
By: Senators Hughes and Sfikas

Introduced and read first time: January 31, 1997

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 19, 1997

CHAPTER ____

1 AN ACT concerning

2 **Baltimore City - Alcoholic Beverages**3 ~~(Liquor Board Inspectors - Civil Service~~ **Board of License Commissioners - Employees)**

4 FOR the purpose of altering the qualifications for certain employees of the Board of
 5 License Commissioners for Baltimore City; placing the appointment and removal of
 6 Liquor Board Inspectors in Baltimore City under the classified civil service in the
 7 City; providing for the appointment and removal of the Inspectors; providing for the
 8 salaries of certain inspectors; altering the title of a certain inspector position;
 9 defining a certain term; making a technical change; prohibiting certain actions;
 10 disclaiming the effect of providing that this Act ~~on~~ does not apply to certain legal
 11 proceedings ~~as of a certain date~~; and generally relating to alcoholic beverages in
 12 Baltimore City.

13 BY repealing and reenacting, with amendments,14 Article 2B - Alcoholic Beverages15 Section 15-109(d)16 Annotated Code of Maryland17 (1996 Replacement Volume)

18 BY repealing and reenacting, without amendments,

19 Article 2B - Alcoholic Beverages

20 Section 15-112(b)

21 Annotated Code of Maryland

22 (1996 Replacement Volume)

23 BY adding to

24 Article 2B - Alcoholic Beverages

2

1 Section 15-112(e)(6)
2 Annotated Code of Maryland
3 (1996 Replacement Volume)

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

6 **Article 2B - Alcoholic Beverages**

7 15-109.

8 (d) In Baltimore City:

9 (1) The chairman of the Board shall receive an annual salary of \$18,500, and
10 the other members of the Board shall receive an annual salary of \$18,000.

11 (2) The Board shall appoint an executive secretary and a deputy executive
12 secretary whose salaries shall be fixed by the Board, subject to approval by the State
13 Comptroller.

14 (3) The executive secretary and [a] THE deputy executive secretary shall be
15 RESIDENTS OF BALTIMORE CITY AND of high character and integrity.

16 (4) [They]THE EXECUTIVE SECRETARY AND THE DEPUTY EXECUTIVE
17 SECRETARY shall be appointed upon the basis of their executive skill and ability and
18 once appointed shall hold office during good behavior regardless of changes in members
19 constituting the Board. They shall be removed only for incompetency or immorality upon
20 charges furnished in writing by the Board setting forth the grounds for dismissal and after
21 opportunity for hearing.

22 (5) EITHER THE EXECUTIVE SECRETARY OR THE DEPUTY EXECUTIVE
23 SECRETARY SHALL BE A MEMBER OF THE BAR OF THIS STATE.

24 15-112.

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

28 (e) In Baltimore City

29 (6) (I) 1. IN THIS PARAGRAPH, "INSPECTORS" MEANS ~~BOTH~~
30 ~~FULL-TIME AND PART-TIME~~ INSPECTORS WHO ARE EMPLOYEES OF THE BOARD
31 ~~AND WHO WORK UNDER THE SUPERVISION OF THE EXECUTIVE SECRETARY.~~
32 "INSPECTORS" DOES NOT INCLUDE AN INSPECTOR SUPERVISOR OR ASSISTANT
33 INSPECTOR SUPERVISOR.

34 2. INSPECTORS WHO WERE APPOINTED PRIOR TO OCTOBER
35 1, 1997, SHALL CONTINUE THEIR APPOINTMENT AFTER THAT DATE UNLESS
36 REMOVED IN ACCORDANCE WITH CLASSIFIED CIVIL SERVICE PROCEDURES.

37 (II) AS OF OCTOBER 1, 1997:

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1 1. INSPECTORS ARE PART OF THE CLASSIFIED CIVIL
2 SERVICE OF THE CITY;

3 2. THE BOARD MAY APPOINT AND REMOVE INSPECTORS
4 ONLY IN ACCORDANCE WITH THE PROVISIONS OF LAW THAT GOVERN CLASSIFIED
5 CIVIL SERVICE EMPLOYEES OF THE CITY;

6 3. AN EMPLOYEE OF THE BOARD MAY NOT SOLICIT OR
7 RECEIVE, DIRECTLY OR INDIRECTLY OR ON BEHALF OF ANOTHER PERSON, A
8 COMMISSION, POLITICAL CONTRIBUTION, REMUNERATION, OR GIFT FROM:

9 A. A LICENSEE OR OTHER PERSON WHO IS ENGAGED IN THE
10 MANUFACTURE OR SALE OF ALCOHOLIC BEVERAGES; OR

11 B. AN AGENT OR EMPLOYEE OF A LICENSEE OR OTHER
12 PERSON WHO IS ENGAGED IN THE MANUFACTURE OR SALE OF ALCOHOLIC
13 BEVERAGES; AND

14 4. AN EMPLOYEE OR OTHER PERSON SPECIFIED IN
15 SUB-SUBPARAGRAPH 3 OF THIS SUBPARAGRAPH WHO VIOLATES THE PROVISIONS
16 OF THAT SUB-SUBPARAGRAPH IS SUBJECT TO THE PENALTIES SPECIFIED IN § 16-503
17 OF THIS ARTICLE.

18 (III) THE PROVISIONS OF THIS PARAGRAPH DO NOT ALTER THE
19 PROCESS BY WHICH INSPECTORS' SALARIES ARE FUNDED. SALARIES SHALL BE
20 DETERMINED BY THE CITY DEPARTMENT OF PERSONNEL UNDER THE
21 COMPENSATION POLICIES FOR CLASSIFIED EMPLOYEES OF THE BOARD. THE
22 DEPARTMENT SHALL ENSURE THAT SALARIES FOR THE POSITIONS OF INSPECTOR I
23 AND INSPECTOR II ARE COMPARABLE TO SIMILAR POSITIONS ELSEWHERE IN THE
24 CITY GOVERNMENT.

25 (IV) THE INSPECTOR SUPERVISOR AND ASSISTANT INSPECTOR
26 SUPERVISOR SHALL BE RESIDENTS OF BALTIMORE CITY.

27 SECTION 2. AND BE IT FURTHER ENACTED, That the position of Inspector
28 III LB is changed to that of Assistant Inspector Supervisor. This change in title does not
29 affect in any way the job tenure of the person who holds that position on the effective
30 date of this Act.

31 SECTION ~~2-~~ 3. AND BE IT FURTHER ENACTED, That the provisions of this
32 Act ~~are not intended to have any effect on~~ may not be construed to apply to any legal
33 proceeding that is pending on October 1, 1997.

34 SECTION ~~3-~~ 4. AND BE IT FURTHER ENACTED, That this Act shall take effect
35 October 1, 1997.

