

warrant shall be issued for violations of this subtitle nor shall t] The person charged hereunder *shall not* be required to post bail bond pending trial in any court of this State. Any person violating any of the provisions of this subsection shall be guilty of a misdemeanor and upon conviction thereof, shall suffer the penalties provided by § 200 of this article; provided, however, that any person charged with selling or furnishing any alcoholic beverages to a minor under twenty-one years of age shall not be found guilty of a violation of this subsection, if such person establishes to the satisfaction of the jury or the court sitting as a jury, that he used due caution to establish that such minor under twenty-one years of age was not, in fact, a minor under twenty-one years of age. If any person shall be found not guilty, or placed on probation without a verdict, of any alleged violation of this subsection, such finding shall operate as a complete bar to any proceeding by any alcoholic beverage law enforcement or licensing authorities on account of such alleged violation, provided that the person inducing the sale in question shall have been found guilty by a court [or trial magistrate] under one of the sections of Article 27 of the Annotated Code of Maryland numbered 400 to 403, both inclusive.

(a-1) Worcester County.—No licensee under the provisions of this article, or any of his employees, in Worcester County, shall sell or furnish any alcoholic beverages at any time to a minor under twenty-one years of age, either for his own use or for the use of any other person, or to any person who at the time of such sale, or delivery, is visibly under the influence of alcoholic beverages. Any licensee or employee of a licensee who is to be charged with a violation of this offense may be proceeded against in Worcester County either upon a warrant [duly issued by a trial magistrate for Worcester County] or by an indictment duly returned by the grand jury of said county. Any person violating any of the provisions of this subsection shall be guilty of a misdemeanor and, upon the conviction thereof, shall suffer the penalties provided by § 200 of this article. However, any person charged with selling or furnishing alcoholic beverages to a minor under twenty-one years of age shall not be found guilty of a violation of this subsection if such person establishes to the satisfaction of the jury or court sitting as a jury that he used due caution to establish that such minor under twenty-one years of age was not, in fact, a minor under twenty-one years of age. If any licensee shall be found not guilty, or placed on probation without a verdict, of any alleged violation of this subsection, such finding shall operate as a complete bar to any proceeding by any alcoholic beverage law enforcement or licensing authorities on account of such violation. This subsection shall apply solely to Worcester County and shall stand in place and stead of subsection 118 (a) of this article as said subsection applies generally to the counties of this State.

(c) Possession by minors—Talbot and Howard counties.—In Talbot and Howard counties, it shall be unlawful for any minor under the age of twenty-one years to possess or have upon his person any alcoholic beverages. The word minor shall apply to every person under twenty-one years of age, except to bona fide employees in the course of their employment and whose employment is not prohibited by this article. Any minor having such alcoholic beverages in his possession as aforesaid shall upon conviction be deemed guilty of a misdemeanor and shall be fined not more than fifty dollars (\$50.00).