
By: **Delegates Hogan, Bartlett, G. Clagett, Dumais, Elliott, Kelly, Lee,
Shank, Shewell, Stull, and Weldon**

Introduced and read first time: February 11, 2005

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages - Underage Consumption**

3 FOR the purpose of making it a Code violation for an individual under the age of 21
4 years to consume alcohol and show certain effects of its consumption; and
5 generally relating to the underage consumption of alcoholic beverages.

6 BY repealing and reenacting, with amendments,
7 Article - Criminal Law
8 Section 10-114
9 Annotated Code of Maryland
10 (2002 Volume and 2004 Supplement)

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

13 **Article - Criminal Law**

14 10-114.

15 An individual under the age of 21 years may not:

16 (1) possess or have under the individual's charge or control an alcoholic
17 beverage unless the individual is a bona fide employee of the license holder as defined
18 in Article 2B, § 1-102 of the Code and the alcoholic beverage is in the possession or
19 under the charge or control of the individual in the course of the individual's
20 employment and during regular working hours; OR

21 (2) CONSUME ALCOHOL AND EXHIBIT EFFECTS OF ITS CONSUMPTION,
22 SUCH AS HAVING BOTH:

23 (I) THE ODOR OF AN ALCOHOLIC BEVERAGE ON THE INDIVIDUAL'S
24 BREATH; AND

25 (II) IMPAIRED SPEECH, APPEARANCE, OR BEHAVIOR.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2005.