

Chapter 91

(House Bill 729)

AN ACT concerning

Queen Anne's County – Alcoholic Beverages Inspectors – Qualifications, Powers, and Duties

FOR the purpose of specifying a certain qualification of an alcoholic beverages inspector in Queen Anne's County; specifying certain powers and duties of an alcoholic beverages inspector in Queen Anne's County, subject to a certain exception; requiring the Queen Anne's County Office of the Sheriff to enforce certain violations; providing that a certain inspector has no power of arrest; requiring a certain inspector to take a certain oath; and generally relating to alcoholic beverages inspectors in Queen Anne's County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 27–102
Annotated Code of Maryland
(2016 Volume and 2016 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 27–205
Annotated Code of Maryland
(2016 Volume and 2016 Supplement)

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

Article – Alcoholic Beverages

27–102.

This title applies only in Queen Anne's County.

27–205.

(a) The Board shall appoint an inspector at not less than \$3,000 annually and with a mileage allowance that the County Commissioners determine.

(B) AN INDIVIDUAL MAY NOT QUALIFY OR CONTINUE SERVICE AS AN INSPECTOR IF THE INSPECTOR OR ANY MEMBER OF THE INSPECTOR'S IMMEDIATE

FAMILY HAS A PERSONAL OR FINANCIAL INTEREST, DIRECTLY OR INDIRECTLY, IN A LICENSE, LICENSE HOLDER, OR PREMISES LICENSED UNDER THIS ARTICLE.

[(b)] (C) [The] AN inspector shall [visit and inspect every licensed premises in the county at least once every 60 days]:

(1) INVESTIGATE ALL APPLICANTS FOR A LICENSE OR TRANSFER OF A LICENSE;

(2) INSPECT AT UNANNOUNCED TIMES EVERY LICENSED PREMISES IN THE COUNTY AT LEAST ONCE EVERY 60 DAYS;

(3) EXCEPT AS PROVIDED IN SUBSECTIONS (D) AND (E) OF THIS SECTION, ENFORCE ALL ALCOHOLIC BEVERAGES LAWS WITH THE SAME POWER AS A LAW ENFORCEMENT OFFICER OF THE STATE;

(4) INVESTIGATE ALL VIOLATIONS OF THE ALCOHOLIC BEVERAGES LAWS AND REPORT THEM TO THE BOARD;

(5) SUBMIT MONTHLY REPORTS IN WRITING TO THE BOARD OF THE INSPECTOR'S ACTIVITIES, SETTING FORTH COMPLAINTS AND LISTING VIOLATIONS THAT THE INSPECTOR OBSERVED OR THAT WERE REPORTED TO THE INSPECTOR; AND

(6) CONDUCT COMPLIANCE CHECKS RELATING TO THE SALE OF ALCOHOLIC BEVERAGES TO AN INDIVIDUAL UNDER THE AGE OF 21 YEARS IN VIOLATION OF § 6-304 OF THIS ARTICLE FOR EVERY LICENSED PREMISES IN ACCORDANCE WITH REGULATIONS ADOPTED BY THE BOARD.

(D) THE OFFICE OF THE SHERIFF SHALL ENFORCE VIOLATIONS OF § 6-304 OF THIS ARTICLE.

(E) AN INSPECTOR HAS NO POWER OF ARREST.

(F) AN INSPECTOR SHALL TAKE THE OATH REQUIRED BY ARTICLE I, § 9 OF THE MARYLAND CONSTITUTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2017.

Approved by the Governor, April 11, 2017.