

FOR the purpose of providing that the Caroline County Board of License Commissioners shall issue alcoholic beverage licenses instead of the Clerk of Court.

BY repealing and reenacting, with amendments,

Article 2B – Alcoholic Beverages

Section 60(a)

Annotated Code of Maryland

(1990 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

60.

(a) Before the Board of License Commissioners for Baltimore City or any county approves any license, the Board shall cause a notice of such application to be published two times in two successive weeks, in three newspapers of general circulation in Baltimore City, if the applicant proposes to do business in the City, and if the applicant proposes to do business in any of the counties, in the two newspapers of general circulation in the county where two newspapers are published, and if not, then in one newspaper having a general circulation in the county. The notice shall specify the name of the applicant, the kind of license applied for, the location of the place of business proposed to be licensed, and the time and place fixed by the board for hearing upon the application. The hearing shall be not less than seven nor more than 30 days after the last publication. At the time fixed by the notice for hearing upon the application or upon any postponement of such time, any person shall be heard on either side of the question. If the board of license commissioners for the city or any county determines that the granting of the license is not necessary for the accommodation of the public or that the applicant is not a fit person to receive the license applied for, or has made a material false statement in his application, or has practiced fraud in connection with the application, or that the operation of the business, if the license is granted, will unduly disturb the peace of the residents of the neighborhood in which the place of business is to be located, or that there are other reasons, in the discretion of the Board, why the license should not be issued, then the application shall be disapproved and the license applied for shall be refused. If no such findings are made by the Board, then the application shall be approved and the Board shall issue its certificate of approval for presentation to the clerk of the court of the county in which the place of business is to be located. The clerk shall issue the license applied for upon presentation of the certificate, and the payment of the fee required. In CAROLINE AND Carroll [County] COUNTIES, if the Board approves the application, the Board shall issue the license upon payment to the Board of the fee required. For purposes of this article, in CAROLINE AND Carroll [County] COUNTIES the term "clerk" shall be deemed to mean "Board of License Commissioners". In Prince George's County, the certificate of approval may not be presented to nor payment made to the clerk of the court. If no such findings are made by the Board, then the application shall be approved and the Board shall issue the license applied for, after payment of the required fee to the Treasurer of Prince George's County, and the Board shall maintain a record of