

**PRINCE GEORGE'S COUNTY DELEGATION
LAW ENFORCEMENT AND STATE APPOINTED
BOARDS SUBCOMMITTEE**

**Minutes for Thursday, February 16, 2012
Room 218**

Called to Order: 8:42 a.m.

Adjourned: 9:00 a.m.

Members in Attendance: Delegate Kriselda Valderrama (Chair), Delegate Michael Summers (Vice Chair), Delegate Doyle Niemann, Vice-Chair; Delegate Joseph Vallario.

Members Absent: Delegates Melanie Griffith and Derrick Davis.

DLS: Mr. Guy Cherry (Counsel) and Mr. Andy Lantner .

Staff: Krystel Medley-Greene

PG 306-12 State Lottery – Licenses – Prince George's County Veterans' Organizations (Delegate Valentino-Smith)

This bill authorizes the Maryland State Lottery Agency to issue a license for up to five instant ticket lottery machines to a tax exempt veterans' organization in Prince George's County. The machines must be located and operated at the organization's principal meeting hall in Prince George's County. After deduction of any commission and validation prize payout, the licensed veterans' organization must credit the remaining receipts to the State Lottery Fund. A licensed veterans' organization must purchase or lease the lottery machines from the State Lottery Agency, but may not use receipts from the sale of lottery tickets to cover the costs of the purchase or lease of the lottery machines.

The Comptroller is required, after June 30, 2013, to distribute into the Maryland Veterans Trust Fund 10% of the money that remains in the State Lottery Fund from the proceeds of sales of tickets from instant ticket lottery machines by veterans' organizations, after other distributions required by law. The bill also requires the State Lottery Agency to ensure that the conduct of gaming and the operation of the lottery ticket terminals authorized by the bill are consistent with the holding in the case of *Chesapeake Amusements Inc. v. Riddle*, 363 Md. 16 (2001).

HB 816/PG 306-12 was asked to be Special Ordered by the Sponsor, Delegate Valentino-Smith. Chairwoman Delegate Valderrama then Special Ordered the bill Without Objection.

PG 307-12 Prince George's County – City of Bowie – Alcoholic Beverages Licenses for Supermarkets (Senator Peters and Delegates Holmes, Hubbard, and Valentino-Smith)

This bill authorizes the Prince George's County Board of License Commissioners to issue a Class D beer and light wine license with an off-sale privilege for use by a supermarket or similar type of premises in the City of Bowie. A license applicant must present a copy of valid lease in Bowie for at least five years and have already occupied that premises for at least one year. If there is governmental economic participation in the licensed premises, the license applicant must seek to obtain a certain memorandum of understanding with any labor organization representing the employees of the licensed premises. A licensee may not have an ownership interest in more than one Class D beer and light wine license with an off-sale privilege issued to a supermarket in Bowie. The bill also increases, from 55 to 58, the maximum number of Class D beer and light wine licenses that may be issued in the county. The Board may not issue a Class D beer and light wine license with an off-sale privilege to a business primarily engaged in general merchandise sales that also sells groceries or a business that allows the purchase of alcohol at any customer-operated machine or stand located on the business premises. The bill is effective July 1, 2012.

Two amendments were offered by Delegate Valentino-Smith and one amendment was offered by Delegate Niemann. A motion was made by Delegate Niemann to pass his amendment with a Second by Delegate Summers. This amendment then passed favorably.

In regard to the first amendment by Delegate Valentino-Smith which dealt with Entertainment Permits, it was offered by Delegate Niemann and Second by Delegate Summers. It passed favorably.

NOTE: These two amendments were combined to make ONE Amendment from the Law Enforcement and State Appointed Boards subcommittee which is to be offered to the Prince George's County House Delegation when this legislation comes before them.

The second amendment by Delegate Valentino-Smith dealt with a "Task Force to Study the Sale of Beer and Wine. It was motioned by Delegate Summers and Second by Delegate Niemann that a letter be sent to the Prince George's County Delegation's Alcohol Beverages Workgroup to take up this issue versus a Task Force.

It was then moved by Delegate Niemann and Second by Delegate Summers to move the PG 307-12. The bill then passed Favorable With Amendments.