

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL NO. 1332

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike "in" and substitute "the"; in the same line, strike "a civil fine for" and substitute "Board of License Commissioners to impose a fine on"; in line 4, strike "or furnish"; strike beginning with "authorizing" in line 4 down through "circumstances" in line 5 and substitute "requiring the Charles County Board of License Commissioners to levy certain fines in accordance with certain provisions of law; making a certain technical correction"; in line 6, strike "or furnishing"; in line 10, strike "12-108(a)" and substitute "16-507(j)"; and strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 21 on page 1 through line 36 on page 2, inclusive, and substitute:

"16-507.

(j) (1) Notwithstanding any provision of this Code to the contrary, in Charles County, the Board of License Commissioners may impose a fine not to exceed \$1,000 or suspend an alcoholic beverage license, for any violation of the alcoholic beverage laws affecting Charles County. All moneys collected under this subsection shall be deposited into the general funds of the County.

(2) (I) In Charles County, if an alcoholic beverages licensee or an employee of an alcoholic beverages licensee sells alcoholic beverages to a person under 21 years of age, the Board of License Commissioners may:

[(i)] 1. For the first offense, suspend the license for not more than 3 days or impose a fine not to exceed \$500 or both; and

(Over)

[(ii)] 2. For each subsequent offense, IMPOSE a penalty as determined by the Board of License Commissioners.

(II) IN CHARLES COUNTY, IF AN EMPLOYEE OF AN ALCOHOLIC BEVERAGES LICENSEE SELLS ALCOHOLIC BEVERAGES TO A PERSON UNDER 21 YEARS OF AGE, THE BOARD OF LICENSE COMMISSIONERS MAY IMPOSE A FINE ON THE EMPLOYEE NOT TO EXCEED \$50 PER OFFENSE.

(3) (i) In this paragraph the term “economic impact” includes, but is not limited to, the ratio between total sales of alcoholic beverages as compared with the total sales of the establishment before and during a license suspension.

(ii) When determining the number of days for a suspension of a license for a subsequent offense as provided for in this subsection, the Board shall consider the class of license and the economic impact the suspension will have on the business.

(4) If a license is suspended for 4 days or less, the suspension may not be on a Friday, Saturday, or Sunday.

(5) A FINE LEVIED BY THE CHARLES COUNTY BOARD OF LICENSE COMMISSIONERS UNDER THIS SUBSECTION SHALL BE LEVIED IN ACCORDANCE WITH THE PROVISIONS OF § 10-1001 OF THE STATE GOVERNMENT ARTICLE.”.