
By: Prince George's County Delegation

Introduced and read first time: February 2, 1996

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Prince George's County - Alcoholic Beverages**
3 **(Compensation of Inspectors)**
4 **PG 307-96**

5 FOR the purpose of altering in Prince George's County the compensation of part-time
6 alcoholic beverages inspectors; clarifying structure; and generally relating to
7 alcoholic beverages in Prince George's County.

8 BY repealing and reenacting, with amendments,
9 Article 2B - Alcoholic Beverages
10 Section 15-112(n)
11 Annotated Code of Maryland
12 (1994 Replacement Volume and 1995 Supplement)

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

15 **Article 2B - Alcoholic Beverages**

16 15-112.

17 (n) (1) [In] THIS SUBSECTION APPLIES ONLY IN Prince George's County[.].

18 (2) [the] THE Board of License Commissioners shall appoint an
19 administrator, an attorney, and all inspectors for the Board.

20 [(2)] (3) The inspectors shall each have all the powers of a peace officer or
21 a constable or sheriff of the State of Maryland, and shall make oath to faithfully perform
22 the duties entrusted to them, as provided in Article I, § 9 of the Maryland Constitution.
23 The inspectors [of Prince George's County] shall be known as "alcoholic beverage
24 inspectors for Prince George's County". The inspectors shall have the duty of visiting and
25 inspecting every licensed premises [in Prince George's County] periodically and carrying
26 on such other duties as the Board of License Commissioners [of Prince George's
27 County] might prescribe. There shall be 2 full-time and 29 part-time inspectors all of
28 whom shall be residents of Prince George's County[, Maryland]. The 2 full-time
29 inspector positions shall be designated as the chief inspector and the deputy chief
30 inspector. The 2 full-time inspectors who meet the standards set out by the [Prince

2

1 George's] County merit board and who are certified by the personnel director as meeting
2 these standards shall be entitled to the provisions of the County merit system. Each
3 part-time inspector shall receive an annual salary of not less than [\$9,270] \$10,000. The
4 Board of License Commissioners [for Prince George's County] shall designate annually
5 a chief inspector from among the 2 full-time inspectors. The chief inspector, under the
6 direction of the Board of License Commissioners, shall regulate the duties, hours, and
7 assignments of the various inspectors.

8 [(3)] (4) A commissioner, inspector, or employee of the Board may not:

9 (i) Have any interest, either proprietary or by means of any loan,
10 mortgage, or lien, or in any other manner, in or on any premises in this State where
11 alcoholic beverages are manufactured or sold;

12 (ii) Have any interest in any business wholly or partially devoted to the
13 manufacture or sale of alcoholic beverages in this State, or own any stock in any
14 corporation which has any interest, proprietary or otherwise, direct or indirect, in any
15 premises in this State where alcoholic beverages are manufactured or sold or in any
16 business wholly or partially devoted to the manufacture or sale of alcoholic beverages in
17 this State.

18 [(4)] (5) Employees of the Board:

19 (i) Shall devote their whole time and attention to the business of the
20 Board during the hours designated by the Board for the performance of their official
21 duties;

22 (ii) May not engage in any occupation, business, or profession in any
23 way connected or associated with the manufacture or sale of alcoholic beverages; and

24 (iii) May not transact any business of any kind whatsoever beyond their
25 official duties with any licensee, or in connection with the operation of any establishment
26 licensed for the manufacture or sale of alcoholic beverages.

27 [(5)] (6) Any employee of the Board who violates any of the provisions of
28 this section shall be removed.

29 [(6)] (7) A commissioner, inspector, or employee of the Board may not
30 solicit or receive any commission, remuneration, or gift whatsoever from any person or
31 corporation engaged in the manufacture or sale of beer or other alcoholic beverages, or
32 from any agent or employee of the person or corporation, or from any licensee, licensed
33 under the provisions of this article.

34 [(7)] (8) A commissioner shall immediately forfeit his office as a license
35 commissioner [for Prince George's County] if the commissioner:

36 (i) Ceases to reside in Prince George's County; or

37 (ii) Ceases to be a registered voter of Prince George's County.

38 [(8)] (9) A license commissioner may not serve in any other position of
39 public office. At the time of filing a certificate of candidacy for election to a public office,
40 or within 30 days prior to the filing deadline for the primary election for the public office

HOUSE BILL 803

3

1 sought, whichever occurs later, a license commissioner shall certify to the local Board of
2 Supervisors of Elections under oath that the individual is no longer a license
3 commissioner. The certification shall be accompanied by a letter addressed to the
4 Governor containing the resignation of the commissioner from the Board of License
5 Commissioners [for Prince George's County].

6 [(9)] (10) (i) In this paragraph, "candidate", "contribution", and "political
7 committee" have the meanings stated in Article 33, § 1-1(a) of the Code.

8 (ii) A commissioner, inspector, or employee of the Board may not
9 solicit or transmit any contribution for the benefit of any candidate or political committee
10 from any person or corporation engaged in the sale of beer or other alcoholic beverages
11 in Prince George's County, or from any agent or employee of the person or corporation,
12 or from any licensee licensed under the provisions of this article.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 1996.