

under [twenty-one years of age] 21, except that the age [shall be eighteen years] IS 18 for beer and light wine, either for his own use or for the use of any other person, or to any person who, at the time of [such] THE sale, or delivery, is visibly under the influence of any alcoholic beverage. ANY LICENSEE OR ANY OF HIS EMPLOYEES WHO IS CHARGED WITH A VIOLATION OF THIS SUBSECTION SHALL RECEIVE A SUMMONS FOR HIS APPEARANCE IN COURT ON A CERTAIN DAY TO ANSWER THE CHARGES PLACED AGAINST HIM. The person charged [hereunder shall] MAY 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] IS guilty of a misdemeanor and upon conviction [thereof], [shall suffer] SUFFERS the penalties provided by § 200 of this article[; provided, however, that]. HOWEVER, any person charged with selling or furnishing any alcoholic beverages to a minor under [twenty-one years of age] 21, except that the age [shall be eighteen years] IS 18 for beer and light wine, [shall] MAY not be found guilty of a violation of this subsection, if [such] THE person [established] ESTABLISHES to the satisfaction of the jury or the court sitting as a jury, that he used due caution to establish that [such] THE minor under [twenty-one] 21, or [eighteen years of age] 18 where beer or light wine is sold or furnished, was not, in fact a minor under [twenty-one years of age] 21 if a nonresident of the State, or [eighteen years of age] 18 where beer or light wine is sold or furnished, if a nonresident of the State. If, in either case, the person is a resident of the State of Maryland, the licensee may accept, as proof of the person's age, the display of the person's age of majority identification card as provided for in § 6-602 of Article 66 1/2. If any person shall be found not guilty, or placed on probation without a verdict, of any alleged violation of this subsection, [such] THIS finding [shall operate] OPERATES as a complete bar to any proceeding by any alcoholic beverage law-enforcement or licensing authorities on account of [such] THE alleged violation, provided that the person inducing the sale in question [shall have] HAS 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.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1976.

Approved May 17, 1976.