

HOUSE BILL 411

A2

8lr1878
CF SB 1057

By: **Cecil County Delegation**

Introduced and read first time: January 24, 2018

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 7, 2018

CHAPTER _____

1 AN ACT concerning

2 **Cecil County – Alcoholic Beverages – Alcohol Awareness Program**

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

11 BY repealing and reenacting, without amendments,
12 Article – Alcoholic Beverages
13 Section 17–102
14 Annotated Code of Maryland
15 (2016 Volume and 2017 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Alcoholic Beverages
18 Section 17–1901 and 17–2802
19 Annotated Code of Maryland
20 (2016 Volume and 2017 Supplement)

21 BY adding to
22 Article – Alcoholic Beverages

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 Section 17–1903
2 Annotated Code of Maryland
3 (2016 Volume and 2017 Supplement)

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

6 **Article – Alcoholic Beverages**

7 17–102.

8 This title applies only in Cecil County.

9 17–1901.

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

12 (1) § 4–502 (“Storage of alcoholic beverages”);

13 (2) § 4–503 (“Solicitations and sales outside of licensed premises”);

14 [(3) § 4–505 (“Alcohol awareness program”);]

15 [(4) (3) § 4–506 (“Evidence of purchaser’s age”);

16 [(5) (4) § 4–507 (“Retail delivery of alcoholic beverages”); and

17 [(6) (5) § 4–508 (“Display of license”).

18 (b) [Section 4–504 (“Employment of underage individuals”) of Division I of this
19 article applies in the county, subject to § 17–1902 of this subtitle.] **THE FOLLOWING**
20 **SECTIONS OF TITLE 4, SUBTITLE 5 (“CONDUCT OF LOCAL LICENSE HOLDERS”) OF**
21 **DIVISION I OF THIS ARTICLE APPLY IN THE COUNTY:**

22 (1) § 4–504 (“EMPLOYMENT OF UNDERAGE INDIVIDUALS”), SUBJECT
23 TO § 17–1902 OF THIS SUBTITLE; AND

24 (2) § 4–505 (“ALCOHOL AWARENESS PROGRAM”), SUBJECT TO §
25 17–1903 OF THIS SUBTITLE.

26 17–1903.

27 (A) A LICENSE HOLDER SHALL ENSURE THAT:

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

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

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

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

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

10 17-2802.

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

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

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

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
18 1, 2018.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.