

HOUSE BILL 919

A2

2lr0563

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

Introduced and read first time: February 10, 2012

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 13, 2012

CHAPTER _____

1 AN ACT concerning

2 **Prince George's County – Issuance, Transfer, and Renewal of Alcoholic**
3 **Beverages Licenses – Payment of Taxes**

4 **PG 302–12**

5 FOR the purpose of prohibiting the Board of License Commissioners for Prince
6 George's County from issuing or renewing a license unless the Board is provided
7 verification that certain undisputed taxes have been paid or that payment has
8 been provided for; authorizing the Board to condition the issuance of a license
9 for which a transfer has been approved on verification that certain undisputed
10 taxes have been paid or that payment has been provided for; specifying that
11 certain requirements concerning verification of undisputed taxes apply to the
12 principals or owners of certain entities ~~and the immediate relatives of the~~
13 ~~principals and owners~~; and generally relating to alcoholic beverages licenses in
14 Prince George's County.

15 BY adding to
16 Article 2B – Alcoholic Beverages
17 Section 10–202(i–1) and 10–301(f–1)
18 Annotated Code of Maryland
19 (2011 Replacement Volume)

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

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 Article 2B – Alcoholic Beverages

2 10–202.

3 (I–1) (1) THIS SUBSECTION APPLIES ONLY IN PRINCE GEORGE’S
4 COUNTY.5 (2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE
6 BOARD OF LICENSE COMMISSIONERS MAY NOT ISSUE A LICENSE TO AN
7 APPLICANT UNLESS THE BOARD IS PROVIDED VERIFICATION FROM THE
8 COMPTROLLER AND PRINCE GEORGE’S COUNTY THAT THE APPLICANT HAS:9 (I) PAID ALL UNDISPUTED TAXES PAYABLE TO THE
10 COMPTROLLER AND PRINCE GEORGE’S COUNTY; OR11 (II) PROVIDED FOR PAYMENT OF THE TAXES DESCRIBED IN
12 ITEM (I) OF THIS PARAGRAPH IN A MANNER SATISFACTORY TO THE
13 GOVERNMENTAL UNIT RESPONSIBLE FOR COLLECTION.14 (3) IF AN APPLICATION FOR THE ISSUANCE OF A LICENSE IS
15 MADE ON BEHALF OF A CORPORATION, CLUB, OR OTHER ENTITY, THE
16 VERIFICATION REQUIREMENTS SPECIFIED IN PARAGRAPH (2) OF THIS
17 SUBSECTION APPLY TO UNDISPUTED TAXES PAYABLE BY EACH:18 ~~(I) OWNER~~ OWNER OR PRINCIPAL OF THE ENTITY;~~AND~~19 ~~(II) IMMEDIATE RELATIVE OF THE OWNER OR PRINCIPAL.~~20 (4) SUBJECT TO PARAGRAPH (5) OF THIS SUBSECTION, IF A
21 TRANSFER AND ISSUANCE OF A LICENSE IS SOUGHT, THE BOARD OF LICENSE
22 COMMISSIONERS MAY APPROVE THE TRANSFER, BUT CONDITION THE ACTUAL
23 ISSUANCE OF THE LICENSE TO THE TRANSFEREE ON VERIFICATION:24 (I) OF PAYMENT OF ALL UNDISPUTED TAXES PAYABLE BY
25 THE TRANSFEROR TO THE COMPTROLLER OR PRINCE GEORGE’S COUNTY; OR26 (II) THAT PAYMENT OF THE TAXES DESCRIBED IN ITEM (I)
27 OF THIS PARAGRAPH HAS BEEN PROVIDED FOR IN A MANNER SATISFACTORY TO
28 THE GOVERNMENTAL UNIT RESPONSIBLE FOR COLLECTION.29 (5) IF THE LICENSE OF THE TRANSFEROR WAS ISSUED ON
30 BEHALF OF A CORPORATION, CLUB, OR OTHER ENTITY, THE VERIFICATION
31 REQUIREMENTS SPECIFIED IN PARAGRAPH (4) OF THIS SUBSECTION APPLY TO
32 UNDISPUTED TAXES PAYABLE BY EACH:

1 ~~(I) OWNER OWNER OR PRINCIPAL OF THE ENTITY; AND~~

2 ~~(II) IMMEDIATE RELATIVE OF THE OWNER OR PRINCIPAL.~~

3 10-301.

4 (F-1) (1) THIS SUBSECTION APPLIES ONLY IN PRINCE GEORGE'S
5 COUNTY.

6 (2) SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, BEFORE A
7 LICENSE MAY BE RENEWED, THE BOARD OF LICENSE COMMISSIONERS SHALL
8 VERIFY:

9 (I) 1. THROUGH THE OFFICE OF THE COMPTROLLER,
10 THAT THE CURRENT LICENSE HOLDER HAS PAID ALL UNDISPUTED TAXES
11 PAYABLE TO THE COMPTROLLER; AND

12 2. THROUGH PRINCE GEORGE'S COUNTY, THAT THE
13 CURRENT LICENSE HOLDER HAS PAID ALL UNDISPUTED TAXES PAYABLE TO
14 PRINCE GEORGE'S COUNTY; OR

15 (II) THAT THE CURRENT LICENSE HOLDER HAS PROVIDED
16 FOR PAYMENT OF THE TAXES DESCRIBED IN ITEM (I) OF THIS PARAGRAPH IN A
17 MANNER SATISFACTORY TO THE GOVERNMENTAL UNIT RESPONSIBLE FOR THE
18 COLLECTION.

19 (3) IF THE INFORMATION PROVIDED TO THE BOARD OF LICENSE
20 COMMISSIONERS STATES THAT THE CURRENT LICENSE HOLDER OWES
21 UNDISPUTED TAXES AND HAS NOT PROVIDED FOR PAYMENT IN A MANNER
22 SATISFACTORY TO THE GOVERNMENTAL UNIT RESPONSIBLE FOR COLLECTION,
23 THE BOARD OF LICENSE COMMISSIONERS MAY NOT RENEW THE LICENSE.

24 (4) IF THE LICENSE WAS ISSUED ON BEHALF OF A CORPORATION,
25 CLUB, OR OTHER ENTITY, THE VERIFICATION REQUIREMENTS SPECIFIED IN
26 PARAGRAPH (2) OF THIS SUBSECTION APPLY TO UNDISPUTED TAXES PAYABLE
27 BY EACH:

28 ~~(I) OWNER OWNER OR PRINCIPAL OF THE ENTITY; AND~~

29 ~~(II) IMMEDIATE RELATIVE OF THE OWNER OR PRINCIPAL.~~

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 July 1, 2012.