_____

By: **Delegates Conway, Bozman, McClenahan, and Cane**
Introduced and read first time: February 4, 2000
Assigned to: Economic Matters

_____

A BILL ENTITLED

1 AN ACT concerning

2   **Wicomico County - Alcoholic Beverages - Alcohol Awareness Program**

3 FOR the purpose of requiring that in Wicomico County, if an alcoholic beverages
4   license holder or a supervisory employee of the license holder is certified by an
5   approved alcohol awareness program, one or the other must be present on each
6   licensed premises during the hours in which alcohol may be sold; and generally
7   relating to licensed premises in Wicomico County.

8 BY repealing and reenacting, without amendments,
9   Article 2B - Alcoholic Beverages
10   Section 13-101(a), (c)(1), and (d)
11   Annotated Code of Maryland
12   (1998 Replacement Volume and 1999 Supplement)

13 BY repealing and reenacting, with amendments,
14   Article 2B - Alcoholic Beverages
15   Section 13-101(c)(2)
16   Annotated Code of Maryland
17   (1998 Replacement Volume and 1999 Supplement)

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

20   **Article 2B - Alcoholic Beverages**

21 13-101.

22   (a)   In this section "alcohol awareness program" means a program:

23   (1)   That:

24   (i)   Is approved and certified by the State Comptroller; and

25   (ii)   Has been issued an alcohol awareness program permit by the
26 State Comptroller;

1   (2)   That includes instruction on how alcohol affects a person's:

2   (i)   Body; and

3   (ii)   Behavior;

4   (3)   That provides education on the dangers of drinking and driving; and

5   (4)   That defines effective methods for:

6   (i)   Serving customers to minimize the chance of intoxication;

7   (ii)   Ceasing service before the customer becomes intoxicated; and

8   (iii)   Determining if a customer is under the drinking age.

9   (c)   (1)   A holder of any class of retail alcoholic beverages license or an
10 employee designated by the holder shall complete training in an approved alcohol
11 awareness program. The training shall be valid for a period of 4 years, and the holder
12 shall complete retraining in an approved program for each successive 4-year period.

13   (2)   (i)   This paragraph applies only in the following jurisdictions:

14   1.   Howard County; [and]

15   2.   Montgomery County; AND

16   3.   WICOMICO COUNTY.

17   (ii)   The licensee or a person who is employed in a supervisory
18 capacity designated by the licensee:

19   1.   Shall be certified by an approved alcohol awareness
20 program; and

21   2.   Except as otherwise provided in subparagraph (iii) of this
22 paragraph, be present during the hours in which alcohol may be sold.

23   (iii)   1.   In Howard County, the person certified by an approved
24 alcohol awareness program may be absent from the licensed premises for a bona fide
25 personal or business reason or an emergency, if the absence lasts for no more than 2
26 hours.

27   2.   The Board of License Commissioners shall require the
28 licensee to keep a log book on the licensed premises that contains documentation of
29 each temporary absence, the length of time of the absence, and the reason for the
30 absence, in the form required by the Board of License Commissioners.

31   (d)   Any licensee who violates the provisions of subsection (c) of this section is
32 subject to:

1   (1)   For the first offense, a $100 fine; and

2   (2)   For each subsequent offense, a fine not to exceed $500 or a
3 suspension or revocation of the license or both.

4   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2000.