

HOUSE BILL 1135

A2

6lr1073

By: **Prince George's County Delegation**

Introduced and read first time: February 11, 2016

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County – Board of License Commissioners – Budget and**
3 **Funding**

4 **PG 308–16**

5 FOR the purpose of altering procedures for the approval of the annual budget for the Board
6 of License Commissioners of Prince George's County; providing that the budget is
7 not subject to the approval of the County Council or County Executive of Prince
8 George's County if the budget does not exceed the amount of certain estimated
9 revenues; providing for the manner in which certain revenue is estimated;
10 authorizing the Board to include in the budget a certain maximum amount for
11 certain purposes; requiring the County Executive and County Council to establish a
12 certain fund for a certain purpose; prohibiting the use of the fund in a certain
13 manner; requiring the County Executive and County Council to distribute a certain
14 amount to the fund; requiring the Board to use the money in the fund, on or before a
15 certain date, for certain purposes; making conforming changes; providing for the
16 termination of certain provisions of this Act; and generally relating to the budget and
17 funding for the Board of License Commissioners of Prince George's County.

18 BY repealing and reenacting, with amendments,

19 Article – Alcoholic Beverages

20 Section 26–205(e) and 26–207

21 Annotated Code of Maryland

22 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
23 Assembly of 2016)

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

26 **Article – Alcoholic Beverages**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 26–205.

2 (e) (1) Subject to paragraph (3) of this subsection, on the submission by the
3 Board of an annual budget, the County Council shall pay for all expenses of the Board.

4 (2) In the budget, the salaries of the members and the attorney for the
5 Board and any additional compensation for legal fees for the attorney shall be [approved]
6 as set forth under subsection (c) of this section and [§ 26–204] §§ 26–204 AND 26–206(G)
7 of this subtitle.

8 (3) (I) [Except as provided in § 26–206(g) of this subtitle, payments for
9 all other expenses shall be at the discretion of the County Council, including:

10 (i) the salary of the administrator under subsection (b)(3) of this
11 section;

12 (ii) compensation of other personnel, who shall be qualified and
13 employed under the County merit system;

14 (iii) printing;

15 (iv) supplies; and

16 (v) office space] **THE BUDGET IS NOT SUBJECT TO APPROVAL BY
17 THE COUNTY EXECUTIVE OR COUNTY COUNCIL IF THE BUDGET DOES NOT EXCEED
18 THE AMOUNT OF THE ESTIMATED REVENUES OF THE BOARD FOR THE PREVIOUS
19 FISCAL YEAR.**

20 **(II) FOR THE PURPOSE OF CALCULATING THE ESTIMATED REVENUES
21 FOR THE PREVIOUS FISCAL YEAR UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH,
22 THE BOARD SHALL ESTIMATE REVENUES BASED ON ACTUAL REVENUES RECEIVED
23 AT THE TIME OF THE ESTIMATION AND REVENUES RECEIVED FOR THE PREVIOUS 2
24 FISCAL YEARS.**

25 **(III) SUBJECT TO THE LIMIT ON THE BUDGET UNDER SUBPARAGRAPH
26 (I) OF THIS PARAGRAPH, THE BOARD MAY INCLUDE IN THE BUDGET AN AMOUNT NOT
27 TO EXCEED \$50,000 FOR THE PURPOSE OF MAINTAINING SOFTWARE AND MOBILE
28 DEVICES USED TO MODERNIZE PRACTICES AND INCREASE THE EFFICIENCY AND
29 TRANSPARENCY OF THE BOARD.**

30 26–207.

31 (a) The Director of Finance shall collect fees for the County Executive and County
32 Council.

1 (b) The County Executive and County Council shall:

2 (1) use the fees collected to pay:

3 (i) refunds issued in accordance with § 26–1410 of this title; and

4 (ii) the salaries and expenses of the Board **AS PROVIDED IN §**
5 **26–205 OF THIS SUBTITLE**; and

6 (2) credit the balance of the fees collected to the general fund of the County.

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

8 (a) The County Executive and County Council of Prince George’s County shall
9 establish an Alcoholic Beverages Capital Investment and Modernization Fund as a special
10 fund to be used by the Board of License Commissioners of Prince George’s County to
11 purchase equipment and software for the Board to modernize practices and increase the
12 efficiency and transparency of the Board.

13 (b) The Alcoholic Beverages Capital Investment and Modernization Fund may
14 not be used to employ additional staff or to raise salaries for current staff.

15 (c) Notwithstanding § 26–207 of the Alcoholic Beverages Article, as enacted by
16 this Act, beginning July 1, 2016, the County Executive and County Council of Prince
17 George’s County shall distribute \$300,000 of revenue collected for license fees under the
18 Alcoholic Beverages Article to the Alcoholic Beverages Capital Investment and
19 Modernization Fund.

20 (d) On or before December 31, 2016, the Board of License Commissioners of Prince
21 George’s County shall use the money in the Alcoholic Beverages Capital Investment and
22 Modernization Fund to:

23 (1) purchase mobile devices to be used by the enforcement staff to
24 maximize efficiency; and

25 (2) purchase software and devices to integrate new data with existing data
26 of the Board of License Commissioners of Prince George’s County and its staff.

27 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June
28 1, 2016. Section 2 of this Act shall remain effective for a period of 7 months and, at the end
29 of December 31, 2016, with no further action required by the General Assembly, Section 2
30 of this Act shall be abrogated and of no further force and effect.