

**SB0166/953729/1**

BY: Senator Zirkin

AMENDMENTS TO SENATE BILL 166  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “making” in line 3 down through “violation;” in line 9 and substitute “increasing the penalty for furnishing an alcoholic beverage for consumption to an individual under the age of 21 years under certain circumstances;”; in line 11, strike “with” and substitute “without”; in line 13, strike “and 10-119(a), (b), (f)(1), and (h)”; and after line 15, insert:

“BY repealing and reenacting, with amendments,

Article – Criminal Law

Section 10-119(h)

Annotated Code of Maryland

(2002 Replacement Volume and 2007 Supplement)”.

AMENDMENT NO. 2

On pages 1 through 4, strike in their entirety the lines beginning with line 19 on page 1 through line 2 on page 4, inclusive, and substitute:

“10–117.

(a) Except as provided in subsection (c) of this section, a person may not furnish an alcoholic beverage to an individual if:

(1) the person furnishing the alcoholic beverage knows that the individual is under the age of 21 years; and

(2) the alcoholic beverage is furnished for the purpose of consumption by the individual under the age of 21 years.

(Over)

(b) Except as provided in subsection (c) of this section, an adult may not knowingly and willfully allow an individual under the age of 21 years actually to possess or consume an alcoholic beverage at a residence, or within the curtilage of a residence that the adult owns or leases and in which the adult resides.

(c) (1) The prohibition set forth in subsection (a) of this section does not apply if the person furnishing the alcoholic beverage and the individual to whom the alcoholic beverage is furnished:

(i) are members of the same immediate family, and the alcoholic beverage is furnished and consumed in a private residence or within the curtilage of the residence; or

(ii) are participants in a religious ceremony.

(2) The prohibition set forth in subsection (b) of this section does not apply if the adult allowing the possession or consumption of the alcoholic beverage and the individual under the age of 21 years who possesses or consumes the alcoholic beverage:

(i) are members of the same immediate family, and the alcoholic beverage is possessed and consumed in a private residence, or within the curtilage of the residence, of the adult; or

(ii) are participants in a religious ceremony.

(h) (1) Except as provided in paragraph (2) of this subsection, if the District Court finds that a person has committed a Code violation, the court shall require the person to pay:

(i) a fine not exceeding \$500; or

(ii) if the violation is a subsequent violation, a fine not exceeding \$1,000.

(2) If the District Court finds that a person has committed a Code violation under § 10–117 of this subtitle, the court shall require the person to pay:

(i) a fine not exceeding [~~\$1,000~~] **\$2,500**; or

(ii) if the violation is a subsequent violation, a fine not exceeding [~~\$1,500~~] **\$5,000**.

(3) The Chief Judge of the District Court may not establish a schedule for the prepayment of fines.”.