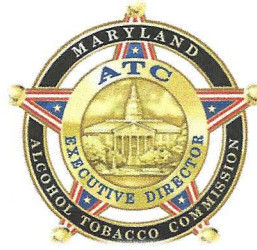


Larry Hogan
Governor

Boyd K. Rutherford
Lt. Governor

Jeffrey A. Kelly
Executive Director



Alan Silverstein, Chairman

Barbara Wahl, Vice-Chair

Robert Poole, Secretary

Eric Morrissette, Commissioner

Betty Buck, Commissioner

Dennis Schrader, Secretary of Health

Col. Woodrow W. Jones III, Secretary of State Police

MARYLAND ALCOHOL AND TOBACCO COMMISSION

September 2022 Minutes

DATE: September 15, 2022

TIME: 3:00 PM

PLACE: Maryland Alcohol and Tobacco Commission Headquarters
(Meeting conducted via Microsoft Teams, recorded for replay)

PRESENT: Chair Alan Silverstein
Vice Chair Barbara Wahl
Commissioner Elizabeth (Betty) Buck
Commissioner Eric Morrissette
Director Dana Moncrief, Maryland Department of Health
Chief of Staff James Hock, Maryland State Police

ABSENT: Commissioner Robert Poole
Jeffrey Kelly, Executive Director, Alcohol and Tobacco Commission
William George, Director, Alcohol and Tobacco Commission

OTHERS: Thomas R. Akras, Esq., Director, Legal and Legislative Division

I. CALL TO ORDER

Chair Alan Silverstein called the meeting of the Maryland Alcohol and Tobacco Commission to order at 3:03 PM.

II. APPROVAL OF MINUTES

Chair Alan Silverstein called for a motion to approve the minutes for August 18, 2022 meeting. Commissioner Betty Buck made a motion to approve, to which, Vice Chair Barbara Wahl seconded. All members present voted in favor and unanimously approved the previous meeting minutes.

III. EXECUTIVE DIRECTOR REPORT

Director, Legal and Legislative Division, Thomas R. Akras, Esq. reported the enforcement activity for the Alcohol and Tobacco Commission since the last meeting.



a. Enforcement Activity

i. The ATC's Field Operations Bureau conducted enforcement activities which included 12 incidents where 13 parties were charged. The incidents were both alcohol and tobacco related.

- 51,503 sticks of untaxed OTP, 2,726 unstamped cigarettes were seized in tobacco-related incidents.
- 2,586 containers of beer, and 785 containers of wine were seized in alcohol-related incidents.
- These events happened throughout the state in Baltimore County, Frederick County, Prince George's County, Washington County, and Baltimore City.

ii. Regulatory and Administrative Services (Not listed on Agenda)

- The Regulatory and Administrative Services Bureau issued 55 new licenses and permits since last meeting.
- 5,300 renewal coupons for permit year 2023 were mailed.

b. Code of Maryland Regulations (COMAR) Update – Rules and Regulations

- The ATC began a comprehensive review of its Rules and Regulations in April of 2022 in concert with the Comptroller.
- The purpose of the review was to transition the rules and regulations applicable to alcohol and tobacco regulation and enforcement to the ATC.
- The ATC submitted a copy of its Rules and Regulations to the Administrative, Executive and Legislative Review (AELR) on or about August 18, 2022.
 - AELR has informed us preliminarily that our proposed rules and regulations comply and will move to the next step.
- The ATC's Rules and Regulations are slated for publication in the Maryland Register on October 7, 2022.
 - Estimated finalization of rules and regulations is for December 2022.

IV. NEW BUSINESS

a. Alcohol Beverage Summit

Director Akras announced the first public Alcohol Beverage Summit to occur on October 6, 2022.

- Stakeholders will provide questions and comments concerning the rules and regulations, and the transfer of authority to the ATC.
- Modernizing credit control, trade practices, delivery (wholesaler or retailer) or technology and advertising.
- Through the Summit, the goal is to develop an agenda to hear concerns and issues raised by stakeholders in order to address them when rewriting the rules and regulations.
- The website for the summit is <https://marylandtaxes.gov/divisions/atc/index.php>.



- Any questions or concerns regarding the Summit may be emailed to the Assistant Director, Legal and Legislative Division, Jeffrey Hann, Esq at ATCSummit2022@mdatc.gov.

Chair Alan Silverstein requested an email be sent with the summit agenda and materials to the commissioners and Director Akras concurred.

- b. The naming of an ATC representative to the Advisory Commission on Alcohol Manufacturing (ACMAM)

Director Akras provided a brief overview on the passage of HB854/SB698 and the responsibilities of the Advisory Commission on Alcohol Manufacturing (ACMAM). The ACMAM replaced the Governor's Advisory Commission on Maryland Wine and Grape Growing. The Commission needs to nominate and vote on a representative to sit on the ACMAM. The name then will be forwarded to the Department of Commerce.

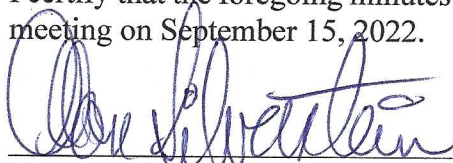
Chair Alan Silverstein mentioned Executive Director Jeff Kelly previously served as the Governor's Advisory Commission on Wine and Grape Growing representative for the Comptroller's Officer. Commissioner Betty Buck moved to nominate Executive Director Kelly, to which, Commissioner Barbara Wahl seconded. All were in favor and the motion passed. Director Akras will forward the nomination to the Department of Commerce on behalf of the ATC.

V. ADJOURNMENT

Chairman Alan Silverstein called for a motion to adjourn the meeting. Commissioner Betty Buck motioned to adjourn the meeting, and Commissioner Barbara Wahl seconded. All members present voted in favor of adjourning the meeting. The meeting was then adjourned at 3:18 p.m.

** Next meeting is October 20, 2022, at 3:00 p.m.*

I certify that the foregoing minutes represent the minutes of the Alcohol and Tobacco Commission meeting on September 15, 2022.



Alan Silverstein, Chair



Date

