

# SENATE BILL 921

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9lr3032  
CF HB 673

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By: **Senator Hough**

Introduced and read first time: February 14, 2019

Assigned to: Rules

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## 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

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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.**

