

HOUSE BILL 143

A2

4r0489
CF SB 312

By: **Montgomery County Delegation**

Introduced and read first time: January 13, 2014

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 7, 2014

CHAPTER _____

1 AN ACT concerning

2 **Montgomery County – Alcoholic Beverages Sales – Prohibition on Use of**
3 **Self-Scanning Cash Registers**

4 **MC 6–14**

5 FOR the purpose of prohibiting a retail alcoholic beverages licensee in Montgomery
6 County from selling alcoholic beverages for consumption off the licensed
7 premises by means of a self-scanning cash register or a certain other automated
8 system that may be operated on a self-service basis by a customer; providing
9 certain penalties; and generally relating to the retail sale of alcoholic beverages
10 in Montgomery County.

11 BY adding to
12 Article 2B – Alcoholic Beverages
13 Section 12–216.1
14 Annotated Code of Maryland
15 (2011 Replacement Volume and 2013 Supplement)

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

18 **Article 2B – Alcoholic Beverages**

19 **12–216.1.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **(A) THIS SECTION APPLIES ONLY IN MONTGOMERY COUNTY.**

2 **(B) A RETAIL LICENSEE LICENSED UNDER THIS ARTICLE MAY NOT SELL**
3 **ALCOHOLIC BEVERAGES FOR CONSUMPTION OFF THE LICENSED PREMISES BY**
4 **MEANS OF A SELF-SCANNING CASH REGISTER OR OTHER AUTOMATED SYSTEM**
5 **THAT IS:**

6 **(1) CAPABLE OF RECOVERING STORED INFORMATION RELATED**
7 **TO THE SALE PRICE OF INDIVIDUAL RETAIL ITEMS; AND**

8 **(2) OPERATED ON A SELF-SERVICE BASIS BY A CUSTOMER.**

9 **(C) IF A RETAIL LICENSEE LICENSED UNDER THIS ARTICLE VIOLATES**
10 **THIS SECTION, THE LOCAL LICENSING BOARD MAY:**

11 **(1) FOR A FIRST OFFENSE, IMPOSE A FINE NOT EXCEEDING**
12 **\$1,000 ON THE LICENSEE;**

13 **(2) FOR A SECOND OFFENSE, IMPOSE A FINE NOT EXCEEDING**
14 **\$2,500 ON THE LICENSEE; AND**

15 **(3) FOR A THIRD OR SUBSEQUENT OFFENSE:**

16 **(I) IMPOSE A FINE NOT EXCEEDING \$2,500 ON THE**
17 **LICENSEE; OR**

18 **(II) SUSPEND OR REVOKE THE LICENSE OF THE LICENSEE.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 July 1, 2014.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.