

are issued alcoholic beverages licenses by the Comptroller of Maryland; prohibiting a certain construction of this Act; and generally relating to alcoholic beverages licenses.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 40(a)

Annotated Code of Maryland

(1990 Replacement Volume and 1992 Supplement)

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

Article 2B – Alcoholic Beverages

40.

(a) A license may not be issued to a partnership, to a corporation, or to a limited liability company, but only to individuals authorized to act for a partnership, corporation, or limited liability company who shall assume all responsibilities as individuals, and be subject to all of the penalties, conditions and restrictions imposed upon licensees under the provisions of the Tax – General Article that relate to the alcoholic beverage tax and the provisions of this article. If the application is made for a partnership, the license shall be applied for and be issued to all the partners as individuals, all of whom shall have resided in the city or county in which the place of business is located for at least 2 years prior to the application[, or shall have resided in the State of Maryland for that period in case the application is filed with the Comptroller].

(1) (i) Subject to subparagraph (ii) of this paragraph, in Baltimore and Montgomery Counties, if the application is made for a partnership, the license shall be applied for and issued to at least 2 general partners as individuals, at least one of whom is a registered voter of the county where the application is made and resides there at the time of the application. If there is only one general partner, the license shall be issued to that partner as an individual, if that partner is a registered voter of the county where the application is made and resides there at the time of application.

(ii) In Baltimore County, the provisions of this paragraph may not be construed to waive any of the requirements under §§ 41 and 48 of this article.

(2) In Harford County, the applicant shall be a bona fide resident of Harford County at the time of filing the application and shall remain a resident as long as the license is in effect. The applicant is not required to be a registered voter.

(3) In Prince George's County, if an application is made for a sole proprietorship or partnership, the license shall be applied for and issued to all partners as individuals, all of whom shall have resided in Prince George's County for at least 2 years prior to the application, are registered voters in Prince George's County, and shall continue to be bona fide residents of Prince George's County as long as the license is in effect.