

SENATE BILL 671

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A2

1998 Regular Session  
8r2501

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By: **Senators Derr and Ferguson (Frederick County Senators)**  
Introduced and read first time: February 11, 1998  
Assigned to: Rules  
Re-referred to: Economic and Environmental Affairs, February 18, 1998

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Committee Report: Favorable  
Senate action: Adopted  
Read second time: March 18, 1998

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Frederick County - Alcoholic Beverages Inspector - Term and Salary**

3 FOR the purpose of increasing the salary of the Frederick County alcoholic beverages  
4 inspector; increasing the length of the term of office of the Frederick County  
5 alcoholic beverages inspector; providing that the increase in the length of the  
6 term of office of the Frederick County alcoholic beverages inspector shall have  
7 retroactive effect; and generally relating to the Frederick County alcoholic  
8 beverages inspector.

9 BY repealing and reenacting, with amendments,  
10 Article 2B - Alcoholic Beverages  
11 Section 15-103(d)  
12 Annotated Code of Maryland  
13 (1996 Replacement Volume and 1997 Supplement)

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

16 **Article 2B - Alcoholic Beverages**

17 15-103.

18 (d) (1) The Governor shall appoint 1 alcoholic beverages inspector, with the  
19 advice and consent of:

20 (i) The Senate; or

1 (ii) If there is no resident Senator, then with the consent of the  
2 members of the Frederick County delegation of the General Assembly.

3 (2) To qualify for appointment as an alcoholic beverages inspector, a  
4 person:

5 (i) Shall be of high moral character;

6 (ii) Shall possess a sound reputation for sobriety, honesty, and  
7 integrity; and

8 (iii) Shall devote full time to the duties of the office.

9 (3) (i) The term of an inspector is [4] 5 years.

10 (ii) An inspector who is appointed after a term has begun serves  
11 only until a successor is appointed.

12 (4) The Governor may remove an inspector with the advice and consent  
13 of:

14 (i) The Senate; or

15 (ii) If there is no resident Senator, then with the consent of the  
16 members of the Frederick County delegation of the General Assembly.

17 (5) Grounds for removal are:

18 (i) Incompetence;

19 (ii) Misconduct while performing the duties as an inspector;

20 (iii) Neglect of a duty required by law; or

21 (iv) Unprofessional or dishonorable conduct in performing the  
22 duties as an inspector.

23 (6) (i) An inspector shall receive an annual salary of [\$25,000]  
24 \$32,000, be reimbursed for reasonable expenses, and receive mileage at the standard  
25 rate set by the County Commissioners.

26 (ii) Mileage does not include travel to and from the inspector's  
27 home and office.

28 (7) An inspector shall:

29 (i) Possess the power of a peace officer of this State with respect to  
30 the enforcement of the alcoholic beverages laws of Frederick County;

1                   (ii)       Make monthly reports in writing to the License Commissioners  
2 of Frederick County covering the activities and setting forth any complaints or  
3 violations that may have been observed or reported;

4                   (iii)       Assist the Board of License Commissioners in enforcing the  
5 alcoholic beverages laws; and

6                   (iv)       Have any other duties as the Board may prescribe.

7       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be  
8 construed retroactively and shall be applied to and interpreted to affect the term of  
9 office for the incumbent Frederick County alcoholic beverages inspector, such that the  
10 term of the incumbent inspector shall be 5 years commencing July 1, 1997.

11       SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
12 June 1, 1998.