
By: Delegate DeCarlo

Introduced and read first time: March 1, 1996
Assigned to: Rules and Executive Nominations
Re-referred to: Economic Matters, March 11, 1996

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 20, 1996

CHAPTER ____

1 AN ACT concerning

2 **Baltimore County - Alcoholic Beverages**
3 **(Procedure - Notice of Charges)**

4 FOR the purpose of providing in Baltimore County for notice of charges of complaint in
5 measures affecting alcoholic beverages licenses to be served in a certain manner;
6 ~~authorizing the Board of License Commissioners to petition the Circuit Court for~~
7 ~~Baltimore County requiring a copy of the notice of charges or a certain letter to be~~
8 mailed to a licensee under certain circumstances; and generally relating to alcoholic
9 beverages in Baltimore County.

10 BY repealing and reenacting, with amendments,
11 Article 2B - Alcoholic Beverages
12 Section 10-403
13 Annotated Code of Maryland
14 (1994 Replacement Volume and 1995 Supplement)

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

17 **Article 2B - Alcoholic Beverages**

18 10-403.

19 (a) The Comptroller or the Board of License Commissioners for any county or
20 Baltimore City, as the case may be, may on its own initiative or upon the written
21 complaint of ten or more citizens, residents, real estate owners and voters of the precinct
22 in which any licensed place of business is situated or upon the complaint of any deputy or
23 inspector employed by the Comptroller in the administration of this law, or any peace

2

1 officer, or if the licensee is located within the corporate limits of any municipality, which
2 is within a county, upon complaint of the mayor and council of that municipality, after a
3 hearing upon charges to be framed by the officer or Board, or upon the complaint, notice
4 of which shall be given to the licensee at least ten days before the hearing, revoke or
5 suspend any license issued under the provisions of this article. Nothing contained in this
6 section shall prevent the immediate suspension of any license by the Comptroller as
7 provided, nor in Kent County, the remedies provided in § 15-112(j) of this article.

8 (b) In Allegany County such a complaint may be made by ten or more of such
9 persons of the vicinity in which any licensed place of business is situated.

10 (C) (1) THIS SUBSECTION APPLIES ONLY IN BALTIMORE COUNTY.

11 (2) NOTICE OF THE CHARGES OF COMPLAINT SHALL BE GIVEN TO THE
12 LICENSEE BY PERSONAL SERVICE ON THE LICENSEE OR ANY ADULT EMPLOYEE OF
13 THE LICENSEE ~~AND OR~~ BY ANY OTHER METHOD OF SERVICE OF NOTICE THAT IS IN
14 CONFORMITY WITH MARYLAND RULES 2-121 AND 2-122.

15 (3) ~~IN ADDITION TO AUTHORIZED METHODS OF SERVICE OF NOTICE,~~
16 ~~THE BOARD OF LICENSE COMMISSIONERS MAY PETITION THE CIRCUIT COURT FOR~~
17 ~~AN ORDER ALLOWING ALTERNATIVE MEANS OF SERVICE PURSUANT TO~~
18 ~~MARYLAND RULES 2-121 AND 2-122~~ IF SERVICE OF NOTICE IS GIVEN TO AN ADULT
19 EMPLOYEE OF THE LICENSEE UNDER PARAGRAPH (2) OF THIS SUBSECTION, A COPY
20 OF THE NOTICE OR A LETTER DESCRIBING THE CONTENTS OF THE NOTICE SHALL BE
21 MAILED TO THE HOME OR BUSINESS ADDRESS OF THE LICENSEE ON THE SAME DAY
22 SERVICE IS GIVEN TO THE ADULT EMPLOYEE.

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