

SENATE BILL 523

A2

6lr3333
CF HB 779

By: **Washington County Senators**

Introduced and read first time: February 4, 2016

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: March 4, 2016

CHAPTER _____

1 AN ACT concerning

2 **Alcoholic Beverages – Washington County – Local Penalties**

3 FOR the purpose of authorizing the Board of License Commissioners of Washington County
4 to impose a certain fine on an employee of a holder of an alcoholic beverages license
5 in the County under certain circumstances; and generally relating to the imposition
6 of fines by the Board of License Commissioners of Washington County.

7 BY repealing and reenacting, with amendments,

8 Article – Alcoholic Beverages

9 Section 31–2702

10 Annotated Code of Maryland

11 (As enacted by Chapter ____ (S.B. ____)(6lr1406) of the Acts of the General
12 Assembly of 2016)

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

15 **Article – Alcoholic Beverages**

16 31–2702.

17 (a) A license holder or an employee of a license holder who is charged with a
18 violation of § 6–304 of this article:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (1) shall receive a summons to appear in court on a certain day to answer
2 the charges placed against the license holder or employee; and

3 (2) may not be required to post bail pending trial in any court in the State.

4 (b) A license holder or an employee of a license holder may not be found guilty of
5 a violation of § 6–304 of this article if:

6 (1) the license holder or employee establishes to the satisfaction of the
7 finder of fact that the license holder or employee used due caution to establish that the
8 individual was not under the age of 21 years; and

9 (2) the individual was not a resident of the State.

10 (C) IF AN EMPLOYEE OF A LICENSE HOLDER VIOLATES § 6–304 OF THIS
11 ARTICLE, THE BOARD MAY IMPOSE ON THE EMPLOYEE A FINE NOT EXCEEDING \$200.

12 [(c)] (D) The granting of probation before judgment to a license holder or an
13 employee of the license holder for a violation of § 6–304 of this article does not bar the Board
14 from proceeding administratively against the license holder for the violation.

15 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
16 October 1, 2016.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.