A2 HB 1509/20 – ECM	1lr0589 CF 1lr0596
Bill No.:	Drafted by: Babich
	Typed by: Lynn Stored – 10/16/20
Requested:	Proofread by
Committee:	Checked by
By: Chair, Howard County Delegation	
A	BILL ENTITLED
AN ACT concerning	
Howard County - Alcoholic	Beverages – Alcoholic Beverages Inspectors
	Ho. Co. 03-21
Howard County; requiring an arrest authority and pertine carrying a firearm in the perfo County Police Department to Chief of the County Police Department as an in	alcoholic beverages inspector to issue a citation in inspector to complete a training program in the use of int police procedures; prohibiting an inspector from rmance of the inspector's duties; requiring the Howard employ certain inspectors, rather than requiring the epartment to provide a sworn member of the County aspector; requiring the Chief of the County Police authority over the hiring of inspectors; and generally in Howard County.
BY repealing and reenacting, without Article – Alcoholic Beverages Section 23–102 Annotated Code of Maryland (2016 Volume and 2020 Supple	
BY repealing and reenacting, with a	mendments.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Article – Alcoholic Beverages



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1	Section 23–207(d)	
2	Annotated Code of Maryland	
3	(2016 Volume and 2020 Supplement)	
4	BY repealing and reenacting, without amendments,	
5	Article – Criminal Law	
6	Section 10–119(a)	
7	Annotated Code of Maryland	
8	(2012 Replacement Volume and 2020 Supplement)	
9	BY repealing and reenacting, with amendments,	
10	0 Article – Criminal Law	
11	1 Section 10–119(b)	
12	Annotated Code of Maryland	
13	(2012 Replacement Volume and 2020 Supplement)	
14	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,	
15	That the Laws of Maryland read as follows:	
16	Article - Alcoholic Beverages	
17	23–102.	
10	This title applies only in Hamand Country	
18	This title applies only in Howard County.	
19	23–207.	
20	(d) (1) Personnel needed to carry out the duties of the Hearing Board and the	
21	Board of License Commissioners shall be:	
22	(i) included in the staff of the County Council; and	
23	(ii) supervised by the County Council Administrator.	
24	(2) (I) The [Chief of the] County Police Department shall [provide a	
25	sworn member of the County Police Department as an inspector EMPLOY INSPECTORS	
26	to assist the Hearing Board and the Board of License Commissioners in carrying out their	
27	responsibilities and in enforcing the law.	

1 2 3	(II) AN INSPECTOR WHO INVESTIGATES A LICENSE VIOLATION MAY ISSUE A CIVIL CITATION AS PROVIDED IN § 10–119 OF THE CRIMINAL LAW ARTICLE.
4 5	(III) THE CHIEF OF THE COUNTY POLICE DEPARTMENT SHALL HAVE FINAL SELECTION AUTHORITY OVER THE HIRING OF THE INSPECTORS.
6 7	(3) An employee of the Hearing Board or the Board of License Commissioners is subject to the public ethics laws of the county.
8	Article - Criminal Law
9	10–119.
10 11	(a) (1) A person shall be issued a citation under this section if the person violates:
12	(i) §§ 10–113 through 10–115 or § 10–118 of this part; or
13	(ii) § 6–321 or § 6–322 of the Alcoholic Beverages Article.
14 15	(2) A minor who violates $\S 10-116$ or $\S 10-117$ (a) of this part shall be issued a citation under this section.
16 17 18	(b) (1) A citation for a violation of \S 10–113 through 10–115 or a violation of \S 10–118 of this part or \S 6–321 or \S 6–322 of the Alcoholic Beverages Article may be issued by:
19	(i) a police officer authorized to make arrests;
20 21 22	(ii) in State forestry reservations, State parks, historic monuments, and recreation areas, a forest or park warden under § 5–206(a) or (b) of the Natural Resources Article; and
23 24 25	(iii) subject to paragraphs (2) and (3) of this subsection, in Anne Arundel County, Frederick County, Harford County, HOWARD COUNTY, Kent County, Montgomery County, Prince George's County, and Talbot County, and only in the

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- 1 inspector's jurisdiction, an alcoholic beverages inspector who investigates license violations
- 2 under the Alcoholic Beverages Article.
- 3 (2) In Anne Arundel County, Frederick County, Harford County, HOWARD
- 4 COUNTY, Kent County, Montgomery County, Prince George's County, and Talbot County,
- 5 the inspector shall successfully complete an appropriate program of training in the proper
- 6 use of arrest authority and pertinent police procedures as required by the board of license
- 7 commissioners.
- 8 (3) In Anne Arundel County, Harford County, HOWARD COUNTY, Kent
- 9 County, Montgomery County, Prince George's County, and Talbot County, the inspector
- 10 may not carry a firearm in the performance of the inspector's duties.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
- 12 1, 2021.