

HOUSE BILL 757

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CF SB 32

By: ~~Delegates Rogers, Bartlett, Cain, Chisholm, Henson, Howard, Lehman,
Pena, Melnyk, and Saab~~ Anne Arundel County Delegation

Introduced and read first time: January 31, 2020

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 10, 2020

CHAPTER _____

1 AN ACT concerning

2 **Anne Arundel County – Alcoholic Beverages – Board of License Commissioners**
3 **Membership Revisions**

4 FOR the purpose of requiring the Governor to appoint additional members to the Board of
5 License Commissioners for Anne Arundel County; requiring that members be
6 appointed from each legislative district in the county; requiring certain members of
7 the General Assembly jointly to select an individual to be recommended to the
8 Governor for a certain appointment; limiting the number of terms that each member
9 may serve on the Board; staggering the terms of members of the Board; altering
10 certain requirements for political diversity among the members of the Board;
11 authorizing the Board, rather than the Governor, to designate a chair of the Board;
12 specifying the expiration of the terms of the members of the Board; and generally
13 relating to the Board of License Commissioners for Anne Arundel County.

14 BY repealing and reenacting, without amendments,
15 Article – Alcoholic Beverages
16 Section 11–101(a) and (b), 11–102, and 11–201
17 Annotated Code of Maryland
18 (2016 Volume and 2019 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – Alcoholic Beverages
21 Section 11–202 and 11–203
22 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



(2016 Volume and 2019 Supplement)

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

Article – Alcoholic Beverages

11–101.

(a) In this title:

(1) the definitions in § 1–101 of this article apply without exception or variation; and

(2) the following words have the meanings indicated.

(b) “Board” means the Board of License Commissioners for Anne Arundel County.

11–102.

This title applies only in Anne Arundel County.

11–201.

There is a Board of License Commissioners for Anne Arundel County.

11–202.

(a) (1) The Governor shall appoint [three] **FIVE** members to the Board, **ONE MEMBER FROM EACH LEGISLATIVE DISTRICT IN THE COUNTY.**

(2) FOR EACH APPOINTMENT TO THE BOARD, THE MEMBERS OF THE GENERAL ASSEMBLY REPRESENTING THAT LEGISLATIVE DISTRICT JOINTLY SHALL SELECT AN INDIVIDUAL TO BE RECOMMENDED TO THE GOVERNOR FOR THE APPOINTMENT.

~~(2)~~ **(3)** The appointments shall be made:

(i) if the Senate is in session, with the advice and consent of the Senate; or

(ii) if the Senate is not in session, by the Governor alone.

(b) (1) Each member of the Board shall be:

(i) a resident and voter of the county; and

1 (ii) an individual of high character and integrity and of recognized
2 business capacity.

3 (2) No more than [two] **THREE** members of the Board may belong to the
4 same political party.

5 (c) (1) The term of a member is 2 years.

6 (2) **THE TERMS OF MEMBERS ARE STAGGERED AS REQUIRED BY THE**
7 **TERMS PROVIDED FOR MEMBERS OF THE BOARD ON JULY 1, 2020.**

8 (3) **A MEMBER MAY NOT SERVE FOR MORE THAN 4 CONSECUTIVE**
9 **TERMS.**

10 (d) (1) The Governor shall appoint an eligible individual to fill a vacancy
11 during the remainder of the term of office of the individual originally appointed in
12 accordance with subsection (a) of this section.

13 (2) A member who is appointed after a term has begun serves only for the
14 rest of the term and until a successor is appointed and qualifies.

15 (e) (1) The Governor may remove a member for misconduct in office,
16 incompetence, or willful neglect of duty.

17 (2) The Governor shall give a member who is charged a copy of the charges
18 against the member and, with at least 10 days' notice, an opportunity to be heard publicly
19 in person or by counsel.

20 (3) If a member is removed, the Governor shall file with the Office of the
21 Secretary of State a statement of charges against the member and the Governor's findings
22 on the charges.

23 11-203.

24 [In making the appointments, the Governor] **THE BOARD** shall designate a chair
25 from among the members of the Board.

26 SECTION 2. AND BE IT FURTHER ENACTED, That:

27 (a) The term of each member of the Board of License Commissioners for Anne
28 Arundel County, or the member's successor selected to fill a vacancy, who is in office on
29 June 30, 2020, shall expire in 2021.

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1 (b) The term of each of the first two members of the Board of License
2 Commissioners for Anne Arundel County, or the member’s successor selected to fill a
3 vacancy, who is appointed on or after the effective date of this Act shall expire in 2022.

4 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
5 1, 2020.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.