
By: **Harford County Delegation**

Introduced and read first time: January 28, 2004

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 23, 2004

CHAPTER 170

1 AN ACT concerning

2 **Harford County Liquor Control Board - ~~Deduction of Proportionate Amount~~**
3 **~~for~~ Operating Expenses - Salaries**

4 FOR the purpose of ~~increasing from one half to providing that~~ the full amount of the
5 salaries of the members of the Harford County Liquor Control Board ~~that~~ are to
6 be included as certain operating expenses ~~related to the board's administration~~
7 ~~and enforcement of the alcoholic beverages laws in Harford County when the~~
8 ~~board calculates the amount of the deduction it is required to make for those~~
9 ~~expenses before paying to the county treasurer and the treasurers of the~~
10 ~~municipal corporations in the county the net proceeds of the funds received by~~
11 ~~the board from the sale of alcoholic beverages licenses in Harford County under~~
12 certain circumstances; making certain technical and conforming changes ~~with~~
13 ~~respect to references to the Liquor Control Board~~; and generally relating to the
14 Harford County Liquor Control Board.

15 BY repealing and reenacting, without amendments,
16 Article 2B - Alcoholic Beverages
17 Section 10-204(a)
18 Annotated Code of Maryland
19 (2001 Replacement Volume and 2003 Supplement)

20 BY repealing and reenacting, with amendments,
21 Article 2B - Alcoholic Beverages
22 Section 10-204(n)
23 Annotated Code of Maryland
24 (2001 Replacement Volume and 2003 Supplement)

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

3 **Article 2B - Alcoholic Beverages**

4 10-204.

5 (a) (1) Except as otherwise provided in this section, the local collecting agent
6 shall remit all license fees collected under this article to the board of county
7 commissioners or county fiscal officer for the county, or to the Mayor and City Council
8 of Baltimore, as the case may be.

9 (2) The board of county commissioners or Mayor and City Council of
10 Baltimore shall use the portion of the receipts as may be necessary to pay refunds as
11 provided in this section, and devote the balance to the general purposes of the county
12 or city, as the case may be.

13 (3) The Comptroller's office may retain from the license and permit fees
14 collected by the office for the use of the State of Maryland sums necessary to pay
15 refunds on licenses issued by the office and the expenses incurred by the office in the
16 discharge of the duties imposed by this article.

17 (n) (1) The provisions of this subsection apply only in Harford County.

18 (2) The net proceeds of all funds received by the Board from the sale of
19 licenses under the provisions of this article, outside of the corporate limits of the
20 municipalities of Aberdeen, Bel Air and Havre de Grace, shall be paid to the
21 Treasurer and credited to the general funds of the county.

22 (3) The net proceeds of the funds derived from the sale of licenses within
23 the corporate limits of the municipalities of Aberdeen, Bel Air and Havre de Grace,
24 after the deduction of a proportionate part of the expenses incident to the proper
25 administration and enforcement of this article, shall be paid by the Board to the
26 treasurers of the respective towns, to be applied to the payment of the interest and
27 the redemption of the principal of any bonded indebtedness.

28 (4) All expenses incident to the proper administration and enforcement
29 of this article, including [one half] the salaries of the members of the Board, and the
30 proper proportion of the salaries of any employees of the Board, whose duties include
31 the handling of licenses, including the salaries of officers, inspectors, etc., shall be
32 deducted proportionately from the shares of the license fees payable as set forth in
33 this subsection, to the general funds of the county and the governing bodies of the
34 three municipalities.

35 (5) (i) Prior to the beginning of each fiscal year, the Board [of License
36 Commissioners] shall submit an annual budget to the Council and County Executive
37 for review.

38 (ii) Except as provided under § 15-205(i)(3) of this article, the
39 budget is not subject to approval by the County Council or County Executive.

1 (iii) The expenditure of license fees collected by the [County] Board
2 for the administration and enforcement of county liquor laws is a matter entirely
3 within the sound discretion of the [County] Board and the provisions of this
4 subsection.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2004.