

Bill No.: _____
Requested: _____
Committee: _____

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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.



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 26–102.

5 This title applies only in Prince George’s County.

6 26–1501.

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

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

11 (1) § 4–206 (“Limitations on retail floor space”) and is superseded by §
12 26–1504 of this subtitle;

13 (2) § 4–210 (“Approval or denial of license application”) and is superseded
14 by § 26–1513 of this subtitle; and

15 (3) § 4–214 (“Waiting periods after denial of license applications”) and is
16 superseded by § 26–1516 of this subtitle.

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

19 (1) § 4–202 (“Authority of local licensing boards”), in addition to §§ 26–1502
20 and 26–1503 of this subtitle;

21 (2) § 4–203 (“Prohibition against issuing multiple licenses to individual or
22 for use of entity”), subject to § 26–1505 of this subtitle and Subtitle 13, Part III and Subtitle
23 16, Part II of this title;

24 (3) § 4–204 (“Prohibition against issuing multiple licenses for same
25 premises”), subject to § 26–1505 of this subtitle and Subtitle 13, Part III of this title;

- 1 (4) § 4–205 (“Chain store, supermarket, or discount house”), subject to §
2 26–1509 of this subtitle;
- 3 (5) § 4–208 (“Notice of license application required”), subject to § 26–1512
4 of this subtitle;
- 5 (6) § 4–209 (“Hearing”), in addition to § 26–1511 of this subtitle;
- 6 (7) § 4–211 (“License forms; effective date; expiration”), in addition to §
7 26–1508 of this subtitle;
- 8 (8) § 4–212 (“License not property”), subject to § 26–1506 of this subtitle;
9 and
- 10 (9) § 4–213 (“Replacement licenses”), subject to § 26–1517 of this subtitle.
11 26–1509.

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

- 14 (1) an establishment commonly known as a chain store, supermarket, or
15 discount house; or
- 16 (2) a franchisor, franchisee, or concessionaire of the establishment.

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

- 19 (1) may continue to hold the license; and
- 20 (2) at the discretion of the Board, may change the class of the license.

21 **(c) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE BOARD**
22 **MAY ISSUE A CLASS A BEER AND LIGHT WINE LICENSE FOR USE IN A SUPERMARKET**
23 **THAT HAS BEEN CERTIFIED BY THE PRINCE GEORGE’S COUNTY COUNCIL AS BEING**
24 **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.