

# SENATE BILL 495

A2

4lr1970

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By: **Calvert County Senators**

Introduced and read first time: January 27, 2014

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 5, 2014

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Calvert County – Alcoholic Beverages – Premises Inspections and Penalties**

3 FOR the purpose of authorizing the Calvert County Board of License Commissioners,  
4 or its designee, to inspect each licensed premises in the county, rather than  
5 requiring the Board to inspect every licensed premises in the county at least  
6 once every 3 months; authorizing the Board of License Commissioners for  
7 Calvert County to impose certain fines or suspend an alcoholic beverages license  
8 under certain circumstances; authorizing the Board to impose certain penalties  
9 if an alcoholic beverages licensee or an employee of the licensee sells alcoholic  
10 beverages to a person under the age of 21 years; specifying that certain money  
11 collected be deposited into the general fund of the county; requiring the Board to  
12 consider certain factors in determining the length of a certain suspension to be  
13 imposed; requiring the Board to impose a fine in accordance with a certain  
14 provision of law; making certain stylistic changes; and generally relating to  
15 alcoholic beverages in Calvert County.

16 BY repealing and reenacting, with amendments,  
17 Article 2B – Alcoholic Beverages  
18 Section 16–402  
19 Annotated Code of Maryland  
20 (2011 Replacement Volume and 2013 Supplement)

21 BY adding to  
22 Article 2B – Alcoholic Beverages  
23 Section 16–507(f)

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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 Annotated Code of Maryland  
2 (2011 Replacement Volume and 2013 Supplement)

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

5 **Article 2B – Alcoholic Beverages**

6 16–402.

7 In Calvert County, the Board of License Commissioners [shall], OR ITS  
8 DESIGNEE, MAY inspect [every] EACH licensed premises in the county [at least once  
9 every three months].

10 16–507.

11 **(F) (1) THIS SUBSECTION APPLIES ONLY IN CALVERT COUNTY.**

12 **(2) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE,**  
13 **THE BOARD OF LICENSE COMMISSIONERS MAY:**

14 **(I) EXCEPT FOR A VIOLATION REGARDING A BOTTLE CLUB,**  
15 **IMPOSE A FINE NOT EXCEEDING:**

16 **1. \$2,500 FOR A VIOLATION OF STATE LAW; OR**

17 **2. \$500 FOR A VIOLATION OF THE RULES AND**  
18 **REGULATIONS OF THE BOARD; OR**

19 **(II) SUSPEND AN ALCOHOLIC BEVERAGES LICENSE FOR A**  
20 **VIOLATION OF ANY ALCOHOLIC BEVERAGES LAW THAT APPLIES IN THE COUNTY.**

21 **(3) IF AN ALCOHOLIC BEVERAGES LICENSEE OR AN EMPLOYEE OF**  
22 **AN ALCOHOLIC BEVERAGES LICENSEE SELLS ALCOHOLIC BEVERAGES TO A**  
23 **PERSON UNDER THE AGE OF 21 YEARS, THE BOARD MAY:**

24 **(I) FOR A FIRST OFFENSE, SUSPEND THE LICENSE FOR NOT**  
25 **MORE THAN 3 DAYS OR IMPOSE A FINE NOT EXCEEDING \$500 OR BOTH; AND**

26 **(II) FOR AN OFFENSE OCCURRING WITHIN 5 YEARS AFTER A**  
27 **PRIOR OFFENSE, SUSPEND THE LICENSE FOR NOT MORE THAN 30 DAYS OR**  
28 **IMPOSE A FINE NOT EXCEEDING \$2,500 OR BOTH.**

29 **(4) MONEY COLLECTED UNDER THIS SUBSECTION SHALL BE**  
30 **DEPOSITED INTO THE GENERAL FUND OF THE COUNTY.**

1           **(5) IN DETERMINING THE LENGTH OF A SUSPENSION UNDER**  
2 **PARAGRAPH (3)(II) OF THIS SUBSECTION, THE BOARD SHALL CONSIDER THE**  
3 **CLASS OF LICENSE AND THE ECONOMIC IMPACT THE SUSPENSION WILL HAVE**  
4 **ON THE BUSINESS OF THE LICENSEE.**

5           **(6) THE BOARD SHALL IMPOSE A FINE UNDER THIS SUBSECTION**  
6 **IN ACCORDANCE WITH § 10-1001 OF THE STATE GOVERNMENT ARTICLE.**

7           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
8 July 1, 2014.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.