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

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 12, 2002

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CHAPTER \_\_\_\_\_

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; modifying certain penalties relating to the  
6 closure or prohibition of licensure of a place of business for alcoholic beverages  
7 violations; and generally relating to penalties for alcoholic beverages violations  
8 in Kent County.

9 BY repealing and reenacting, with amendments,  
10 Article 2B - Alcoholic Beverages  
11 Section 16-507(p)  
12 Annotated Code of Maryland  
13 (2001 Replacement Volume)

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

16 **Article 2B - Alcoholic Beverages**

17 16-507.

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

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

- 1 (i) For the first offense:
- 2 1. Suspension of the license;
- 3 2. Closure of the place of business for NOT MORE THAN 15
- 4 days; and
- 5 3. A fine [in the amount of \$100] ~~NOT MORE THAN~~ NOT
- 6 EXCEEDING \$500;
- 7 (ii) For the second offense:
- 8 1. Suspension of the license;
- 9 2. Closure of the place of business for NOT MORE THAN 30
- 10 days; and
- 11 3. A fine [in the amount of \$300] ~~NOT MORE THAN~~ NOT
- 12 EXCEEDING \$1,000;
- 13 (iii) For the third or subsequent offense:
- 14 1. Suspension of the license;
- 15 2. Closure of the place of business for NOT MORE THAN 90
- 16 days; and
- 17 3. A fine [in the amount of \$500] ~~NOT MORE THAN~~ NOT
- 18 EXCEEDING \$2,000; and
- 19 (iv) For a third offense that is the same as either of the 2 previous
- 20 offenses:
- 21 1. Revocation of the license;
- 22 2. Prohibition of licensure of the violator; and
- 23 3. Prohibition of licensure of the premises for a period of NOT
- 24 MORE THAN 1 year from the date of the revocation of the license.

25 (3) The Board of License Commissioners shall hear and determine a case

26 within 30 days from the date the violation is reported by an inspector or law

27 enforcement officer. The Board shall make a determination of the case within 15 days

28 after the conclusion of the hearing.

29 (4) An appeal from the Board's decision may not stay an order of the

30 Board to suspend a license or close a place of business.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect

32 July 1, 2002.

