
By: **Delegates Walkup, Crouse, and W. Baker**
Introduced and read first time: January 31, 2002
Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Kent County - Alcoholic Beverages Violations - Penalties**

3 FOR the purpose of authorizing the Kent County Board of License Commissioners,
4 subject to a certain exception, to impose certain penalties for alcoholic beverages
5 violations; altering certain fines; and generally relating to penalties for alcoholic
6 beverages violations in Kent County.

7 BY repealing and reenacting, with amendments,
8 Article 2B - Alcoholic Beverages
9 Section 16-507(p)
10 Annotated Code of Maryland
11 (2001 Replacement Volume)

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

14 **Article 2B - Alcoholic Beverages**

15 16-507.

16 (p) (1) This subsection applies only in Kent County.

17 (2) Except as provided otherwise, THE BOARD OF LICENSE
18 COMMISSIONERS MAY IMPOSE THE FOLLOWING PENALTIES for a violation of any
19 provision of this article [the penalty is]:

20 (i) For the first offense:

- 21 1. Suspension of the license;
- 22 2. Closure of the place of business for 15 days; and
- 23 3. A fine [in the amount of \$100] NOT MORE THAN \$500;

24 (ii) For the second offense:

- 1 1. Suspension of the license;
- 2 2. Closure of the place of business for 30 days; and
- 3 3. A fine [in the amount of \$300] NOT MORE THAN \$1,000;

4 (iii) For the third or subsequent offense:

- 5 1. Suspension of the license;
- 6 2. Closure of the place of business for 90 days; and
- 7 3. A fine [in the amount of \$500] NOT MORE THAN \$2,000;

8 and

9 (iv) For a third offense that is the same as either of the 2 previous
10 offenses:

- 11 1. Revocation of the license;
- 12 2. Prohibition of licensure of the violator; and
- 13 3. Prohibition of licensure of the premises for a period of 1
14 year from the date of the revocation of the license.

15 (3) The Board of License Commissioners shall hear and determine a case
16 within 30 days from the date the violation is reported by an inspector or law
17 enforcement officer. The Board shall make a determination of the case within 15 days
18 after the conclusion of the hearing.

19 (4) An appeal from the Board's decision may not stay an order of the
20 Board to suspend a license or close a place of business.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 July 1, 2002.