

SENATE BILL 1057

A2

8lr0872
CF HB 411

By: **Cecil County Senators**

Introduced and read first time: February 5, 2018

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Cecil County – Alcoholic Beverages – Alcohol Awareness Program**

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

11 BY repealing and reenacting, without amendments,
12 Article – Alcoholic Beverages
13 Section 17–102
14 Annotated Code of Maryland
15 (2016 Volume and 2017 Supplement)

16 BY repealing and reenacting, with amendments,
17 Article – Alcoholic Beverages
18 Section 17–1901
19 Annotated Code of Maryland
20 (2016 Volume and 2017 Supplement)

21 BY adding to
22 Article – Alcoholic Beverages
23 Section 17–1903
24 Annotated Code of Maryland
25 (2016 Volume and 2017 Supplement)

26 BY repealing and reenacting, with amendments,
27 Article – Alcoholic Beverages

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Section 17–2802
2 Annotated Code of Maryland
3 (2016 Volume and 2017 Supplement)

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

6 **Article – Alcoholic Beverages**

7 17–102.

8 This title applies only in Cecil County.

9 17–1901.

10 (a) The following sections of Title 4, Subtitle 5 (“Conduct of Local License
11 Holders”) of Division I of this article apply in the county without exception or variation:

12 (1) § 4–502 (“Storage of alcoholic beverages”);

13 (2) § 4–503 (“Solicitations and sales outside of licensed premises”);

14 [(3) § 4–505 (“Alcohol awareness program”);]

15 [(4)] (3) § 4–506 (“Evidence of purchaser’s age”);

16 [(5)] (4) § 4–507 (“Retail delivery of alcoholic beverages”); and

17 [(6)] (5) § 4–508 (“Display of license”).

18 [(b) Section 4–504 (“Employment of underage individuals”) of Division I of this
19 article applies in the county, subject to § 17–1902 of this subtitle.]

20 **(B) THE FOLLOWING SECTIONS OF TITLE 4, SUBTITLE 5 (“CONDUCT OF
21 LOCAL LICENSE HOLDERS”) OF DIVISION I OF THIS ARTICLE APPLY IN THE
22 COUNTY:**

23 **(1) § 4–504 (“EMPLOYMENT OF UNDERAGE INDIVIDUALS”), SUBJECT
24 TO § 17–1902 OF THIS SUBTITLE; AND**

25 **(2) § 4–505 (“ALCOHOL AWARENESS PROGRAM”), SUBJECT TO §
26 17–1903 OF THIS SUBTITLE.**

27 **17–1903.**

1 **(A) A LICENSE HOLDER SHALL ENSURE THAT:**

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

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

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

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

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

11 17-2802.

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

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

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

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
19 1, 2018.