

CHAPTER 614

(House Bill 1266)

AN ACT concerning

Montgomery County - Alcoholic Beverages - Issuance of License After Revocation

MC 603-06

FOR the purpose of authorizing the Montgomery County Board of License Commissioners, after an alcoholic beverages license for a premises has been revoked, to issue a license for the same premises to a person other than the former licensee in the same manner as the Board considers an application for a new license; and generally relating to alcoholic beverages licenses in Montgomery County.

BY repealing and reenacting, with amendments,

Article 2B - Alcoholic Beverages

Section 10-404

Annotated Code of Maryland

(2005 Replacement Volume)

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

Article 2B - Alcoholic Beverages

10-404.

(a) [When] EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, WHEN the license issued under the provisions of this article has been revoked, such licensee shall not at any time thereafter be entitled to obtain any other license under the provisions of this article, and no other person shall be entitled to obtain such a license for the same premises until after the expiration of six months from the date of such revocation and not at all in the discretion of said Comptroller, board of license commissioners for the city or county, court or State Appeal Board as the case may be. If the license was held on behalf of a corporation, partnership, or unincorporated association, no person until after the expiration of said six-month period shall be entitled to obtain another license on behalf of such corporation, partnership, or unincorporated association, for the sale of alcoholic beverages upon the same premises.

(b) In Allegany County if a license is revoked by reason of the licensee being convicted of violating any provisions of the Tax - General Article that relate to the alcoholic beverage tax or any provision of this article, no license under this article may be issued to the same person or for the same premises within a period of one year thereafter.