

Chapter 717

**(House Bill 1095)**

AN ACT concerning

**Talbot County – Alcoholic Beverages – Substitute Member for Board of License Commissioners**

FOR the purpose of authorizing the Governor to appoint a substitute member to the Talbot County Board of License Commissioners; requiring the substitute member to serve on the Board under certain circumstances; establishing the powers and duties of the substitute member when serving on the Board; and generally relating to a substitute member of the Talbot County Board of License Commissioners.

BY repealing and reenacting, without amendments,  
Article – Alcoholic Beverages  
Section 30–102 and 30–201  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,  
Article – Alcoholic Beverages  
Section 30–202  
Annotated Code of Maryland  
(2016 Volume and 2018 Supplement)

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

**Article – Alcoholic Beverages**

30–102.

This title applies only in Talbot County.

30–201.

There is a Board of License Commissioners for Talbot County.

30–202.

(a) (1) The Governor shall appoint three **REGULAR** members **AND ONE SUBSTITUTE MEMBER** to the Board.

(2) The appointments shall be made:

Senate; or

- (i) if the Senate is in session, with the advice and consent of the Senate; or
- (ii) if the Senate is not in session, by the Governor alone.

(b) Each member of the Board shall be:

- (1) a resident and voter of the county; and
- (2) an individual of high character and integrity and of recognized business capacity.

(c) **(1) THE SUBSTITUTE MEMBER SHALL SERVE:**

**(I) WHEN A REGULAR MEMBER IS ABSENT, RECUSED, OR INCAPACITATED FOR ANY REASON; OR**

**(II) IF A VACANCY OCCURS.**

**(2) A SUBSTITUTE MEMBER:**

**(I) SHALL SERVE UNTIL THE REGULAR MEMBER'S ABSENCE, RECUSAL, OR INCAPACITY ENDS OR THE VACANCY IS FILLED; AND**

**(II) HAS ALL THE POWERS AND DUTIES OF A REGULAR MEMBER WHEN SERVING ON THE BOARD.**

**(D)** (1) The term of a member is 6 years.

(2) The terms of the members are staggered as required by the terms provided for members of the Board on July 1, 2016.

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

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

**[(e)](F)** (1) The Governor may remove a member for misconduct in office, incompetence, or willful neglect of duty.

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

in person or by counsel.

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

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2019.

**Enacted under Article II, § 17(c) of the Maryland Constitution, May 25, 2019.**