
By: Delegate Arnick

Requested: October 21, 1996

Introduced and read first time: January 8, 1997

Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages Offenses - Minors - Penalties**

3 FOR the purpose of altering the age at which a person may be subject to certain penalties

4 for violation of certain alcoholic beverages offenses; expanding the types of

5 alcoholic beverages offenses for which a court may notify the Motor Vehicle

6 Administration, and for which the court may order the Motor Vehicle

7 Administration to initiate certain procedures to suspend the driving privilege of the

8 person committing the violations; making the suspension of an individual's driver's

9 license under this Act discretionary instead of mandatory; and generally relating to

10 the penalties for alcoholic beverages offenses committed by minors.

11 BY repealing and reenacting, with amendments,

12 Article 27 - Crimes and Punishments

13 Section 403(f)

14 Annotated Code of Maryland

15 (1996 Replacement Volume)

16 BY repealing and reenacting, with amendments,

17 Article - Courts and Judicial Proceedings

18 Section 3-820(d)(1)

19 Annotated Code of Maryland

20 (1995 Replacement Volume and 1996 Supplement)

21 BY repealing and reenacting, with amendments,

22 Article - Transportation

23 Section 16-206(b)(3)

24 Annotated Code of Maryland

25 (1992 Replacement Volume and 1996 Supplement)

26 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

27 MARYLAND, That the Laws of Maryland read as follows:

2

1 **Article 27 - Crimes and Punishments**

2 403.

3 (f) (1) If a person is found by the District Court to have committed a Code
4 violation, that person shall be required to pay a fine in an amount not to exceed \$500.

5 (2) If the violation is a repeat offense, that person shall be required to pay
6 a fine in an amount not to exceed \$1,000.

7 (3) [(i) In this paragraph "driver's license" means a license or permit to
8 drive a motor vehicle that is issued under the laws of this State or any other jurisdiction.

9 [(ii)] (I) This paragraph applies only to[:

10 1. A] A person who is [at least 18 but] under 21 years of age[;
11 or

12 2. A minor if the minor is subject to the jurisdiction of the
13 court].

14 [(iii)] (II) If a person is found guilty of a Code violation under § 400, §
15 400A, OR § 400B of this subheading [that involved the use of a driver's license or a
16 document purporting to be a driver's license], a court shall notify the Motor Vehicle
17 Administration of the violation.

18 [(iv)] (III) The Chief Judge of the District Court, in conjunction with
19 the Motor Vehicle Administrator, shall establish uniform procedures for reporting Code
20 violations described in this paragraph.

21 (4) The person shall be liable for the costs of the proceedings in the District
22 Court.

23 **Article - Courts and Judicial Proceedings**

24 3-820.

25 (d) (1) (i) Subject to the provisions of subparagraphs [(iii)] (II) and [(iv)]
26 (III) of this paragraph, in making a disposition on a finding that the child has committed
27 the violation specified in a citation, the court may order the Motor Vehicle
28 Administration to initiate an action, under the motor vehicle laws, to suspend the driving
29 privilege of a child licensed to operate a motor vehicle by the Motor Vehicle
30 Administration for a specified period of not less than 30 days nor more than 90 days.

31 [(ii) In this paragraph "driver's license" means a license or permit to
32 drive a motor vehicle that is issued under the laws of this State or any other jurisdiction.

33 [(iii)] (II) In making a disposition on a finding that the child has
34 committed a violation under Article 27, § 400, § 400A, OR § 400B of the Code [specified in
35 a citation that involved the use of a driver's license or a document purporting to be a
36 driver's license], the court may order the Motor Vehicle Administration to initiate an
37 action under the Maryland Vehicle Law to suspend the driving privilege of a child
38 licensed to operate a motor vehicle by the Motor Vehicle Administration:

