

Carroll County - Alcoholic Beverages
(Sales to Minors and Intoxicated Persons)

FOR the purpose of providing that a licensee in Carroll County must follow a certain standard or procedure to establish that a person buying alcoholic beverages is of age under the provisions of this article in order to avoid responsibility for selling alcoholic beverages to certain minors.

BY repealing and reenacting, without amendments,

Article 2B - Alcoholic Beverages
Section 118(a)
Annotated Code of Maryland
(1976 Replacement Volume and 1978 Supplement)

BY repealing and reenacting, with amendments,

Article 2B - Alcoholic Beverages
Section 118(b)
Annotated Code of Maryland
(1976 Replacement Volume and 1978 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That section(s) of the Annotated Code of Maryland be repealed, amended, or enacted to read as follows:

Article 2B - Alcoholic Beverages

118.

(a) A licensee under the provisions of this article, or any of his employees, may not sell or furnish any alcoholic beverages at any time to a minor under 21, except that the age 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 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 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 is guilty of a misdemeanor and upon conviction, suffers the penalties provided by § 200 of this article. However, any person charged with selling or furnishing any alcoholic beverages to a minor under 21, except that the age is 18 for beer and light wine, may not be found guilty of a violation of this subsection, if the person establishes to the satisfaction of the jury or the court sitting as a jury, that he used due caution to establish that the minor under 21, or 18 where beer or light wine is sold or furnished, was not, in fact a