

Article 2B – Alcoholic Beverages

Section 10-504(d)

Annotated Code of Maryland

(1994 Replacement Volume and 1995 Supplement)

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

Article 2B – Alcoholic Beverages

10-504.

[(d) In Baltimore County, 180 days after the holder of any license issued under the provisions of this article has vacated, or been evicted, from the premises for which the license was issued, the license shall expire unless an application for approval of a transfer to another location or assignment to another person pursuant to § 10-503 of this article or an application pursuant to § 10-506 of this article has been approved or is then pending.]

(D) (1) THIS SUBSECTION APPLIES ONLY IN BALTIMORE COUNTY.

(2) 180 DAYS AFTER THE HOLDER OF ANY LICENSE ISSUED UNDER THE PROVISIONS OF THIS ARTICLE HAS CLOSED THE BUSINESS OR CEASED ACTIVE ALCOHOLIC BEVERAGES BUSINESS OPERATIONS OF THE BUSINESS FOR WHICH THE LICENSE IS HELD, THE LICENSE SHALL EXPIRE UNLESS:

(I) AN APPLICATION FOR APPROVAL OF A TRANSFER TO ANOTHER LOCATION OR AN APPLICATION FOR ASSIGNMENT TO ANOTHER PERSON PURSUANT TO § 10-503 OF THIS ARTICLE HAS BEEN APPROVED OR IS THEN PENDING;

(II) AN APPLICATION PURSUANT TO § 10-506 OF THIS ARTICLE HAS BEEN APPROVED OR IS THEN PENDING; OR

(III) A WRITTEN REQUEST FOR A HARDSHIP EXTENSION, AS PROVIDED IN THIS SUBSECTION, IS FILED WITHIN THE 180-DAY PERIOD.

(3) THE LICENSEE OR OTHER APPROPRIATE INTERESTED PARTIES MAY MAKE A WRITTEN REQUEST TO THE BOARD OF LIQUOR LICENSE COMMISSIONERS OR THE COMPTROLLER FOR AN EXTENSION OF THE LIFE OF THE LICENSE, DUE TO UNDUE HARDSHIP, FOR A TIME PERIOD OF NO MORE THAN A CUMULATIVE PERIOD OF 360 DAYS AFTER THE DATE OF CLOSING OR CESSATION OF ALCOHOLIC BEVERAGES BUSINESS OPERATIONS OF THE BUSINESS FOR WHICH THE LICENSE IS HELD.

(4) AFTER A HEARING CONDUCTED ON THE EXTENSION REQUEST, UPON A FINDING THAT UNDUE HARDSHIP CURRENTLY EXISTS CAUSING THE CLOSING OR CESSATION OF BUSINESS OPERATIONS ~~OR CONTINUANCE OF THE BUSINESS~~, THE BOARD MAY GRANT AN EXTENSION OF THE LIFE OF THE LICENSE FOR A TIME PERIOD NOT TO EXCEED 360 DAYS AS DEFINED IN PARAGRAPHS (3) AND (5) OF THIS SUBSECTION.

(5) IT IS THE INTENTION OF THIS SUBSECTION THAT THE TOTAL TIME PERIOD FOR WHICH A LICENSE MAY BE DEEMED UNEXPIRED UNDER PARAGRAPH