

HOUSE BILL 868

A2

5lr2058

By: **Delegates Hayes, Carter, Lierman, McCray, B. Robinson, Rosenberg, and M. Washington**

Introduced and read first time: February 13, 2015

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Baltimore City – Alcoholic Beverages – Penalties for Sales to Underage Persons**

3 FOR the purpose of altering the maximum fine that the Baltimore City Board of License
4 Commissioners may impose for a first offense of selling alcoholic beverages to a
5 person under a certain age; and generally relating to penalties for sales of alcoholic
6 beverages to persons under a certain age in Baltimore City.

7 BY repealing and reenacting, without amendments,

8 Article 2B – Alcoholic Beverages

9 Section 12–108(a)(1)

10 Annotated Code of Maryland

11 (2011 Replacement Volume and 2014 Supplement)

12 BY repealing and reenacting, with amendments,

13 Article 2B – Alcoholic Beverages

14 Section 16–507(d)

15 Annotated Code of Maryland

16 (2011 Replacement Volume and 2014 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article 2B – Alcoholic Beverages**

20 12–108.

21 (a) (1) A licensee licensed under this article, or any employee of the licensee,
22 may not sell or furnish any alcoholic beverages at any time:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) To a person under 21 years of age for the underage person's own
2 use or for the use of any other person; or

3 (ii) To any person who, at the time of the sale, or delivery, is visibly
4 under the influence of any alcoholic beverage.

5 16-507.

6 (d) **(1)** For any violation that is cause for suspension under the alcoholic
7 beverage laws affecting Baltimore City, the Baltimore City Board of License
8 Commissioners may:

9 **[(1)] (I) [For] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
10 **SUBSECTION, FOR** a first offense, impose a fine of not more than \$500 or suspend the
11 license or both; or

12 **[(2)] (II)** For any subsequent offense, impose a fine of not more than
13 \$3,000 or suspend the license or both.

14 **(2) FOR A FIRST OFFENSE OF SELLING ALCOHOLIC BEVERAGES TO A**
15 **PERSON UNDER 21 YEARS OF AGE, THE BOARD MAY IMPOSE A FINE OF NOT MORE**
16 **THAN \$1,000 OR SUSPEND THE LICENSE OR BOTH.**

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2015.