

SENATE BILL 328

A2

2lr2170
CF HB 13

By: **Senator McFadden**

Introduced and read first time: January 27, 2012

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – 45th Legislative District – Alcoholic Beverages – Landlords –**
3 **Licensed Premises**

4 FOR the purpose of making it a misdemeanor in the 45th Legislative District in
5 Baltimore City for a landlord to rent out a premises to be used for the sale of
6 alcoholic beverages by a holder of a Class A alcoholic beverages license if the
7 landlord knows or has reason to know that the use would violate a certain
8 minimum distance requirement between a licensed premises and a place of
9 worship or school; providing for the application of this Act; providing a penalty;
10 and generally relating to the sale of alcoholic beverages in the 45th Legislative
11 District in Baltimore City.

12 BY adding to
13 Article 2B – Alcoholic Beverages
14 Section 16–509.1
15 Annotated Code of Maryland
16 (2011 Replacement Volume)

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

19 **Article 2B – Alcoholic Beverages**

20 **16–509.1.**

21 **(A) IN THE 45TH LEGISLATIVE DISTRICT IN BALTIMORE CITY, A**
22 **LANDLORD MAY NOT RENT OUT TO A HOLDER OF A CLASS A ALCOHOLIC**
23 **BEVERAGES LICENSE OF ANY TYPE A PREMISES TO BE USED FOR THE SALE OF**
24 **ALCOHOLIC BEVERAGES IF THE LANDLORD KNOWS OR HAS REASON TO KNOW**
25 **THAT THE SALE OF ALCOHOLIC BEVERAGES ON THE PREMISES WOULD VIOLATE**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 A PROVISION IN THIS ARTICLE THAT REQUIRES A MINIMUM DISTANCE TO BE
2 MAINTAINED BETWEEN A LICENSED PREMISES AND A PLACE OF WORSHIP OR
3 SCHOOL.

4 (B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A
5 MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING
6 \$1,000.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
8 construed to apply only prospectively and may not be applied or interpreted to have
9 any effect on or application to any premises rented out to be used for the sale of
10 alcoholic beverages in the 45th Legislative District of Baltimore City before the
11 effective date of this Act.

12 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
13 July 1, 2012.