

Bill No.: _____
Requested: _____
Committee: _____

Drafted by: Carter
Typed by: Fran
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Proofread by _____
Checked by _____

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

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Alcoholic Beverages – Licenses for Supermarkets**

3 **PG 306–21**

4 FOR the purpose of authorizing the Board of License Commissioners for Prince George's
5 County to issue a Class A beer and light wine license for use in a supermarket under
6 certain circumstances; limiting the number of certain licenses that the Board can
7 issue for use in any single legislative district; and generally relating to alcoholic
8 beverages in Prince George's County.

9 BY repealing and reenacting, without amendments,
10 Article – Alcoholic Beverages
11 Section 26–102 and 26–1501
12 Annotated Code of Maryland
13 (2016 Volume and 2020 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Alcoholic Beverages
16 Section 26–1509
17 Annotated Code of Maryland
18 (2016 Volume and 2020 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

26–102.

This title applies only in Prince George’s County.

26–1501.

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

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

(1) § 4–206 (“Limitations on retail floor space”) and is superseded by §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

(2) § 4–210 (“Approval or denial of license application”) and is superseded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

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superseded by § 26–1516 of this subtitle.

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

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

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

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

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

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

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

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

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

(9) § 4–213 (“Replacement licenses”), subject to § 26–1517 of this subtitle. 26–1509.

(a) Except as provided in [subsection (b)] **SUBSECTIONS (B) AND (C)** of this section, the Board may not issue a license that has an off-sale privilege to:

(1) an establishment commonly known as a chain store, supermarket, or discount house; or

(2) a franchisor, franchisee, or concessionaire of the establishment.

(b) An establishment described in subsection (a) of this section that held a license on July 1, 1973:

(1) may continue to hold the license; and

(2) at the discretion of the Board, may change the class of the license.

(C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE BOARD MAY ISSUE A CLASS A BEER AND LIGHT WINE LICENSE FOR USE IN A SUPERMARKET THAT HAS BEEN CERTIFIED BY THE PRINCE GEORGE’S COUNTY COUNCIL AS BEING LOCATED WITHIN A FOOD DESERT OR FOOD SWAMP.

1 **(2) THE BOARD MAY NOT ISSUE MORE THAN THREE CLASS A BEER**
2 **AND LIGHT WINE LICENSES UNDER THIS SUBSECTION FOR USE IN ANY SINGLE**
3 **LEGISLATIVE DISTRICT.**

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
5 1, 2021.