

SENATE BILL 1057

A2

8lr0872
CF HB 411

By: **Cecil County Senators**

Introduced and read first time: February 5, 2018

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 13, 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 ~~BY repealing and reenacting, with amendments,~~
 5 ~~Article – Alcoholic Beverages~~
 6 ~~Section 17–2802~~
 7 ~~Annotated Code of Maryland~~
 8 ~~(2016 Volume and 2017 Supplement)~~

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

11 **Article – Alcoholic Beverages**

12 17–102.

13 This title applies only in Cecil County.

14 17–1901.

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

17 (1) § 4–502 (“Storage of alcoholic beverages”);

18 (2) § 4–503 (“Solicitations and sales outside of licensed premises”);

19 [(3) § 4–505 (“Alcohol awareness program”);]

20 [(4)] (3) § 4–506 (“Evidence of purchaser’s age”);

21 [(5)] (4) § 4–507 (“Retail delivery of alcoholic beverages”); and

22 [(6)] (5) § 4–508 (“Display of license”).

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

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

28 **(1) § 4–504 (“EMPLOYMENT OF UNDERAGE INDIVIDUALS”), SUBJECT**
 29 **TO § 17–1902 OF THIS SUBTITLE; AND**

1 **(2) § 4-505 (“ALCOHOL AWARENESS PROGRAM”), SUBJECT TO §**
2 **17-1903 OF THIS SUBTITLE.**

3 **17-1903.**

4 **(A) A LICENSE HOLDER SHALL ENSURE THAT:**

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

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

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

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

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

14 17-2802.

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

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

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

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
22 1, 2018.