

# HOUSE BILL 582

A2, L5

0lr0823

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

Introduced and read first time: February 3, 2010

Assigned to: Economic Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 16, 2010

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Prince George's County – Issuance of Alcoholic Beverages Licenses and Park**  
3 **Permits – Notification**

4 **PG/MC 112–10**

5 FOR the purpose of requiring the Prince George's County Board of License  
6 Commissioners to notify certain county officials and, if applicable, a certain  
7 municipal corporation, of certain information when the Board issues a special  
8 Class C beer, wine and liquor license; requiring an administrative official who  
9 issues a use and occupancy permit in Prince George's County to notify promptly  
10 certain county officials and, if applicable, a certain municipal corporation, when  
11 the Commission official issues a certain permit that allows entertainment to be  
12 held in the county under certain circumstances; and generally relating to  
13 alcoholic beverages licenses and park permits in Prince George's County.

14 BY repealing and reenacting, without amendments,  
15 Article 2B – Alcoholic Beverages  
16 Section 7–101(d)(1)(i)  
17 Annotated Code of Maryland  
18 (2005 Replacement Volume and 2009 Supplement)

19 BY repealing and reenacting, with amendments,  
20 Article 2B – Alcoholic Beverages  
21 Section 7–101(d)(11)  
22 Annotated Code of Maryland

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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 (2005 Replacement Volume and 2009 Supplement)

2 BY repealing and reenacting, with amendments,  
 3 Article 28 – Maryland–National Capital Park and Planning Commission  
 4 Section 8–119  
 5 Annotated Code of Maryland  
 6 (2003 Replacement Volume and 2009 Supplement)

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

9 **Article 2B – Alcoholic Beverages**

10 7–101.

11 (d) (1) (i) A special Class C beer, wine and liquor license entitles the  
 12 holder to exercise any of the privileges conferred by this class of license for the use of  
 13 any person holding a bona fide entertainment conducted by a club, society, or  
 14 association at the place described for a period not exceeding seven consecutive days,  
 15 upon the payment of a fee of \$15 per day.

16 (11) (I) [In] **THIS PARAGRAPH APPLIES ONLY IN** Prince George’s  
 17 County[;].

18 [(i)] (II) Except as provided in item [(ii)] (III) of this  
 19 paragraph, the fee is \$150 per day[;].

20 [(ii)] (III) For a club, society, or association holding a casino or  
 21 gambling event, the fee is \$150 per day, which shall be paid by the club, society, or  
 22 association and shall be considered as part of the club’s, society’s, or association’s  
 23 special license fee[; and].

24 (IV) **WHEN THE BOARD OF LICENSE COMMISSIONERS**  
 25 **ISSUES A LICENSE UNDER THIS PARAGRAPH, THE BOARD SHALL NOTIFY THE**  
 26 **CHIEF OF POLICE, THE FIRE CHIEF, ~~AND~~ THE DIRECTOR OF THE DEPARTMENT**  
 27 **OF ENVIRONMENTAL RESOURCES, AND, IF APPLICABLE, THE MUNICIPAL**  
 28 **CORPORATION IN WHICH THE EVENT IS TO BE HELD, AS TO THE TIME, PLACE,**  
 29 **AND EXPECTED SIZE OF THE EVENT FOR WHICH THE LICENSE IS ISSUED.**

30 [(iii)] (V) The Board of License Commissioners may deny an  
 31 application for this license if it is determined that the applicant does not qualify under  
 32 the provisions of this article.

33 **Article 28 – Maryland–National Capital Park and Planning Commission**

34 8–119.

1 (a) A building or other structure may not be erected or structurally altered in  
2 the regional district without the issuance of a building permit, and a permit may not  
3 be given except in conformity with the provisions of this article and of the regulations  
4 enacted by the respective district councils. A building permit is not required for  
5 buildings and structures to be used exclusively for purposes of agriculture upon land  
6 used exclusively for agriculture. In any part of the regional district in which there does  
7 not now exist provision of law or ordinance designating an administrative official by  
8 whom building permits are to be issued, the appropriate district council shall  
9 designate this official. An act, ordinance, or regulation issued under the authority of  
10 this article does not require the approval by the Commission of any building permit in  
11 Montgomery County or Prince George's County, and any acts, ordinances, or  
12 regulations inconsistent herewith are repealed to the extent of the inconsistency.  
13 However, in Montgomery County, all building permit applications shall be referred to  
14 the Commission for review and recommendations as to zoning requirements. In Prince  
15 George's County, the County Council may provide by ordinance for the referral of some  
16 or all building permit applications to the Commission for review and recommendations  
17 as to zoning requirements.

18 (b) A district council may provide in its zoning regulations for the issuance of  
19 use and occupancy permits and for certificates by means of which zoning questions  
20 may be raised prior to the preparation of all structural specifications of a building as  
21 may be required for a complete building permit.

22 (c) (1) THIS SUBSECTION APPLIES ONLY IN PRINCE GEORGE'S  
23 COUNTY.

24 (2) WHEN AN ADMINISTRATIVE OFFICIAL ISSUES A USE AND  
25 OCCUPANCY PERMIT THAT UNDER THE APPLICABLE COUNTY ZONING  
26 ORDINANCE ALLOWS ENTERTAINMENT TO BE HELD FOR AN ASSOCIATION, A  
27 CLUB, A SOCIETY, OR OTHER ORGANIZATION OR THE PUBLIC, THE OFFICIAL  
28 PROMPTLY SHALL TRANSMIT A COPY OF THE PERMIT OR GIVE OTHER NOTICE  
29 OF THE ISSUANCE OF THE PERMIT TO:

30 (I) THE BOARD OF LICENSE COMMISSIONERS;

31 (II) THE CHIEF OF POLICE;

32 (III) THE FIRE CHIEF; ~~AND~~

33 (IV) THE DIRECTOR OF THE DEPARTMENT OF  
34 ENVIRONMENTAL RESOURCES; AND

35 (V) IF APPLICABLE, THE MUNICIPAL CORPORATION IN  
36 WHICH THE ENTERTAINMENT IS TO BE HELD.

1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2   June 1, 2010.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.