

HOUSE BILL 673

G2

9lr1294
CF 9lr3032

By: **Delegates Pippy, Ciliberti, Cox, Kerr, Krimm, and K. Young**

Introduced and read first time: February 6, 2019

Assigned to: Ways and Means and Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Ethics and Campaign Activity – County Board and**
3 **Commission Members and Board of License Commissioners**

4 FOR the purpose of prohibiting a member of the Board of License Commissioners of
5 Frederick County from having an authorized candidate campaign committee and
6 campaign finance entity while serving as a member of the Board; requiring a certain
7 individual appointed to the Board to close an open authorized candidate campaign
8 committee and campaign finance entity by a certain day; prohibiting an appointed
9 member of the Frederick County Board of Zoning Appeals, the Frederick County
10 Ethics Commission, the Frederick County Planning Commission, or the Board of
11 License Commissioners of Frederick County from having an authorized candidate
12 campaign committee and campaign finance entity while serving as a member of the
13 board or commission; requiring a certain individual appointed to a certain board or
14 commission to close an open authorized candidate campaign committee and
15 campaign finance entity by a certain day; and generally relating to ethics and
16 campaign activity in Frederick County.

17 BY repealing and reenacting, without amendments,
18 Article – Alcoholic Beverages
19 Section 20–201
20 Annotated Code of Maryland
21 (2016 Volume and 2018 Supplement)

22 BY repealing and reenacting, with amendments,
23 Article – Alcoholic Beverages
24 Section 20–202
25 Annotated Code of Maryland
26 (2016 Volume and 2018 Supplement)

27 BY repealing and reenacting, without amendments,
28 Article – General Provisions

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 5–865
2 Annotated Code of Maryland
3 (2014 Volume and 2018 Supplement)

4 BY repealing and reenacting, with amendments,
5 Article – General Provisions
6 Section 5–866
7 Annotated Code of Maryland
8 (2014 Volume and 2018 Supplement)

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

11 **Article – Alcoholic Beverages**

12 20–201.

13 There is a Board of License Commissioners for Frederick County.

14 20–202.

15 (a) The Governor shall appoint three members to the Board.

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

17 (1) a registered voter of the county during the member’s term of office; and

18 (2) an individual of good moral character and integrity who reasonably
19 reflects the citizenry of the county.

20 (c) (1) In this subsection, “direct or indirect interest” means an interest that
21 is proprietary or obtained by a loan, mortgage, or lien or in any other manner.

22 (2) A member of the Board may not:

23 (i) have a direct or indirect interest in or on a premises where
24 alcoholic beverages are manufactured or sold;

25 (ii) have a direct or indirect interest in a business wholly or partly
26 devoted to the manufacture or sale of alcoholic beverages;

27 (iii) own stock in:

28 1. a corporation that has a direct or indirect interest in a
29 premises where alcoholic beverages are manufactured or sold; or

30 2. a business wholly or partly devoted to the manufacture or

1 sale of alcoholic beverages;

2 (iv) hold any other public office or employment; or

3 (v) solicit or receive, directly or indirectly, a commission,
4 remuneration, or gift from:

5 1. a person engaged in the manufacture or sale of alcoholic
6 beverages; or

7 2. a license holder.

8 (3) A person who violates this subsection is guilty of a misdemeanor and is
9 subject to a fine not exceeding \$1,000.

10 (d) (1) The term of a member is 5 years.

11 (2) The terms of the members are staggered as required by the terms
12 provided for members of the Board on July 1, 2016.

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

15 (f) (1) The Governor may remove a member for incompetence, misconduct,
16 neglect of a duty required by law, or unprofessional or dishonorable conduct.

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 (g) **(1) IN THIS SUBSECTION, "CAMPAIGN FINANCE ENTITY" HAS THE**
24 **MEANING STATED IN § 1-101 OF THE ELECTION LAW ARTICLE.**

25 **(2) A MEMBER MAY NOT HAVE AN AUTHORIZED CANDIDATE**
26 **CAMPAIGN COMMITTEE OR A CAMPAIGN FINANCE ENTITY WHILE SERVING ON THE**
27 **BOARD.**

28 **(3) AN INDIVIDUAL WHO IS APPOINTED BY THE GOVERNOR AS A**
29 **MEMBER AND HAS AN AUTHORIZED CANDIDATE CAMPAIGN COMMITTEE AND**
30 **CAMPAIGN FINANCE ENTITY SHALL CLOSE THE COMMITTEE AND THE CAMPAIGN**
31 **FINANCE ENTITY BEFORE THE FIRST DAY OF THE MEMBER'S TERM.**

