

# HOUSE BILL 1103

A1

71r2593

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By: **Delegate Love**

Introduced and read first time: February 14, 2007

Assigned to: Rules and Executive Nominations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Alcoholic Beverages – Alcohol Awareness Program – Classroom Attendance**

3 FOR the purpose of requiring classroom attendance for all instruction sessions and  
4 test taking in an initial training course of an alcoholic beverages program for  
5 certain alcoholic beverages license holders or their designated employees;  
6 requiring classroom attendance only for test taking in a certain retraining  
7 course; making certain stylistic corrections; and generally relating to the alcohol  
8 awareness program for holders of alcoholic beverages licenses and designated  
9 employees.

10 BY repealing and reenacting, without amendments,  
11 Article 2B – Alcoholic Beverages  
12 Section 13–101(a), (b), and (d)  
13 Annotated Code of Maryland  
14 (2005 Replacement Volume and 2006 Supplement)

15 BY repealing and reenacting, with amendments,  
16 Article 2B – Alcoholic Beverages  
17 Section 13–101(c)(1)  
18 Annotated Code of Maryland  
19 (2005 Replacement Volume and 2006 Supplement)

20 BY adding to  
21 Article 2B – Alcoholic Beverages  
22 Section 13–101(c–1)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland  
2 (2005 Replacement Volume and 2006 Supplement)

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

5 **Article 2B - Alcoholic Beverages**

6 13-101.

7 (a) In this section “alcohol awareness program” means a program:

8 (1) That:

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

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

12 (2) That includes instruction on how alcohol affects a person’s:

13 (i) Body; and

14 (ii) Behavior;

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

17 (4) That defines effective methods for:

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

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

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

22 (b) (1) The provisions of this section apply to:

23 (i) Licensed premises that are operated by selling alcoholic  
24 beverages directly to a customer from a bar or service bar on the premises;

25 (ii) Premises licensed for off sale;

1 (iii) In Montgomery County, a holder of a caterer's license issued  
2 under § 6-706.1 of this article; and

3 (iv) In Baltimore City, any bottle club, as defined in § 20-102(a)  
4 of this article.

5 (2) This section does not apply to:

6 (i) Temporary alcoholic beverages licenses issued under §  
7 7-101 of this article;

8 (ii) A Class E (on-sale) steamboat alcoholic beverages license;

9 (iii) A Class F (on-sale) railroad alcoholic beverages license; or

10 (iv) A Class G (on-sale) aircraft alcoholic beverages license.

11 (c) (1) (I) A holder of any class of retail alcoholic beverages license or  
12 an employee designated by the holder shall complete **AN INITIAL training COURSE** in  
13 an approved alcohol awareness program.

14 (II) The **INITIAL training COURSE** shall be valid for a period of  
15 4 years, and the holder shall complete **A retraining COURSE** in an approved program  
16 for each successive 4-year period.

17 **(C-1) ATTENDANCE IN A CLASSROOM IS REQUIRED:**

18 **(1) FOR EACH INSTRUCTION SESSION AND TEST TAKING IN AN**  
19 **INITIAL TRAINING COURSE; AND**

20 **(2) ONLY FOR TEST TAKING IN A RETRAINING COURSE.**

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

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

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

1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2   July 1, 2007.