

HOUSE BILL 1072

A2

(3lr0519)

ENROLLED BILL

— *Economic Matters/Education, Health, and Environmental Affairs* —

Introduced by **Prince George’s County Delegation**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o’clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Alcoholic Beverages – City of Laurel – Sales by License Holders**

3 **PG 308–13**

4 FOR the purpose of ~~requiring the City Council of the City of Laurel to make a certain~~
5 ~~determination regarding the granting of a license to sell alcoholic beverages in a~~
6 ~~certain building located within a certain distance of~~ providing that, in the City
7 of Laurel, a license may be granted to sell alcoholic beverages in any building
8 regardless of its distance from a place of worship; making certain stylistic
9 changes; and generally relating to the sale of alcoholic beverages in the City of
10 Laurel.

11 BY repealing and reenacting, without amendments,

12 Article 2B – Alcoholic Beverages

13 Section 9–217(a)

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.

Italics indicate opposite chamber/conference committee amendments.



1 Annotated Code of Maryland
2 (2011 Replacement Volume and 2012 Supplement)

3 BY repealing and reenacting, with amendments,
4 Article 2B – Alcoholic Beverages
5 Section 9–217(e)
6 Annotated Code of Maryland
7 (2011 Replacement Volume and 2012 Supplement)

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

10 **Article 2B – Alcoholic Beverages**

11 9–217.

12 (a) This section applies only in Prince George’s County.

13 (e) (1) (i) Except as provided in ~~item~~ ~~ITEMS~~ SUBPARAGRAPHS (ii)
14 AND (III) of this paragraph ~~AND PARAGRAPH (7) OF THIS SUBSECTION~~, a license
15 may not be granted to sell alcoholic beverages in any building located within 1,000 feet
16 of a school building, or within 500 feet of a place of worship. The 1,000 feet, or the 500
17 feet, as the case may be, is to be measured from the front door or main entrance,
18 whichever is nearest the street abutting the premises, of the proposed licensed
19 establishment along the nearest usual pedestrian route to the door closest to the
20 licensed premises which is used as an entrance or exit to any school, or to the main
21 entrance of the place of worship.

22 (ii) In the part of the Gateway Arts and Entertainment District
23 located in the City of Hyattsville, as designated by the Secretary of Business and
24 Economic Development, the front door or main entrance of an establishment for which
25 a Class D beer and wine license is issued may be used if the door or entrance is at
26 least 350 feet from a place of worship.

27 (III) IN THE CITY OF LAUREL, A LICENSE MAY BE GRANTED
28 TO SELL ALCOHOLIC BEVERAGES IN ANY BUILDING REGARDLESS OF ITS
29 DISTANCE FROM A PLACE OF WORSHIP.

30 (2) This restriction does not apply in the case of a [church] **PLACE OF**
31 **WORSHIP** if the governing body of the [church] **PLACE OF WORSHIP** concerned
32 consents in writing to the granting of the license. The consent shall be filed with the
33 application. The license of any person or persons or for the use of a corporation or
34 unincorporated association issued for any building located within the requisite
35 distance from a [church] **PLACE OF WORSHIP** or school building may be renewed or
36 extended for the same building.

1 (3) This restriction does not apply to any transfer or assignment of a
2 license located within the distance of 1,000 feet to another place of business within the
3 specified distance [and/or] **OR** to an assignee of the license within the distance of the
4 same [church] **PLACE OF WORSHIP** or school building.

5 (4) This does not apply to the issuance of a license for a place of
6 business, not having an alcoholic beverage license, to which an alcoholic beverage
7 license had been issued and was in force and effect on June 1, 1965, as to a license of
8 the same class which was in force and effect as of that date, applied for in the place of
9 business nor to a renewal of a license of any establishment where, subsequent to the
10 original granting of the license a school or church building was erected within 1,000
11 feet.

12 (5) This subsection does not apply to any license issued under §
13 6–201(r)(2), (4), (5), (15), (16), or (18) or § 7–101 of this article.

14 (6) This restriction does not apply in the case of a private kindergarten
15 or nursery school.

16 ~~(7) (i) THIS PARAGRAPH APPLIES ONLY IN THE CITY OF~~
17 ~~LAUREL.~~

18 ~~(ii) THE CITY COUNCIL OF THE CITY OF LAUREL SHALL~~
19 ~~DETERMINE IF A LICENSE MAY BE ISSUED TO SELL ALCOHOLIC BEVERAGES IN A~~
20 ~~BUILDING LOCATED WITHIN 500 FEET OF A PLACE OF WORSHIP.~~

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2013.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.