

Chapter 68

(House Bill 411)

AN ACT concerning

Cecil County – Alcoholic Beverages – Alcohol Awareness Program

FOR the purpose of requiring a license holder in Cecil County to ensure that each individual employed in a supervisory capacity and each bartender at a licensed premises be certified by an approved alcohol awareness program; requiring at least one certified individual to be present on the licensed premises at all times when alcoholic beverages may be sold; providing that, if a certain time period has elapsed since a certain violation, a certain subsequent violation will be considered a first offense for a certain purpose; establishing certain penalties; and generally relating to holders of alcoholic beverages licenses in Cecil County.

BY repealing and reenacting, without amendments,
Article – Alcoholic Beverages
Section 17–102
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,
Article – Alcoholic Beverages
Section 17–1901 and 17–2802
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

BY adding to
Article – Alcoholic Beverages
Section 17–1903
Annotated Code of Maryland
(2016 Volume and 2017 Supplement)

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

Article – Alcoholic Beverages

17–102.

This title applies only in Cecil County.

17–1901.

(a) The following sections of Title 4, Subtitle 5 (“Conduct of Local License

Holders”) of Division I of this article apply in the county without exception or variation:

- (1) § 4–502 (“Storage of alcoholic beverages”);
- (2) § 4–503 (“Solicitations and sales outside of licensed premises”);
- [(3) § 4–505 (“Alcohol awareness program”);]
- [(4)] (3) § 4–506 (“Evidence of purchaser’s age”);
- [(5)] (4) § 4–507 (“Retail delivery of alcoholic beverages”); and
- [(6)] (5) § 4–508 (“Display of license”).

(b) [Section 4–504 (“Employment of underage individuals”) of Division I of this article applies in the county, subject to § 17–1902 of this subtitle.] **THE FOLLOWING SECTIONS OF TITLE 4, SUBTITLE 5 (“CONDUCT OF LOCAL LICENSE HOLDERS”) OF DIVISION I OF THIS ARTICLE APPLY IN THE COUNTY:**

(1) § 4–504 (“EMPLOYMENT OF UNDERAGE INDIVIDUALS”), SUBJECT TO § 17–1902 OF THIS SUBTITLE; AND

(2) § 4–505 (“ALCOHOL AWARENESS PROGRAM”), SUBJECT TO § 17–1903 OF THIS SUBTITLE.

17–1903.

(A) A LICENSE HOLDER SHALL ENSURE THAT:

(1) EACH EMPLOYEE IN A SUPERVISORY CAPACITY AND EACH BARTENDER BE CERTIFIED BY AN APPROVED ALCOHOL AWARENESS PROGRAM; AND

(2) AT LEAST ONE CERTIFIED INDIVIDUAL BE PRESENT ON THE LICENSED PREMISES DURING THE HOURS IN WHICH ALCOHOLIC BEVERAGES MAY BE SOLD.

(B) A LICENSE HOLDER WHO VIOLATES THIS SECTION IS SUBJECT TO:

(1) FOR A FIRST OFFENSE, A \$100 FINE; AND

(2) FOR EACH SUBSEQUENT OFFENSE, A FINE NOT EXCEEDING \$500 OR SUSPENSION OR REVOCATION OF THE LICENSE OR BOTH.

17-2802.

(a) The Board may impose a fine not exceeding \$1,000 or suspend a license for a violation of this title.

(b) Fines collected under this section shall be paid into the general fund of the county.

(c) IF A PERIOD OF AT LEAST 5 YEARS HAS ELAPSED SINCE A VIOLATION OF THIS TITLE, A SUBSEQUENT VIOLATION SHALL BE CONSIDERED A FIRST OFFENSE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2018.

Approved by the Governor, April 10, 2018.