

HOUSE BILL 1021

A2

6lr0834

By: **Prince George's County Delegation**

Introduced and read first time: February 11, 2016

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages – Requirements and Restrictions**
3 **for Licenses**

4 **PG 303–16**

5 FOR the purpose of establishing that certain license and permit holders may only sell beer
6 in cans or packages of at least a certain number in Prince George's County;
7 prohibiting the Prince George's County Board of License Commissioners from
8 issuing or transferring certain alcoholic beverages licenses into certain areas
9 designated as food deserts or qualifying as target census tracts under certain
10 circumstances; authorizing the Board to renew certain alcoholic beverages licenses
11 issued in a food desert or a target census tract before a certain date; requiring the
12 Board to issue certain notice regarding public hearings to certain entities under
13 certain circumstances; defining certain terms; providing for the application of this
14 Act; and generally relating to alcoholic beverages licenses in Prince George's County.

15 BY repealing and reenacting, without amendments,
16 Article – Alcoholic Beverages
17 Section 4–208, 4–209, 4–406, 26–101(a) and (b), 26–1501, 26–1512, and 26–1801
18 Annotated Code of Maryland
19 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
20 Assembly of 2016)

21 BY repealing and reenacting, with amendments,
22 Article – Alcoholic Beverages
23 Section 26–601, 26–801, 26–901, 26–1104, 26–1511, 26–1702, and 26–1803
24 Annotated Code of Maryland
25 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
26 Assembly of 2016)

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**

4 4–208.

5 (a) Before a local licensing board may approve an application for a license, the
6 local licensing board shall publish notice of the application two times in 2 successive weeks:

7 (1) in two newspapers of general circulation in the jurisdiction; or

8 (2) if only one newspaper of general circulation exists in the jurisdiction, in
9 that newspaper.

10 (b) The notice shall state:

11 (1) the name of the applicant;

12 (2) the type of license for which the application is made;

13 (3) the location described in the application; and

14 (4) the date, time, and place set by the local licensing board for a hearing
15 on the application.

16 4–209.

17 (a) The hearing on the application may not occur less than 7 days or more than
18 30 days after the date of the last publication of the notice of the license application.

19 (b) Any person may address any relevant issue at the hearing.

20 4–406.

21 (a) A protest against a license renewal may be made by:

22 (1) at least 10 signatories who are:

23 (i) residents, commercial tenants who are not holders of or
24 applicants for a license, or real estate owners; and

25 (ii) located in the immediate vicinity of the licensed premises; or

26 (2) the local licensing board on its own initiative.

1 (b) (1) If a protest against renewing a license is filed at least 30 days before
2 the license expires, the local licensing board may not approve the renewal without holding
3 a hearing.

4 (2) The local licensing board shall hear and determine the protest in the
5 same manner as it hears and determines an original application.

6 26–101.

7 (a) In this title:

8 (1) the definitions in § 1–101 of this article apply without exception or
9 variation; and

10 (2) the following words have the meanings indicated.

11 (b) “Board” means the Board of License Commissioners for Prince George’s
12 County.

13 26–601.

14 (a) There is a Class A beer license.

15 (b) (1) The license authorizes the license holder to sell beer at retail to
16 consumers at the place described in the license.

17 (2) The license holder shall sell the beer in a sealed package or container.

18 (3) The package or container may not be opened and its contents may not
19 be consumed on the premises where the beer was sold.

20 **(4) THE LICENSE HOLDER MAY SELL BEER ONLY IN PACKAGES OF AT**
21 **LEAST SIX CANS OR BOTTLES.**

22 (c) **(1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE**
23 **MEANINGS INDICATED.**

24 **(II) “FOOD DESERT” MEANS AN AREA DESIGNATED BY THE U.S.**
25 **DEPARTMENT OF AGRICULTURE AS A CENSUS TRACT WITH A SUBSTANTIAL SHARE**
26 **OF RESIDENTS LIVING IN LOW-INCOME AREAS WITH LOW LEVELS OF ACCESS TO**
27 **GROCERY STORES OR HEALTHY, AFFORDABLE FOOD RETAIL OUTLETS.**

28 **(III) “TARGET CENSUS TRACT” MEANS A CENSUS TRACT, AS**
29 **ESTABLISHED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS,**
30 **THAT:**

1 **1. REFLECTS A POVERTY RATE THAT IS 20% OR**
2 **GREATER, AS DETERMINED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF**
3 **THE CENSUS; OR**

4 **2. REFLECTS A MEDIAN FAMILY INCOME RATE, AS**
5 **DETERMINED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS,**
6 **THAT IS AT OR BELOW 80% OF THE MEDIAN FAMILY INCOME RATE IN CONTIGUOUS**
7 **CENSUS TRACTS.**

8 **(2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION,**
9 **THE BOARD MAY NOT ISSUE OR TRANSFER A CLASS A BEER LICENSE INTO:**

10 **(I) A FOOD DESERT, AS LONG AS IT IS DESIGNATED AS A FOOD**
11 **DESERT; OR**

12 **(II) A TARGET CENSUS TRACT, AS LONG AS IT QUALIFIES AS A**
13 **TARGET CENSUS TRACT.**

14 **(3) THE BOARD MAY RENEW A CLASS A BEER LICENSE THAT WAS**
15 **ISSUED IN A FOOD DESERT OR A TARGET CENSUS TRACT BEFORE JULY 1, 2016.**

16 **(D) The annual license fee is \$245.**

17 26–801.

18 (a) There is a Class A beer and light wine license.

19 (b) (1) The license authorizes the license holder to sell beer and light wine, at
20 retail, at the place described in the license.

21 (2) The license holder shall sell the beer and light wine in a sealed package
22 or container.

23 (3) The package or container may not be opened and its contents may not
24 be consumed on the premises where the beer or light wine is sold.

25 **(4) THE LICENSE HOLDER MAY SELL BEER ONLY IN PACKAGES OF AT**
26 **LEAST SIX CANS OR BOTTLES.**

27 (c) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE
28 MEANINGS INDICATED.

29 (II) “FOOD DESERT” MEANS AN AREA DESIGNATED BY THE U.S.
30 DEPARTMENT OF AGRICULTURE AS A CENSUS TRACT WITH A SUBSTANTIAL SHARE

1 OF RESIDENTS LIVING IN LOW-INCOME AREAS WITH LOW LEVELS OF ACCESS TO
2 GROCERY STORES OR HEALTHY, AFFORDABLE FOOD RETAIL OUTLETS.

3 (III) "TARGET CENSUS TRACT" MEANS A CENSUS TRACT, AS
4 ESTABLISHED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS,
5 THAT:

6 1. REFLECTS A POVERTY RATE THAT IS 20% OR
7 GREATER, AS DETERMINED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF
8 THE CENSUS; OR

9 2. REFLECTS A MEDIAN FAMILY INCOME RATE, AS
10 DETERMINED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS,
11 THAT IS AT OR BELOW 80% OF THE MEDIAN FAMILY INCOME RATE IN CONTIGUOUS
12 CENSUS TRACTS.

13 (2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION,
14 THE BOARD MAY NOT ISSUE OR TRANSFER A CLASS A BEER AND LIGHT WINE
15 LICENSE INTO:

16 (I) A FOOD DESERT, AS LONG AS IT IS DESIGNATED AS A FOOD
17 DESERT; OR

18 (II) A TARGET CENSUS TRACT, AS LONG AS IT QUALIFIES AS A
19 TARGET CENSUS TRACT.

20 (3) THE BOARD MAY RENEW A CLASS A BEER AND LIGHT WINE
21 LICENSE THAT WAS ISSUED IN A FOOD DESERT OR A TARGET CENSUS TRACT BEFORE
22 JULY 1, 2016.

23 (D) The annual license fee is \$245.

24 26-901.

25 (a) There is a Class A beer, wine, and liquor license.

26 (b) (1) The license authorizes the license holder to sell beer, wine, and liquor
27 at retail at the place described in the license.

28 (2) The license holder shall sell the beer, wine, or liquor in a sealed package
29 or container that may not be opened or its contents consumed on the licensed premises.

30 (3) A CLASS A BEER, WINE AND LIQUOR LICENSE HOLDER MAY SELL
31 BEER ONLY IN PACKAGES OF AT LEAST SIX CANS OR BOTTLES.

1 (c) A license under this section may not be issued for a drugstore unless the
2 applicant:

3 (1) has been doing business at the location applied for in the license for at
4 least 1 year before the date of the application for the license;

5 (2) is the assignee of a business established for at least 1 year before the
6 date of the application for the license at the location applied for; or

7 (3) has been engaged in the retail drug business for at least 3 years.

8 (d) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE
9 MEANINGS INDICATED.

10 (II) "FOOD DESERT" MEANS AN AREA DESIGNATED BY THE U.S.
11 DEPARTMENT OF AGRICULTURE AS A CENSUS TRACT WITH A SUBSTANTIAL SHARE
12 OF RESIDENTS LIVING IN LOW-INCOME AREAS WITH LOW LEVELS OF ACCESS TO
13 GROCERY STORES OR HEALTHY, AFFORDABLE FOOD RETAIL OUTLETS.

14 (III) "TARGET CENSUS TRACT" MEANS A CENSUS TRACT, AS
15 ESTABLISHED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS,
16 THAT:

17 1. REFLECTS A POVERTY RATE THAT IS 20% OR
18 GREATER, AS DETERMINED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF
19 THE CENSUS; OR

20 2. REFLECTS A MEDIAN FAMILY INCOME RATE, AS
21 DETERMINED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS,
22 THAT IS AT OR BELOW 80% OF THE MEDIAN FAMILY INCOME RATE IN CONTIGUOUS
23 CENSUS TRACTS.

24 (2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION,
25 THE BOARD MAY NOT ISSUE OR TRANSFER A CLASS A BEER, WINE AND LIQUOR
26 LICENSE INTO:

27 (I) A FOOD DESERT, AS LONG AS IT IS DESIGNATED AS A FOOD
28 DESERT; OR

29 (II) A TARGET CENSUS TRACT, AS LONG AS IT QUALIFIES AS A
30 TARGET CENSUS TRACT.

1 **(3) THE BOARD MAY RENEW A CLASS A BEER, WINE AND LIQUOR**
2 **LICENSE THAT WAS ISSUED IN A FOOD DESERT BEFORE JULY 1, 2016.**

3 **(E)** The annual license fee is \$910.

4 26-1104.

5 (a) There is a Sunday off-sale permit.

6 (b) (1) Except as provided in paragraph (2) of this subsection, the Board may
7 issue the permit to the holder of:

8 (i) a Class A beer, wine, and liquor license; or

9 (ii) a Class B beer, wine, and liquor license with an off-sale privilege.

10 (2) The Board may not issue a Sunday off-sale permit to a license holder
11 that the Board finds to have sold liquor on Sunday without a Sunday off-sale permit.

12 (c) **(1)** The permit authorizes the holder to sell alcoholic beverages for
13 off-premises consumption on Sunday from 8 a.m. to midnight.

14 **(2) DURING THE HOURS FOR SALE THAT THE PERMIT AUTHORIZES,**
15 **THE HOLDER MAY SELL BEER ONLY IN PACKAGES OF AT LEAST SIX CANS OR**
16 **BOTTLES.**

17 (d) (1) Except as provided in paragraph (2) of this subsection, an applicant for
18 the permit shall commit in the application to reinvesting a minimum of \$50,000 in the
19 business within 1 year after the permit is issued.

20 (2) The Board may waive the reinvestment requirement.

21 (3) The Board shall revoke the permit if:

22 (i) the Board did not waive the reinvestment requirement under
23 item (ii) of this paragraph; and

24 (ii) the permit holder fails to make the required reinvestment.

25 (e) If the permit is issued to the holder of a Class B beer, wine, and liquor license
26 with an off-sale privilege, the holder need not comply with any restaurant or food
27 requirement.

28 (f) Not more than 100 special Sunday off-sale permits may be in effect at any one
29 time.

1 (g) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE
2 MEANINGS INDICATED.

3 (II) "FOOD DESERT" MEANS AN AREA DESIGNATED BY THE U.S.
4 DEPARTMENT OF AGRICULTURE AS A CENSUS TRACT WITH A SUBSTANTIAL SHARE
5 OF RESIDENTS LIVING IN LOW-INCOME AREAS WITH LOW LEVELS OF ACCESS TO
6 GROCERY STORES OR HEALTHY, AFFORDABLE FOOD RETAIL OUTLETS.

7 (III) "TARGET CENSUS TRACT" MEANS A CENSUS TRACT, AS
8 ESTABLISHED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS,
9 THAT:

10 1. REFLECTS A POVERTY RATE THAT IS 20% OR
11 GREATER, AS DETERMINED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF
12 THE CENSUS; OR

13 2. REFLECTS A MEDIAN FAMILY INCOME RATE, AS
14 DETERMINED BY THE U.S. DEPARTMENT OF COMMERCE, BUREAU OF THE CENSUS,
15 THAT IS AT OR BELOW 80% OF THE MEDIAN FAMILY INCOME RATE IN CONTIGUOUS
16 CENSUS TRACTS.

17 (2) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION,
18 THE BOARD MAY NOT ISSUE OR TRANSFER A SPECIAL SUNDAY
19 OFF-SALE PERMIT INTO:

20 (I) A FOOD DESERT, AS LONG AS IT IS DESIGNATED AS A FOOD
21 DESERT; OR

22 (II) A TARGET CENSUS TRACT, AS LONG AS IT QUALIFIES AS A
23 TARGET CENSUS TRACT.

24 (3) THE BOARD MAY RENEW A SPECIAL SUNDAY OFF-SALE PERMIT
25 THAT WAS ISSUED IN A FOOD DESERT OR A TARGET CENSUS TRACT BEFORE JULY 1,
26 2016.

27 (H) (1) The application fee for the permit is \$750.

28 (2) The annual fees for the permit are:

29 (i) \$2,590 for the holder of a Class A beer, wine, and liquor license;
30 and

31 (ii) \$1,080 for the holder of a Class B beer, wine, and liquor license
32 with an off-sale privilege.

1 (3) The fees listed in paragraphs (1) and (2) of this subsection are in
2 addition to the annual fee for the Class A beer, wine, and liquor license or Class B beer,
3 wine, and liquor license to which it is attached.

4 26–1501.

5 (a) Section 4–207 (“Licenses issued to minors”) of Division I of this article applies
6 in the County without exception or variation.

7 (b) The following sections of Title 4, Subtitle 2 (“Issuance or Denial of License
8 Applications”) do not apply in the County:

9 (1) § 4–206 (“Limitations on retail floor space”) and is superseded by §
10 26–1504 of this subtitle;

11 (2) § 4–210 (“Approval or denial of license application”) and is superseded
12 by § 26–1513 of this subtitle; and

13 (3) § 4–214 (“Waiting periods after denial of license applications”) and is
14 superseded by § 26–1516 of this subtitle.

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

17 (1) § 4–202 (“Authority of local licensing boards”), in addition to §§ 26–1502
18 and 26–1503 of this subtitle;

19 (2) § 4–203 (“Prohibition against issuing multiple licenses to individual or
20 for use of entity”), subject to § 26–1505 of this subtitle and Subtitle 13, Part III and Subtitle
21 16, Part II of this title;

22 (3) § 4–204 (“Prohibition against issuing multiple licenses for same
23 premises”), subject to § 26–1505 of this subtitle and Subtitle 13, Part III of this title;

24 (4) § 4–205 (“Chain store, supermarket, or discount house”), subject to §
25 26–1509 of this subtitle;

26 (5) § 4–208 (“Notice of license application required”), subject to § 26–1512
27 of this subtitle;

28 (6) § 4–209 (“Hearing”), in addition to § 26–1511 of this subtitle;

29 (7) § 4–211 (“License forms; effective date; expiration”), in addition to §
30 26–1508 of this subtitle;

1 (8) § 4–212 (“License not property”), subject to § 26–1506 of this subtitle;
2 and

3 (9) § 4–213 (“Replacement licenses”), subject to § 26–1517 of this subtitle.
4 26–1511.

5 (a) (1) The Board may adopt a calendar that establishes:

6 (i) filing dates by which license applications are required to be filed;
7 and

8 (ii) hearing dates for license application hearings.

9 (2) A filing date for a license application shall be at least 60 days before the
10 hearing at which the application is to be heard.

11 (b) (1) The Board shall determine the number of licenses of each class that
12 may be applied for at a hearing.

13 (2) The number of licenses that the Board makes available for issuance at
14 a hearing may be less than the total number of licenses in each class that remains unissued
15 by the Board.

16 (3) If, after a hearing, the applicants who are qualified for the issuance of
17 a license of a certain class outnumber the licenses of that class authorized to be issued at
18 the hearing, the Board shall determine the applicants who are best qualified to be license
19 holders.

20 (4) The Board may not issue additional licenses of any class that were not
21 determined and published as available for the hearing.

22 (c) (1) Before holding a hearing, the Board shall publish a notice of the hearing
23 in at least two newspapers of general circulation in the County.

24 (2) The notice shall be published at least 30 days before the date by which
25 license applications are required to be filed for consideration at the hearing.

26 (3) The notice shall contain:

27 (i) the number of licenses of each class that are available for
28 issuance;

29 (ii) a description of each class;

30 (iii) the date by which license applications must be filed to be
31 considered at the license application hearing; and

1 (iv) the date of the hearing.

2 (D) IN ADDITION TO ANY OTHER NOTICE REQUIRED UNDER THIS ARTICLE,
3 THE BOARD SHALL PROVIDE WRITTEN AND ELECTRONIC NOTICE OF THE DATE,
4 TIME, AND LOCATION OF A HEARING, AS SOON AS PRACTICABLE AFTER THE
5 HEARING IS SCHEDULED, TO ALL MUNICIPALITIES, CIVIC ASSOCIATIONS,
6 HOMEOWNERS' ASSOCIATIONS, AND CONDOMINIUM ASSOCIATIONS THAT:

7 (1) ARE WITHIN 1 MILE OF THE LOCATION OF THE PROPOSED PLACE
8 OF BUSINESS OF THE APPLICANT; AND

9 (2) REQUEST TO RECEIVE NOTICE OF HEARINGS BY SIGNING UP ON A
10 REGISTRY ON THE BOARD'S WEB SITE.

11 26-1512.

12 (a) In addition to the newspaper notice required under § 4-208 of this article, the
13 Board shall post a suitable notice in a conspicuous place at the location described in an
14 application for at least 10 days before the application hearing.

15 (b) A notice under subsection (a) of this section shall state the class of license for
16 which the application is made and the date, time, and location set by the Board for an
17 application hearing.

18 (c) (1) If the location described in the application is in a municipality, written
19 notice of the application shall be made to the governing body of the municipality.

20 (2) A municipality that receives written notice under this subsection has
21 standing to appear at the application hearing.

22 26-1702.

23 (a) The Board may not approve the transfer of a license from one location to
24 another:

25 (1) except as provided in subsection (b) of this section, for at least 2 years
26 after the issuance of a new license; and

27 (2) unless the Board determines that:

28 (i) the transfer to the new location is necessary to accommodate the
29 public; and

30 (ii) the transferee has complied with the residency requirements
31 specified in § 26-1406(c) of this title.

1 (b) Subject to the approval of the Board, a receiver or trustee may transfer
 2 ownership and location of a license for the benefit of creditors of a license holder within 6
 3 months after:

4 (1) appointment as the receiver or trustee; or

5 (2) the death of the license holder.

6 (c) (1) The Board may approve a transfer of location or ownership within 2
 7 years after a transfer of location has been authorized.

8 (2) This paragraph does not prohibit a transfer of ownership for
 9 continuance of a business in the same location, unless there has been a transfer of location
 10 for the license within 2 years.

11 (d) A transfer of a license in accordance with a security agreement is subject to
 12 approval by the Board like any other license transfer, except that the written consent and
 13 cooperation of the existing license holder is not required.

14 **(E) IN ADDITION TO ANY OTHER NOTICE REQUIRED UNDER THIS ARTICLE,**
 15 **THE BOARD SHALL PROVIDE WRITTEN AND ELECTRONIC NOTICE OF THE TIME,**
 16 **DATE, AND LOCATION OF A HEARING, AS SOON AS PRACTICABLE AFTER A HEARING**
 17 **FOR A LICENSE TRANSFER IS SCHEDULED, TO ALL MUNICIPALITIES, CIVIC**
 18 **ASSOCIATIONS, HOMEOWNERS' ASSOCIATIONS, AND CONDOMINIUM ASSOCIATIONS**
 19 **THAT:**

20 **(1) ARE WITHIN 1 MILE OF THE LOCATION OF THE PROPOSED PLACE**
 21 **OF BUSINESS OF THE APPLICANT; AND**

22 **(2) REQUEST TO RECEIVE NOTICE OF HEARINGS BY SIGNING UP ON A**
 23 **REGISTRY ON THE BOARD'S WEB SITE.**

24 26-1801.

25 (a) The following sections of Title 4, Subtitle 4 ("Renewal of Local Licenses") of
 26 Division I of this article apply in the County without exception or variation:

27 (1) § 4-402 ("Eligibility for renewal; process");

28 (2) § 4-403 ("Renewal application");

29 (3) § 4-408 ("Issuance of renewed licenses");

30 (4) § 4-409 ("Multiple licenses"); and

1 (5) § 4–410 (“Chain store, supermarket, or discount house”).

2 (b) Section 4–404 (“Filing period for renewal application”) of Division I of this
3 article does not apply in the County and is superseded by § 26–1802 of this subtitle.

4 (c) The following sections of Title 4, Subtitle 4 (“Renewal of Local Licenses”) of
5 Division I of this article apply in the County:

6 (1) § 4–405 (“Contents of renewal application”), subject to § 26–1804 of this
7 subtitle;

8 (2) § 4–406 (“Protests”), subject to § 26–1803 of this subtitle; and

9 (3) § 4–407 (“Denial of renewal application”), subject to § 26–1806 of this
10 subtitle.

11 26–1803.

12 (a) A protest of a license renewal shall be filed with the Board on or before March
13 1.

14 (b) A municipality in which the licensed premises is located may make a protest
15 of a license renewal after holding a public hearing concerning the protest.

16 **(C) IN ADDITION TO ANY OTHER NOTICE REQUIRED UNDER THIS ARTICLE,**
17 **THE BOARD SHALL PROVIDE WRITTEN AND ELECTRONIC NOTICE OF THE TIME,**
18 **DATE, AND LOCATION OF A HEARING, AS SOON AS PRACTICABLE AFTER THE**
19 **HEARING IS SCHEDULED, TO ALL MUNICIPALITIES, CIVIC ASSOCIATIONS,**
20 **HOMEOWNERS’ ASSOCIATIONS, AND CONDOMINIUM ASSOCIATIONS THAT:**

21 **(1) ARE WITHIN 1 MILE OF THE LOCATION OF THE PROPOSED PLACE**
22 **OF BUSINESS OF THE APPLICANT; AND**

23 **(2) REQUEST TO RECEIVE NOTICE OF HEARINGS BY SIGNING UP ON A**
24 **REGISTRY ON THE BOARD’S WEB SITE.**

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to
26 apply only prospectively and may not be applied or interpreted to have any effect on or
27 application to any licenses issued in an area designated as a food desert or qualifying as a
28 target census tract before the effective date of this Act.

29 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
30 1, 2016.