

HOUSE BILL 124

A1

4lr1026

(PRE-FILED)

By: **Delegates Taveras and Ruth**

Requested: October 18, 2023

Introduced and read first time: January 10, 2024

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – License Applications – Residency Requirements**

3 FOR the purpose of altering the information that an applicant is required to provide in an
4 application for an alcoholic beverages license; authorizing a permanent legal
5 resident of the United States to hold an alcoholic beverages license; and generally
6 relating to alcoholic beverages licenses.

7 BY repealing and reenacting, with amendments,
8 Article – Alcoholic Beverages and Cannabis
9 Section 4–109(a)
10 Annotated Code of Maryland
11 (2016 Volume and 2023 Supplement)

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

14 **Article – Alcoholic Beverages and Cannabis**

15 4–109.

16 (a) A license application shall state:

17 (1) the class of license for which the applicant is applying;

18 (2) the name and address of the applicant and how long the applicant has
19 resided at that address;

20 (3) that at least one applicant is a citizen **OR PERMANENT LEGAL**
21 **RESIDENT** of the United States;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (4) that the applicant is a resident of the jurisdiction in which the applicant
2 proposes to operate under the license for which the applicant is applying;

3 (5) the age and sex of the applicant;

4 (6) the birth place of the applicant, and if the applicant is:

5 (I) a naturalized citizen, the date and place the applicant was
6 naturalized; OR

7 (II) **A PERMANENT LEGAL RESIDENT OF THE UNITED STATES,**
8 **THE DATE AND PLACE THE APPLICANT WAS GRANTED PERMANENT LEGAL RESIDENT**
9 **STATUS;**

10 (7) a description of the place for which the license is sought, including:

11 (i) the street and number, if practicable, or other description that
12 definitively locates the place; and

13 (ii) a description of the portion of the building in which the business
14 will be conducted;

15 (8) the name of the owner of the location where the business to be licensed
16 is to be conducted;

17 (9) that the applicant has never been convicted of a felony;

18 (10) whether the applicant has ever been found guilty of violating a law in
19 the State governing the sale of alcoholic beverages or the prevention of gambling;

20 (11) that the applicant has a financial interest in the business to be
21 conducted under the license;

22 (12) that the applicant has not had a license for the sale of alcoholic
23 beverages revoked;

24 (13) that the applicant or a person on behalf of whom the application is filed
25 does not have a financial interest in any other place of business in the jurisdiction for which
26 an alcoholic beverage license has been applied for or issued;

27 (14) whether the applicant has been found guilty of violating a State or
28 federal law;

29 (15) whether the applicant has held a license for the sale of alcoholic
30 beverages and, if so, the name of the state and the location where the license was held;

1 (16) that during the term of the license, a person other than the applicant
2 will not have a financial interest in the license or in the business to be conducted under the
3 license;

4 (17) that a manufacturer, brewer, distiller, or wholesaler, directly or
5 indirectly, does not have a financial interest in the premises or business of the applicant;

6 (18) that after receipt of a license, the applicant will not convey or grant an
7 interest in the location or business to a manufacturer, brewer, distiller, or wholesaler,
8 except as authorized under this article;

9 (19) that, except for the purchase of alcoholic beverages, when applying for
10 the license, the applicant does not have indebtedness or other financial obligation to a
11 manufacturer, brewer, distiller, or wholesaler;

12 (20) that after the license is issued, the applicant will not incur, directly or
13 indirectly, indebtedness or other financial obligation other than for the purchase of
14 alcoholic beverages to a manufacturer, brewer, distiller, or wholesaler; and

15 (21) that, if issued a license, the applicant will conform to all laws and
16 regulations relating to the business in which the applicant proposes to engage.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
18 1, 2024.