

190A.

IN A PROSECUTION FOR SELLING ALCOHOLIC BEVERAGES WITHOUT AN APPROPRIATE LICENSE, PROOF THAT THE DEFENDANT DISPLAYED OR OFFERED THE ALCOHOLIC BEVERAGES FOR SALE OR KEPT A PLACE OF BUSINESS WHERE THE ALCOHOLIC BEVERAGES WERE DISPLAYED OR OFFERED FOR SALE IS PRIMA FACIE EVIDENCE THAT THE DEFENDANT SOLD THE ALCOHOLIC BEVERAGES.

REVISOR'S NOTE: Chapter ____, Acts of 1992, which enacted the Business Regulation Article, also added this section, which is derived without substantive change from former Art. 56, § 93, as it related to spirituous or fermented liquor or lager beer.

The term "alcoholic beverages" is substituted for the former references to "spirituous or fermented liquor or lager beer" to conform to the language of Art. 2B of the Code.

Article 48 - Inspections

169.

(A) There is hereby created within the Division of Labor and Industry a Board of Boiler Rules, referred to hereafter as the "Board", consisting of [seven] 9 members, [which] 8 OF WHOM shall be appointed by the Governor with the advice of the Secretary of Licensing and Regulation, and with the advice and consent of the Senate. Among the APPOINTED members of the Board shall be [one] 1 representative of the owners and users of power boilers, [one] 1 representative of owners and users of heating boilers, [one] 1 representative of owners and users of pressure vessels, [one] 1 representative of manufacturers or assemblers of boilers or pressure vessels, [one] 1 representative of a company licensed to insure boilers or pressure vessels, [a] 1 mechanical engineer on the faculty of a recognized engineering college within the State, [and an] 1 individual who is licensed as a professional engineer and has boiler or pressure vessel experience, AND 1 CONSUMER MEMBER.

(B) (1) THE CONSUMER MEMBER OF THE BOARD:

(I) SHALL BE A MEMBER OF THE GENERAL PUBLIC;

(II) MAY NOT BE A LICENSEE OR OTHERWISE BE SUBJECT TO REGULATION BY THE BOARD;

(III) MAY NOT BE REQUIRED TO MEET THE QUALIFICATIONS FOR THE PROFESSIONAL MEMBERS OF THE BOARD; AND

(IV) MAY NOT, WITHIN 1 YEAR BEFORE APPOINTMENT, HAVE HAD A FINANCIAL INTEREST IN OR HAVE RECEIVED COMPENSATION FROM A PERSON REGULATED BY THE BOARD.