

HOUSE BILL 330

A2

EMERGENCY BILL

0lr1237
CF SB 57

By: **Delegates Chisholm, Bartlett, Carey, Howard, Malone, and Saab**

Introduced and read first time: January 20, 2020

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – Petition of Support**

3 FOR the purpose of repealing, in Anne Arundel County, the requirement that certain
4 applicants for certain local alcoholic beverages licenses include a petition of support
5 with the license application; making this Act an emergency measure; and generally
6 relating to applications for alcoholic beverages licenses in Anne Arundel County.

7 BY repealing and reenacting, without amendments,
8 Article – Alcoholic Beverages
9 Section 4–110 and 11–102
10 Annotated Code of Maryland
11 (2016 Volume and 2019 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Alcoholic Beverages
14 Section 11–1401
15 Annotated Code of Maryland
16 (2016 Volume and 2019 Supplement)

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

19 **Article – Alcoholic Beverages**

20 4–110.

21 The application shall also include a petition of support signed by at least 10 residents
22 who are owners of real estate and registered voters of the precinct in which the business is
23 to be conducted stating:

24 (1) the length of time each of the residents has been acquainted with the

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



applicant or, if the applicant is a corporation, acquainted with the individuals making the application;

(2) that they have examined the application, have good reason to believe that the statements contained in the application are true, and in their judgment the applicant is a suitable person to obtain the license; and

(3) that they are familiar with the premises on which the proposed business is to be conducted and that they believe the premises are suitable for the conduct of business as a retail dealer.

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.

[(2)] (3) 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 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**

1 (iii) § 4–105 (“Application on behalf of limited liability company”)[;
2 and

3 (iv) § 4–110 (“Required information on application — Petition of
4 support”)].

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

7 (1) § 4–107 (“Criminal history records check”), subject to §§ 11–1403 and
8 11–1404 of this subtitle; and

9 (2) § 4–112 (“Disposition of license fees”), subject to § 11–1406 of this
10 subtitle.

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act is an emergency
12 measure, is necessary for the immediate preservation of the public health or safety, has
13 been passed by a yea and nay vote supported by three–fifths of all the members elected to
14 each of the two Houses of the General Assembly, and shall take effect from the date it is
15 enacted.