

HOUSE BILL 1172

A1

3lr1681
CF SB 806

By: **Delegates Valderrama, Barkley, Barnes, Braveboy, Burns, Carr, Cullison, DeBoy, Frush, Gilchrist, Glenn, Griffith, Gutierrez, Haynes, Healey, Holmes, Huckler, Ivey, Kaiser, A. Kelly, Kramer, Love, A. Miller, Niemann, Pena-Melnyk, Reznik, Summers, Swain, V. Turner, Waldstreicher, Walker, A. Washington, Wilson, and Zucker**

Introduced and read first time: February 8, 2013

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages Sales – Prohibition on Use of Self-Scanning Cash**
3 **Registers**

4 FOR the purpose of making it a misdemeanor for a retail alcoholic beverages licensee
5 to sell alcoholic beverages by means of a self-scanning cash register or a certain
6 other automated system that may be operated on a self-service basis by a
7 customer; providing certain penalties; and generally relating to the retail sale of
8 alcoholic beverages.

9 BY adding to
10 Article 2B – Alcoholic Beverages
11 Section 12-108.1
12 Annotated Code of Maryland
13 (2011 Replacement Volume and 2012 Supplement)

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

16 **Article 2B – Alcoholic Beverages**

17 **12-108.1.**

18 **(A) A RETAIL LICENSEE LICENSED UNDER THIS ARTICLE MAY NOT SELL**
19 **ALCOHOLIC BEVERAGES BY MEANS OF A SELF-SCANNING CASH REGISTER OR**
20 **OTHER AUTOMATED SYSTEM THAT IS:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(1) CAPABLE OF RECOVERING STORED INFORMATION RELATED**
2 **TO THE SALE PRICE OF INDIVIDUAL RETAIL ITEMS; AND**

3 **(2) OPERATED ON A SELF-SERVICE BASIS BY A CUSTOMER.**

4 **(B) IF A RETAIL LICENSEE LICENSED UNDER THIS ARTICLE VIOLATES**
5 **THIS SECTION, THE LOCAL LICENSING BOARD MAY:**

6 **(1) FOR A FIRST OFFENSE, IMPOSE A FINE NOT EXCEEDING**
7 **\$1,000 ON THE LICENSEE;**

8 **(2) FOR A SECOND OFFENSE, IMPOSE A FINE NOT EXCEEDING**
9 **\$2,500 ON THE LICENSEE; AND**

10 **(3) FOR A THIRD OR SUBSEQUENT OFFENSE:**

11 **(I) IMPOSE A FINE NOT EXCEEDING \$2,500 ON THE**
12 **LICENSEE; OR**

13 **(II) SUSPEND OR REVOKE THE LICENSE OF THE LICENSEE.**

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 July 1, 2013.