

CHAPTER 140

(House Bill 239)

AN ACT to repeal and re-enact, with amendments, Section 165 (d) of Article 2B of the Annotated Code of Maryland (1957 Edition), title "Alcoholic Beverages," subtitle "County Liquor Control Boards and Dispensaries," to change the time in Kent County for payment of the proceeds of profits from the operation of alcoholic beverage dispensaries to Kent County and to incorporated towns in the county.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 165 (d) of Article 2B of the Annotated Code of Maryland (1957 Edition), title "Alcoholic Beverages," subtitle "County Liquor Control Boards and Dispensaries," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

165.

(d) (1) All net profits arising from the operation of said dispensaries and branch dispensaries, as aforesaid, shall be first applied toward payment of any and all sums, advanced to or borrowed by the liquor control board. After such sums have been paid, the said liquor control board shall be authorized to create and maintain a reserve fund not to exceed one hundred thousand dollars (\$100,000.00) including the total inventory of such stock and supplies on hand, to provide adequate working capital and to meet any losses that may be sustained by said board in the operation of such dispensaries. Sixty-six and two-thirds percent ($66\frac{2}{3}\%$) of all net profits in excess of the above shall belong to and be paid over to the County Commissioners of Kent County on or before ~~June~~ *July* 1 of each and every year, the remaining thirty-three and one-third percent ($33\frac{1}{3}\%$) of all net profits shall on or before ~~June~~ *July* 1 of each and every year, be paid to the governing body of each of the several incorporated towns of Kent County in which dispensaries are located, pro rata, in the proportion that the profits derived from the sale of alcoholic beverages in said incorporated towns bear to the total amount to be paid over to said incorporated towns.

(2) The governing body of the Town of Betterton shall use its share of the receipts from the dispensary located in said town for improving the sewerage system and when these improvements have been completed, then for improving the water supply system, and such receipts shall not be used for any other purpose until the said improvements have been made. The governing body of the Town of Galena shall use its share of the receipts from the dispensary located in said town for installing water mains and contracting for securing water or for purchasing a water supply, and such receipts shall not be used for any other purpose until the said improvements have been made.

(3) The governing body of the Town of Rock Hall shall use its share of the receipts from the dispensary located in said town for improving the water system or constructing a sewer system, as said town commissioners shall determine, and such receipts shall not be used for any other purpose until the said improvements have been made.