

tising the sale of alcoholic beverages shall be permitted, and generally to provide for the terms and conditions under which said licenses shall be issued and further to provide for a referendum on this Act.

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Section 19 (h) of Article 2B of the Annotated Code of Maryland (1957 Edition and 1963 Supplement), title "Alcoholic Beverages," subtitle "Beer, Wine and Liquor Licenses," be and it is hereby repealed and re-enacted, with amendments; that new Section 19 be and it is hereby added (h-1) to said Code, of said title and subtitle, to follow immediately after said Section 19 (h), and all to read as follows:*

19.

(h) In Montgomery County such a license shall be issued by the clerk, upon the advice and approval of the liquor control board, only to the owner of any restaurant which is located in the fourth, eighth or tenth election districts of said county and which was doing business in 1932, and which had a seating capacity of thirty chairs and capital investment of thirty thousand dollars or more in 1932, for consumption on the premises. The annual license fee for such a license shall be twelve hundred dollars (\$1,200.00), *provided, however, that the provisions of this subsection 19 (h) shall be null and void and of no further effect after April 30, 1965.*

*(h-1) In Montgomery County such a license shall be issued by the clerk, upon the advice and approval of the Board of License Commissioners, only to the owner of any restaurant, having a minimum dining area of 1,000 square feet, located in the third, fourth, seventh, eighth, ninth, tenth, or thirteenth election districts of said county except in the towns of Poolesville, Takoma Park and Kensington. As a prerequisite for the initial issuance of a license under this subsection, the owner must attest in a sworn statement that gross receipts from food sales in the restaurant will be in excess of two times the gross receipts from the sale of alcoholic beverages. As a prerequisite for each renewal of a license issued under this subsection, the owner must attest in a sworn statement that the gross receipts from food sales in the restaurant for the twelve month period immediately preceding the application for renewal have been in excess of two times the gross receipts from the sale of alcoholic beverages. The Board of License Commissioners shall by rule and regulation provide for periodic inspection of the premises and for audits to determine the ratio of gross receipts from the sale of food to gross receipts from the sale of alcoholic beverages. Any rules and regulations adopted by the Board as aforesaid shall include a requirement of (1) at least monthly physical inspections of the premises during the initial license year of any licensee and (2) the submission by the licensee to the Board, during the initial license year aforesaid, of monthly statements showing gross receipts from the sale of food and gross receipts from the sale of alcoholic beverages for the immediately preceding month. In the event that a licensee hereunder, during the initial license year, shall fail to maintain gross receipts from the sale of food at least twice those from the sale of alcoholic beverages for a period of three consecutive months, the Board, in its discretion, may revoke the license. The Board shall*