

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 any alcoholic beverage. 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, except [in Montgomery and Prince George's counties where] THAT the age shall be eighteen years for beer and light wine, shall not be found guilty of a violation of this subsection, if such person established 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, or eighteen years of age [in Montgomery and Prince George's counties] where beer or light wine is sold or furnished, was not, in fact a minor under twenty-one, or eighteen years of age [in Montgomery and Prince George's counties] where beer or light wine is sold or furnished. 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 under one of the sections of Article 27 of the Annotated Code of Maryland numbered 400 to 403, both inclusive.

(a-1) No licensee under the provisions of this article, or any of his employees, in Worcester County, shall sell or furnish any alcoholic beverages OTHER THAN BEER OR LIGHT WINE at any time to a minor under twenty-one years of age, OR BEER AND LIGHT WINE TO ANY PERSON UNDER EIGHTEEN 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 charging document duly issued by the District Court 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] AN UNDERAGED PERSON shall not be found guilty of a violation of this subsection if such person establishes to the satisfaction