

SENATE BILL 129

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CF 7lr1317

By: **Senator Simonaire**

Introduced and read first time: January 16, 2017

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Anne Arundel County – Board of License Commissioners**

3 FOR the purpose of altering the membership of the Board of License Commissioners for
4 Anne Arundel County; requiring that each member of the Board represent a different
5 legislative district in the county; requiring that the Governor appoint members who
6 have lived in their district for a certain time period; specifying that a member's seat
7 be declared vacant under certain circumstances; requiring that no more than a
8 certain number of members may belong to the same political party; providing that
9 the term of a member continues for a certain number of years and ends on a certain
10 date; providing for the termination of the terms of members of the Board serving on
11 a certain date; and generally relating to the Board of License Commissioners for
12 Anne Arundel County.

13 BY repealing and reenacting, without amendments,
14 Article – Alcoholic Beverages
15 Section 11–102
16 Annotated Code of Maryland
17 (2016 Volume and 2016 Supplement)

18 BY repealing and reenacting, with amendments,
19 Article – Alcoholic Beverages
20 Section 11–202
21 Annotated Code of Maryland
22 (2016 Volume and 2016 Supplement)

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

25 **Article – Alcoholic Beverages**

26 11–102.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 This title applies only in Anne Arundel County.

2 11-202.

3 (a) (1) **(I)** The Governor shall appoint [~~three~~] **FIVE** members to the Board.

4 **(II) THE GOVERNOR SHALL APPOINT FROM EACH LEGISLATIVE**
5 **DISTRICT IN THE COUNTY ONE MEMBER WHO HAS LIVED IN THE DISTRICT FOR AT**
6 **LEAST 6 MONTHS IMMEDIATELY BEFORE APPOINTMENT.**

7 (2) The appointments shall be made:

8 (i) if the Senate is in session, with the advice and consent of the
9 Senate; or

10 (ii) if the Senate is not in session, by the Governor alone.

11 (b) (1) Each member of the Board shall be:

12 (i) a [~~resident and~~] voter of the county **AND, SUBJECT TO**
13 **PARAGRAPH (2) OF THIS SUBSECTION, A RESIDENT OF THE LEGISLATIVE DISTRICT**
14 **THAT THE MEMBER REPRESENTS THROUGHOUT THE MEMBER'S TERM OF OFFICE;**
15 and

16 (ii) an individual of high character and integrity and of recognized
17 business capacity.

18 **(2) IF A MEMBER CEASES TO BE A RESIDENT OF THE LEGISLATIVE**
19 **DISTRICT THAT THE MEMBER REPRESENTS, THE MEMBER SHALL LEAVE OFFICE AND**
20 **THE MEMBER'S SEAT SHALL BE DECLARED VACANT.**

21 ~~[(2)]~~ **(3)** No more than [~~two~~] **THREE** members of the Board may belong to
22 the same political party.

23 (c) The term of a member is 2 years **AND BEGINS ON JULY 1.**

24 (d) (1) The Governor shall appoint an eligible individual to fill a vacancy
25 during the remainder of the term of office of the individual originally appointed in
26 accordance with subsection (a) of this section.

27 (2) A member who is appointed after a term has begun serves only for the
28 rest of the term and until a successor is appointed and qualifies.

29 (e) (1) The Governor may remove a member for misconduct in office,
30 incompetence, or willful neglect of duty.

1 (2) The Governor shall give a member who is charged a copy of the charges
2 against the member and, with at least 10 days' notice, an opportunity to be heard publicly
3 in person or by counsel.

4 (3) If a member is removed, the Governor shall file with the Office of the
5 Secretary of State a statement of charges against the member and the Governor's findings
6 on the charges.

7 SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the members
8 serving on the Board of License Commissioners for Anne Arundel County on the effective
9 date of this Act shall expire at the end of June 30, 2017.

10 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June
11 1, 2017.