
By: Delegate Campbell

Introduced and read first time: January 31, 1996
Assigned to: Economic Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 12, 1996

CHAPTER ____

1 AN ACT concerning

2 **Baltimore City - Alcoholic Beverages**
3 **(Board of License Commissioners - Employees)**

4 FOR the purpose of altering, in Baltimore City, provisions relating to the employees of
5 the Board of License Commissioners; requiring employees of the Board to be in the
6 classified civil service of the City of Baltimore; specifying that the Board may
7 appoint and remove employees only in accordance with the provisions of law
8 governing classified civil service employees of the City of Baltimore; making certain
9 technical changes; providing for the construction of this Act; and generally relating
10 to the Board of License Commissioners in Baltimore City.

11 BY repealing and reenacting, without amendments,
12 Article 2B - Alcoholic Beverages
13 Section 15-112(b)
14 Annotated Code of Maryland
15 (1994 Replacement Volume and 1995 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article 2B - Alcoholic Beverages
18 Section 15-112(e)
19 Annotated Code of Maryland
20 (1994 Replacement Volume and 1995 Supplement)

21 BY repealing
22 Article 2B - Alcoholic Beverages
23 Section 15-112(e-1)
24 Annotated Code of Maryland

2

1 (1994 Replacement Volume and 1995 Supplement)

2 BY adding to

3 Article 2B - Alcoholic Beverages

4 Section 15-112(e-1)

5 Annotated Code of Maryland

6 (1994 Replacement Volume and 1995 Supplement)

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

9 **Article 2B - Alcoholic Beverages**

10 15-112.

11 (b) The respective board shall be authorized to employ a secretary and such
12 inspectors, clerical and other assistance as may be necessary, and to fix the compensation
13 of such employees, except as otherwise provided by this article.

14 (e) In Baltimore City (1) no commissioner, or employee of the Board shall have
15 any interest, direct or indirect, either proprietary or by means of any loan, mortgage or
16 lien, or in any other manner, in or on any premises where alcoholic beverages are
17 manufactured or sold; nor shall he have any interest, direct or indirect, in any business
18 wholly or partially devoted to the manufacture or sale of alcoholic beverages, or own any
19 stock in any corporation which has any interest, proprietary or otherwise, direct or
20 indirect, in any premises where alcoholic beverages are manufactured or sold or in any
21 business wholly or partially devoted to the manufacture or sale of alcoholic beverages, or
22 hold any other public office or employment, federal, State or local.

23 (2) Every employee of said Board shall devote his whole time and attention
24 to the business of the Board during the hours designated by the Board for the
25 performance of his or her official duties, and shall not engage in any occupation, business
26 or profession in any way connected or associated, directly or indirectly, with the
27 manufacture or sale of alcoholic beverages and shall transact no business of any kind
28 whatsoever beyond his or her official duties with any licensee, or in connection with the
29 operation of any establishment licensed for the manufacture or sale of alcoholic
30 beverages. [Not more than eighteen persons shall be employed at any one time by the
31 Board on a part-time basis.] Any employee of said Board who violates any of the
32 provisions of this section shall be removed.

33 (3) No commissioner or employee of the Board shall solicit or receive
34 directly or indirectly any commission, remuneration or gift whatsoever from any person,
35 or corporation engaged in the manufacture or sale of beer or other alcoholic beverages,
36 nor from any agent or employee of such person or corporation, or from any licensee,
37 licensed under the provisions of this article. No person or corporation engaged in the
38 manufacture or sale of beer or other alcoholic beverages, nor any agent or employee of
39 such person or corporation, and no licensee licensed under the provisions of this article,
40 shall, either directly or indirectly, offer to pay any commission, profit or remuneration or
41 make any gift to any commissioner or employee of the Board or to anyone on behalf of
42 such commissioner or employee of said Board.

1 (4) The chairman of said Board shall be the administrative officer thereof
2 and charged with the duty of enforcing the provisions of this article. It shall be his duty
3 personally to supervise the activities and investigations of the several inspectors and other
4 employees of the Board. He shall examine the location and general character of the
5 licensees in said City and make recommendations to the Board concerning zoning of
6 licensees, methods of enforcement, and promulgation of rules and regulations to carry out
7 the purposes of this article.

8 (5) Rules and regulations adopted by the Board in said City shall be
9 published and distributed to such licensees as may be affected thereby. The Board in said
10 City shall have the power to require any licensee to display prominently in his place of
11 business any rule or regulation of said Board, or any excerpt or statement from this
12 article.

13 [(e-1) In Baltimore City, the Board of License Commissioners shall:

14 (1) Employ 18 permanent part-time inspectors; and

15 (2) Set the annual salary for permanent part-time inspectors at not less than
16 \$1,200.]

17 (E-1) (1) THIS SUBSECTION APPLIES ONLY TO BALTIMORE CITY AND DOES
18 NOT ALTER THE METHOD BY WHICH THE SALARIES OF THE EMPLOYEES OF THE
19 BOARD OF LICENSE COMMISSIONERS IN BALTIMORE CITY ARE CURRENTLY
20 FUNDED.

21 (2) (I) THE EMPLOYEES OF THE BOARD OF LICENSE COMMISSIONERS
22 SHALL BE IN THE CLASSIFIED CIVIL SERVICE OF THE CITY OF BALTIMORE.

23 (II) THE BOARD OF LICENSE COMMISSIONERS MAY APPOINT AND
24 REMOVE EMPLOYEES ONLY IN ACCORDANCE WITH THE PROVISIONS OF LAW THAT
25 GOVERN CLASSIFIED CIVIL SERVICE EMPLOYEES OF THE CITY OF BALTIMORE.

26 (3) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE BOARD
27 OF LICENSE COMMISSIONERS MAY NOT EMPLOY MORE THAN 18 PERMANENT
28 PART-TIME INSPECTORS.

29 SECTION 2. AND BE IT FURTHER ENACTED, That nothing in this Act may be
30 construed to alter the method by which the salaries of the employees of the Board of
31 License Commissioners in Baltimore City are funded.

32 SECTION 2- 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 October 1, 1996.

