
By: Delegate Edwards

Introduced and read first time: January 29, 1996

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: March 12, 1996

CHAPTER ____

1 AN ACT concerning

2 **Garrett County - Alcoholic Beverages**
3 **(Employment of Minors)**

4 FOR the purpose of altering the restriction under which persons in Garrett County who
5 are under a certain age may not handle alcoholic beverages; specifying an age below
6 which such persons may not handle alcoholic beverages for certain purposes; and
7 generally relating to alcoholic beverages in Garrett County.

8 BY repealing and reenacting, with amendments,
9 Article 2B - Alcoholic Beverages
10 Section 12-302
11 Annotated Code of Maryland
12 (1994 Replacement Volume and 1995 Supplement)

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

15 **Article 2B - Alcoholic Beverages**

16 12-302.

17 (a) Unless provision is made elsewhere in this section, the following provisions
18 apply statewide to persons who are employed in licensed establishments:

19 (1) A person under age 18 may not be employed in the sale of alcoholic
20 beverages.

21 (2) Except for Class D beer, wine and liquor licensees, a person between
22 ages 18 and 21 may be employed in the sale of beer and light wine.

2

1 (3) A person under age 21 may not be employed by any holder of a Class D
2 beer, wine and liquor license in the sale of alcoholic beverages.

3 (b) In the following jurisdictions the specified exceptions to subsection (a) of this
4 section apply:

5 (1) In Anne Arundel County a Class A (off-sale) licensee may employ a
6 person age 16 years or older to stock alcoholic beverages.

7 (2) In Baltimore City a licensee may employ a person 18 years of age or
8 older to sell, serve, deliver, or otherwise deal with alcoholic beverages.

9 (3) In Baltimore County a member of an alcoholic beverages licensee's
10 immediate family who is under 18 years old may not be employed to sell, deliver, or
11 otherwise deal with alcoholic beverages by the holder of an alcoholic beverages license.

12 (4) In Carroll County the provisions of subsection (c) of this section apply.

13 (5) In Cecil County a licensee may employ a person 18 years old or older to
14 sell, serve, deliver, or otherwise deal with alcoholic beverages.

15 (6) In Dorchester County the holder of a Class A (off-sale) beer license may
16 employ a person 16 years old or older to stock beer at the licensee's place of business.

17 (7) Notwithstanding the other provisions of this section, in Frederick
18 County a licensee may employ a person 18 years of age or older to sell, serve, deliver, or
19 otherwise deal with alcoholic beverages and may employ a person 16 years of age or older
20 to perform any other task other than to sell, serve, or deliver alcoholic beverages.

21 (8) In Garrett County, except to serve alcoholic beverages from a service bar
22 to a seated customer, a licensee may not employ:

23 (I) [a] A person under age 21 years to sell [,] OR deliver[, or
24 otherwise handle] alcoholic beverages; OR

25 (II) A PERSON UNDER 18 YEARS OF AGE TO OTHERWISE HANDLE
26 ALCOHOLIC BEVERAGES.

27 (9) In Kent County the provisions of subsection (c) of this section apply.

28 (10) In Prince George's County a person under age 18 years may not be
29 employed to sell, deliver, or otherwise deal with alcoholic beverages.

30 (11) In Queen Anne's County the provisions of subsection (c) of this section
31 apply.

32 (12) In Washington County a licensee may employ a person 18 years of age or
33 older to sell, serve, deliver, or otherwise deal with alcoholic beverages and may employ a
34 person 16 years of age or older to perform any other task other than to sell, serve, or
35 deliver alcoholic beverages.

36 (c) (1) Notwithstanding any other provision of law, and except as provided by
37 paragraph (2) of this subsection, a person under the age of 21 may not be employed to

HOUSE BILL 404

3

1 sell, deliver, or otherwise deal with alcoholic beverages by any of theholders of the
2 licenses listed by county in paragraph (3) of this subsection.

3 (2) A person at least 18 years of age may be employed:

4 (i) To stock alcoholic beverages in a Class A establishment; or

5 (ii) Except for Class A licenses, to serve alcoholic beverages while
6 acting in the capacity of a waiter or waitress on the licensed premises.

7 (3) The provisions of this subsection apply:

8 (i) Within Kent and Queen Anne's Counties, to the holder of any:

9 1. Class A (off-sale) license;

10 2. Class B (on-sale) license; and

11 3. Class C (on-sale) beer, wine and liquor license; and

12 (ii) Within Carroll County, to the holder of any:

13 1. Class A license;

14 2. Class B license;

15 3. Class C license;

16 4. Class D license; and

17 5. Class H license.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 1996.