

159.

(a) Establishment.—There is hereby constituted and established in each county a Liquor Control Board, to be appointed and to have the tenure, compensation, powers and duties as provided in this subtitle; provided that in Montgomery County there is hereby constituted and established, effective July 1, 1951, a Department of Liquor Control, which shall be a department of the county government under the general supervision of the [county manager] *Chief Administrative Officer*, and which shall have the powers of a Liquor Control Board as defined in Section 163 of this subtitle. Whenever used in this subtitle the words "Liquor Control Board" or "board" shall be construed to apply to the Department of Liquor Control in Montgomery County whenever such construction would be reasonable.

(c) Appointment.—The members of the respective boards shall be appointed by the Governor with the advice and consent of the Senate. Provided, that in Somerset County they shall be appointed by the Governor. In Harford County they shall be appointed by the Board of County Commissioners. In Garrett County, the members of the board shall be appointed by the Governor. He shall appoint two members of the board who are members of that political party which has elected a majority of the members of the Board of County Commissioners and one member of the board from that political party other than the one electing a majority of the Board of County Commissioners. The appointments shall be confirmed by the House of Delegates if there is no resident Senator elected from the county. In Kent County the County Commissioners shall be ex officio members of the Liquor Control Board. In Garrett and Harford Counties said board shall also be known as the Board of License Commissioners of these respective counties, upon which shall be devolved all the duties and rights given elsewhere in this Article. In Montgomery County, the Director of the Department of Liquor Control shall be appointed and removed by the County [Manager] *Executive* with the approval of the County Council. In Montgomery County there shall also be an advisory board which shall consist of three members *who shall be appointed and removed* by the [Montgomery County Council] *County Executive with the approval of the County Council*. All members shall be residents of Montgomery County, and of the three members, one shall be a bona fide holder of a liquor license in Montgomery County. Of the other two members, one shall be a member of one of the two major political parties in the State, and the other of the opposite major political party in the State. The members of said board shall receive no compensation, but shall be entitled to necessary expenses in connection with their duties. Of the members first appointed, one shall serve a term of two years from June 1, 1967, one shall serve a term of three years from June 1, 1967, the third shall serve a term of four years from June 1, 1967, and their successors shall fill the unexpired portion of the term or four years for such new term as the case may be. The advisory board shall report to the [County Council] *County Executive* periodically but at least semi-annually on recommendations for the improvement of the operations of county liquor dispensaries from the standpoint of efficiency, profit and convenience to the consumers. If there is no resident Senator from Caroline County in the Senate of Maryland at the time of the appointment, the appointment in that county shall be with the advice and consent of the House of Delegates of Maryland.