

HOUSE BILL 218

A2
HB 1307/22 – ECM

3lr0490

By: **Howard County Delegation**

Introduced and read first time: January 23, 2023

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 10, 2023

CHAPTER _____

1 AN ACT concerning

2 **Howard County – Alcoholic Beverages – Repeal of Petition of Support**
3 **Requirement**

4 **Ho. Co. 12–23**

5 FOR the purpose of repealing the requirement that an application for an alcoholic
6 beverages license in Howard County include certain petitions of support signed by
7 certain individuals; and generally relating to alcoholic beverages licenses in Howard
8 County.

9 BY repealing and reenacting, without amendments,
10 Article – Alcoholic Beverages
11 Section 4–110 and 23–102
12 Annotated Code of Maryland
13 (2016 Volume and 2022 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Alcoholic Beverages
16 Section 23–1401(b) and 23–1407
17 Annotated Code of Maryland
18 (2016 Volume and 2022 Supplement)

19 BY repealing
20 Article – Alcoholic Beverages
21 Section 23–1406

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.



1 Annotated Code of Maryland
2 (2016 Volume and 2022 Supplement)

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

5 **Article – Alcoholic Beverages**

6 4–110.

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

10 (1) the length of time each of the residents has been acquainted with the
11 applicant or, if the applicant is a corporation, acquainted with the individuals making the
12 application;

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

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

19 23–102.

20 This title applies only in Howard County.

21 23–1401.

22 (b) Section 4–110 (“Required information on application — Petition for support”)
23 of Division I of this article does not apply in the county [and is superseded by § 23–1406 of
24 this subtitle].

25 [23–1406.

26 (a) At least one of the applicants shall include with the application a petition of
27 support signed by at least three residents who are owners of real property and registered
28 voters in the district where the business is to be conducted stating that the applicant:

29 (1) is known personally to the residents; and

30 (2) subject to subsection (b) of this section, is a resident of the county at the
31 time the applicant presents the application to the residents.

1 (b) The Board may waive the residency requirement for an applicant if the
2 applicant:

3 (1) is the purchaser of a business already in operation; or

4 (2) has owned the premises for which a license is sought for at least 2 years
5 immediately preceding the filing of the application.]

6 23–1407.

7 (a) At least one of the applicants for a license shall be a resident of the county.

8 (b) In the determination of the Board, each applicant shall:

9 (1) be of good character; and

10 (2) include the following information with the application:

11 (i) a statement that the applicant is at least 18 years old; and

12 (ii) a checklist and police consent form.

13 (c) **THE BOARD MAY WAIVE THE RESIDENCY REQUIREMENT FOR AN**
14 **APPLICANT IF THE APPLICANT:**

15 **(1) IS THE PURCHASER OF A BUSINESS ALREADY IN OPERATION; OR**

16 **(2) HAS OWNED THE PREMISES FOR WHICH A LICENSE IS SOUGHT FOR**
17 **AT LEAST 2 YEARS IMMEDIATELY PRECEDING THE FILING OF THE APPLICATION.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
19 1, 2023.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.