

SENATE BILL 32

A2

0lr0487

(PRE-FILED)

By: **Senators Beidle, Elfreth, Simonaire, and Reilly**

Requested: August 8, 2019

Introduced and read first time: January 8, 2020

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

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; limiting the number of terms
7 that each member may serve on the Board; staggering the terms of members of the
8 Board; altering certain requirements for political diversity among the members of
9 the Board; authorizing the Board, rather than the Governor, to designate a chair of
10 the Board; specifying the expiration of the terms of the members of the Board; and
11 generally relating to the Board of License Commissioners for Anne Arundel County.

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

17 BY repealing and reenacting, with amendments,
18 Article – Alcoholic Beverages
19 Section 11–202 and 11–203
20 Annotated Code of Maryland
21 (2016 Volume and 2019 Supplement)

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

24 **Article – Alcoholic Beverages**

25 11–101.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) In this title:

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

4 (2) the following words have the meanings indicated.

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

6 11–102.

7 This title applies only in Anne Arundel County.

8 11–201.

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

10 11–202.

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

13 (2) The appointments shall be made:

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

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

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

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

19 (ii) an individual of high character and integrity and of recognized
20 business capacity.

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

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

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

26 **(3) A MEMBER MAY NOT SERVE FOR MORE THAN 4 CONSECUTIVE**

1 **TERMS.**

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

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

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

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

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

15 11-203.

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

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

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

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

25 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
26 1, 2020.