

Chapter 67

(Senate Bill 1057)

AN ACT concerning

Cecil County – Alcoholic Beverages – Alcohol Awareness Program

FOR the purpose of requiring a license holder in Cecil County to ensure that each individual employed in a supervisory capacity and each bartender at a licensed premises be certified by an approved alcohol awareness program; requiring at least one certified individual to be present on the licensed premises at all times when alcoholic beverages may be sold; providing that, if a certain time period has elapsed since a certain violation, a certain subsequent violation will be considered a first offense for a certain purpose; establishing certain penalties; and generally relating to holders of alcoholic beverages licenses in Cecil County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 17–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 17–1901 and 17–2802
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 17–1903
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

~~BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 17–2802
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)~~

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

Article – Alcoholic Beverages

17–102.

This title applies only in Cecil County.

17-1901.

(a) The following sections of Title 4, Subtitle 5 (“Conduct of Local License Holders”) of Division I of this article apply in the county without exception or variation:

- (1) § 4-502 (“Storage of alcoholic beverages”);
- (2) § 4-503 (“Solicitations and sales outside of licensed premises”);
- [(3) § 4-505 (“Alcohol awareness program”);]
- [(4)] (3) § 4-506 (“Evidence of purchaser’s age”);
- [(5)] (4) § 4-507 (“Retail delivery of alcoholic beverages”); and
- [(6)] (5) § 4-508 (“Display of license”).

[(b) Section 4-504 (“Employment of underage individuals”) of Division I of this article applies in the county, subject to § 17-1902 of this subtitle.]

(B) THE FOLLOWING SECTIONS OF TITLE 4, SUBTITLE 5 (“CONDUCT OF LOCAL LICENSE HOLDERS”) OF DIVISION I OF THIS ARTICLE APPLY IN THE COUNTY:

(1) § 4-504 (“EMPLOYMENT OF UNDERAGE INDIVIDUALS”), SUBJECT TO § 17-1902 OF THIS SUBTITLE; AND

(2) § 4-505 (“ALCOHOL AWARENESS PROGRAM”), SUBJECT TO § 17-1903 OF THIS SUBTITLE.

17-1903.

(A) A LICENSE HOLDER SHALL ENSURE THAT:

(1) EACH EMPLOYEE IN A SUPERVISORY CAPACITY AND EACH BARTENDER BE CERTIFIED BY AN APPROVED ALCOHOL AWARENESS PROGRAM; AND

(2) AT LEAST ONE CERTIFIED INDIVIDUAL BE PRESENT ON THE LICENSED PREMISES DURING THE HOURS IN WHICH ALCOHOLIC BEVERAGES MAY BE SOLD.

(B) A LICENSE HOLDER WHO VIOLATES THIS SECTION IS SUBJECT TO:

(1) FOR A FIRST OFFENSE, A \$100 FINE; AND

(2) FOR EACH SUBSEQUENT OFFENSE, A FINE NOT EXCEEDING \$500 OR SUSPENSION OR REVOCATION OF THE LICENSE OR BOTH.

17-2802.

(a) The Board may impose a fine not exceeding \$1,000 or suspend a license for a violation of this title.

(b) Fines collected under this section shall be paid into the general fund of the county.

(C) IF A PERIOD OF AT LEAST 5 YEARS HAS ELAPSED SINCE A VIOLATION OF THIS TITLE, A SUBSEQUENT VIOLATION SHALL BE CONSIDERED A FIRST OFFENSE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2018.

Approved by the Governor, April 10, 2018.