN:**

(1) **A WATERFRONT COMMERCIAL ZONING DISTRICT; AND**

(2) **A 0.50–MILE RADIUS OF A COMMUTER RAIL STATION.**

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

SENATE BILL 440

A2

EMERGENCY BILL

3lr1094
CF 3lr1904

By: **Senator Hayes**

Introduced and read first time: February 2, 2023

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages Districts – Legislative Districting Plan**
3 **References**

4 FOR the purpose of updating certain provisions of law regarding Baltimore City alcoholic
5 beverages districts to refer to a certain Legislative Districting Plan; requiring the
6 Board of License Commissioners for Baltimore City to grant a certain exemption to
7 certain persons under certain circumstances; and generally relating to alcoholic
8 beverages districts in Baltimore City.

9 BY repealing and reenacting, without amendments,
10 Article – Alcoholic Beverages
11 Section 12–102
12 Annotated Code of Maryland
13 (2016 Volume and 2022 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Alcoholic Beverages
16 Section 12–903(c)(1), 12–1308(a)(5), 12–1603(a), 12–1604(a), 12–1707(a), and
17 12–2007(b)(1)
18 Annotated Code of Maryland
19 (2016 Volume and 2022 Supplement)

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

22 **Article – Alcoholic Beverages**

23 12–102.

24 This title applies only in Baltimore City.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 12-903.

2 (c) (1) In this subsection, “46th alcoholic beverages district” means an area
3 that has the same boundaries as the 46th legislative district in the Legislative Districting
4 Plan of [2012] **2022**.

5 12-1308.

6 (a) This section applies in:

7 (5) the 3000 block of Frederick Avenue in ward 20, precinct 9 of the 44A
8 legislative district of the City, based on the Legislative Districting Plan of [2012] **2022**;
9 and

10 12-1603.

11 (a) The alcoholic beverages districts described in this section at all times are
12 coterminous with the legislative districts in the Legislative Districting Plan of [2012] **2022**.

13 12-1604.

14 (a) This section applies only to the 46th alcoholic beverages district, which at all
15 times is coterminous with the 46th legislative district in the Legislative Districting Plan of
16 [2012] **2022**.

17 12-1707.

18 (a) The alcoholic beverages districts described in this section at all times are
19 coterminous with the legislative districts in the Legislative Districting Plan of [2012]
20 **2022**.

21 12-2007.

22 (b) (1) The Board may grant an exemption for remaining open after hours to:

23 (i) a holder of a Class B restaurant license, only for serving food to
24 patrons seated for dining;

25 (ii) a pharmacy that fills prescriptions; or

26 (iii) a holder of a Class D beer, wine, and liquor license that operates
27 a restaurant, if:

28 1. it is used only for serving food to patrons seated in a dining
29 room that is not adjacent to a bar; and

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SENATE BILL 589

A2

3lr1625
CF 3lr2534

By: **Senator Hayes**

Introduced and read first time: February 6, 2023

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Related Event Promoter’s Permit**

3 FOR the purpose of clarifying that the defined term “related event” as it applies to a related
4 event promoter’s permit in Baltimore City includes events for which tickets are sold
5 in advance or at the door or cover charges are imposed; reducing the number of days
6 within which a person must apply for the permit, the Board of License
7 Commissioners for Baltimore City must take certain actions relating to the permit,
8 and alterations may be made to the permit; altering the standards for determining
9 the permit fee; and generally relating to related event promoter’s permits in
10 Baltimore City.

11 BY repealing and reenacting, without amendments,
12 Article – Alcoholic Beverages
13 Section 12–102
14 Annotated Code of Maryland
15 (2016 Volume and 2022 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Alcoholic Beverages
18 Section 12–1102.2 and 12–2802
19 Annotated Code of Maryland
20 (2016 Volume and 2022 Supplement)

21 BY repealing and reenacting, with amendments,
22 Chapter 764 of the Acts of the General Assembly of 2019
23 Section 2

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

26 **Article – Alcoholic Beverages**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 12-102.

2 This title applies only in Baltimore City.

3 12-1102.2.

4 (a) (1) In this section the following words have the meanings indicated.

5 (2) "CIAA Basketball Tournament" means the annual basketball
6 tournament of the Central Intercollegiate Athletic Association.

7 (3) (i) "Related event" means an event in which:

8 1. a license holder participates in a coordinated promotion
9 with a third-party promoter to sell or provide alcoholic beverages during a specified time;
10 and

11 2. at least 75 individuals are reasonably anticipated to
12 participate.

13 (ii) "Related event" includes an event for which tickets are sold to
14 the public, **EITHER IN ADVANCE OR AT THE DOOR, OR A COVER CHARGE IS IMPOSED,**
15 including a concert, an entertainment event, a happy hour, or a party.

16 (4) "Related event promoter" means an individual, a for-profit
17 organization, or a nonprofit organization that promotes a social event related to the CIAA
18 Basketball Tournament around the same time and location as the CIAA Basketball
19 Tournament.

20 (b) There is a related event promoter's permit.

21 (c) (1) A related event promoter or a participating license holder on behalf of
22 a related event promoter shall apply for a permit from the Board before the related event
23 promoter may publicize, sell tickets for, organize, operate, produce, or stage a related event.

24 (2) A holder of a State caterer's license shall obtain a Class C per diem beer,
25 beer and wine, or beer, wine, and liquor license from the Board before the holder may act
26 as a participating license holder at a related event.

27 (d) (1) Except as provided in paragraph (2) of this subsection, the Board may
28 grant the permit to an applicant who submits an application to the Board as provided under
29 Title 4 of this article at least [90] 30 days before the date of the related event.

30 (2) Before being granted the permit, an applicant shall:

31 (i) obtain written consent from a designee of Visit Baltimore;

(ii) if required based on the type of premises to be used:

1. obtain a special event permit from the Baltimore City Department of Transportation; and

2. provide a copy of the special event permit to the Board; and

(iii) provide a completed application that:

1. is dated and notarized, and signed by each license holder that will participate in the related event;

2. lists each premises for which the related event will be held; and

3. is accompanied by any other document that the Board requires.

(3) An individual who applies for and is issued the permit is not required to be a resident of or a registered voter in Baltimore City.

(4) Within [14] 7 days after receiving an application, the Board shall grant or deny the permit or request more information from the applicant.

(5) A permit may not be altered within [30] 14 days before the related event is scheduled to take place.

(e) The permit authorizes the related event promoter and participating license holder to conduct a related event.

(f) The permit for each related event may be in effect for the time stated on the special event permit required under subsection (d)(2) of this section.

(g) The Board may adopt regulations establishing the requirements for:

(1) conducting a related event, including health and safety standards to be met by the related event promoter and participating license holder; and

(2) providing public notice of a related event at the premises of participating license holders by the related event promoter or participating license holders.

(h) (1) The application fee is \$50, payable on the submission of the application.

(2) The permit fee, payable when the permit is granted, is:

(i) \$500, if [75 to 299 individuals are reasonably anticipated to participate] **THE BALTIMORE CITY FIRE MARSHAL HAS DETERMINED THE MAXIMUM CAPACITY FOR THE PROPOSED LOCATION IS LESS THAN 300 PERSONS;** or

(ii) \$1,500, if [300 or more individuals are reasonably anticipated to participate] **THE BALTIMORE CITY FIRE MARSHAL HAS DETERMINED THE MAXIMUM CAPACITY FOR THE PROPOSED LOCATION IS 300 OR MORE PERSONS.**

12–2802.

(a) For a violation that is cause for suspension of a license, the Board may:

(1) except as provided in subsections (b) and (c) of this section, for a first offense, impose a fine not exceeding \$500 or suspend the license or both; or

(2) except as provided in subsection (c) of this section, for each subsequent offense, impose a fine not exceeding \$3,000 or suspend the license or both.

(b) For a first offense of selling alcoholic beverages to an individual under the age of 21 years, the Board may impose a fine not exceeding \$1,000 or suspend the license or both.

(c) (1) For the offense of publicizing, selling tickets for, organizing, operating, producing, facilitating, or staging a pub crawl with the knowledge or a reason to know that a pub crawl promoter's permit required under § 12–1101.1 of this title has not been obtained, the Board shall impose a fine of not less than \$1,000 and not more than \$3,000 or suspend the license or both.

(2) A person who violates § 12–1101.1 of this title may not be granted a promoter's permit for at least 1 year.

(d) (1) For the offense of publicizing, selling tickets **OR IMPOSING A COVER CHARGE** for, organizing, operating, producing, facilitating, or staging a related event with the knowledge or a reason to know that a related event promoter's permit required under § 12–1102.2 of this title has not been obtained, the Board shall impose a fine of not less than \$1,000 and not more than \$3,000 or suspend the license or both.

(2) A person who violates § 12–1102.2 of this title may not be granted a related event promoter's permit for at least 1 year.

(e) For the offense by a holder of a State caterer's license of participating in a CIAA Basketball Tournament related event without first obtaining a Class C per diem beer, beer and wine, or beer, wine, and liquor license required under § 12–1102.2 of this title, the Comptroller shall impose a fine of not less than \$1,000 and not more than \$3,000 or suspend the State caterer's license or both.

Chapter 764 of the Acts of 2019

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2019. It shall remain effective for a period of [4] 6 years and, at the end of June 30, [2023] 2025, this Act, with no further action required by the General Assembly, shall be abrogated and of no further force and effect.

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

SENATE BILL 847

A2

3lr1986
CF HB 916

By: **Senator Hayes**

Introduced and read first time: February 6, 2023

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Violation Procedures and Fines**

3 FOR the purpose of establishing procedures for the Board of License Commissioners for
4 Baltimore City, in the case of an alleged complaint against a licensed establishment
5 or license holder, to make an offer of a monetary penalty as a compromise in lieu of
6 a hearing before the Board under certain circumstances; altering the maximum
7 penalty for certain violations; and generally relating to alcoholic beverages in
8 Baltimore City.

9 BY repealing and reenacting, without amendments,
10 Article – Alcoholic Beverages
11 Section 12–102 and 12–2802(b)
12 Annotated Code of Maryland
13 (2016 Volume and 2022 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Alcoholic Beverages
16 Section 12–2101 and 12–2802(a) and (c)
17 Annotated Code of Maryland
18 (2016 Volume and 2022 Supplement)

19 BY adding to
20 Article – Alcoholic Beverages
21 Section 12–2105
22 Annotated Code of Maryland
23 (2016 Volume and 2022 Supplement)

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

26 **Article – Alcoholic Beverages**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 12-102.

2 This title applies only in Baltimore City.

3 12-2101.

4 (a) The following sections of Title 4, Subtitle 6 (“Revocation and Suspension of
5 Local Licenses”) of Division I of this article apply in the City without exception or variation:

6 (1) § 4-602 (“Power of local licensing board”); **AND**

7 (2) [§ 4-603 (“Revocation and suspension procedures”); and

8 (3)] § 4-604 (“Grounds for revocation or suspension”).

9 (b) Section 4-605 (“Nudity and sexual displays”) of Division I of this article does
10 not apply in the City and is superseded by § 12-2102 of this subtitle.

11 (c) [Section 4-606] **THE FOLLOWING SECTIONS OF TITLE 4, SUBTITLE 6**
12 **(“REVOCATION AND SUSPENSION OF LOCAL LICENSES”) OF DIVISION I OF THIS**
13 **ARTICLE APPLY IN THE CITY:**

14 (1) **§ 4-603 (“REVOCATION AND SUSPENSION PROCEDURES”),**
15 **SUBJECT TO § 12-2105 OF THIS SUBTITLE; AND**

16 (2) **§ 4-606 (“Effects of revocation”)** [of Division I of this article applies in
17 the City], subject to § 12-2104 of this subtitle.

18 **12-2105.**

19 (A) **WHEN THE BOARD NOTIFIES A LICENSE HOLDER OF A VIOLATION**
20 **ALLEGED AGAINST THE LICENSE AND GIVES NOTICE FOR THE LICENSE HOLDER TO**
21 **APPEAR FOR A HEARING, THE BOARD MAY OFFER AS A COMPROMISE, ON A FORM**
22 **PROVIDED BY THE BOARD, A MONETARY PENALTY IF THE LICENSE HOLDER AGREES**
23 **TO:**

24 (1) **VOLUNTARILY WAIVE THE RIGHT TO A HEARING UNDER § 4-603**
25 **OF THIS ARTICLE;**

26 (2) **ADMIT TO THE FACTS OF THE VIOLATION AS ALLEGED;**

27 (3) **TAKE THE CORRECTIVE ACTION PRESCRIBED IN THE OFFER MADE**
28 **BY THE BOARD; AND**

1 **(4) ACCEPT THE MONETARY PENALTY OFFERED.**

2 **(B) IF A LICENSE HOLDER DOES NOT ACCEPT THE OFFER OF COMPROMISE**
3 **MADE BY THE BOARD IN ACCORDANCE WITH SUBSECTION (A) OF THIS SECTION, THE**
4 **LICENSE HOLDER MAY ACCEPT SERVICE OF NOTICE OF THE COMPLAINT FROM THE**
5 **BOARD AND INFORM THE BOARD OF ITS INTENT TO EXERCISE THE RIGHT TO A**
6 **HEARING UNDER § 4-603 OF THIS ARTICLE.**

7 **(C) IF AN OFFER OF COMPROMISE IS ACCEPTED BY A LICENSE HOLDER**
8 **UNDER SUBSECTION (A) OF THIS SECTION, THE BOARD SHALL:**

9 **(1) KEEP A RECORD OF THE INITIAL VIOLATION ALLEGED AGAINST**
10 **THE LICENSE HOLDER OR THE LICENSED ESTABLISHMENT;**

11 **(2) ISSUE A WRITTEN FINDING THAT THE OFFER OF COMPROMISE**
12 **DOES NOT IMPAIR THE PROMOTION OF THE PEACE OR SAFETY OF THE COMMUNITY;**

13 **(3) AS SOON AS PRACTICABLE, STATE THE LICENSE HOLDER'S**
14 **ACCEPTANCE OF THE OFFER OF COMPROMISE ON THE RECORD AT A HEARING OF**
15 **THE BOARD; AND**

16 **(4) POST THE RESULT OF THE BOARD'S DECISION IN A PLACE**
17 **ACCESSIBLE BY THE PUBLIC.**

18 **(D) THE BOARD SHALL ADOPT REGULATIONS TO IMPLEMENT THIS**
19 **SECTION.**

20 12-2802.

21 (a) For a violation that is cause for suspension of a license, the Board may:

22 (1) except as provided in subsections (b) and (c) of this section, for a first
23 offense, impose a fine not exceeding \$500 or suspend the license or both; or

24 (2) except as provided in subsection (c) of this section, for each subsequent
25 offense, impose a fine not exceeding **[\$3,000] \$20,000** or suspend the license or both.

26 (b) For a first offense of selling alcoholic beverages to an individual under the age
27 of 21 years, the Board may impose a fine not exceeding \$1,000 or suspend the license or
28 both.

29 (c) (1) For the offense of publicizing, selling tickets for, organizing, operating,
30 producing, facilitating, or staging a pub crawl with the knowledge or a reason to know that
31 a pub crawl promoter's permit required under § 12-1101.1 of this title has not been

1 obtained, the Board shall impose a fine of not less than \$1,000 and not more than **[\$3,000]**
2 **\$20,000** or suspend the license or both.

3 (2) A person who violates § 12-1101.1 of this title may not be granted a
4 promoter's permit for at least 1 year.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
6 1, 2023.