

any person under { 18 } 19 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 the sale, or delivery, is visibly under the influence of alcoholic beverages.

(2) Any licensee or employee of a licensee who is 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 that county. Any person violating any of the provisions of this subsection is guilty of a misdemeanor and, upon conviction shall suffer the penalties provided by § 200 of this article. However, any person charged with selling or furnishing alcoholic beverages to an underaged person may not be found guilty of a violation of this subsection if the person establishes to the satisfaction of the jury or court sitting as a jury that he used due caution to establish that the person was not, in fact, underaged. This subsection applies solely to Worcester County and stands in place and stead of subsection 118 (a) of this article as the subsection applies generally to the counties of this State.

(b) Provided, however, that in Somerset, Talbot, and Wicomico counties, { no } A licensee under the provisions of this article, or any of his employees, { shall } MAY NOT sell or furnish any alcoholic beverages other than beer and light wine at any time to a minor under 21 years of age, or beer and light wine to any person under { 18 } 19, 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 any alcoholic beverage. It is hereby expressed to be the legislative intent that the provisions of subsection (a) of this section { shall } DO not apply to Somerset, Talbot, and Wicomico counties and the law in these { above mentioned } counties { shall } REMAINS in the same force and effect as if not amended by this section.

(c) (1) In Talbot and Howard counties, it { shall } be { IS } unlawful for any minor under the age of { twenty one } 21 years to possess or have { upon } ON his person any alcoholic beverages other than beer and light wine { and } for any person under { eighteen } 19 years to possess or have { upon } ON his person any beer or light wine. The provisions of this subsection { shall } DO not apply to bona fide employees in the course of their employment and whose employment is not prohibited by this article.

(2) Any person illegally having { such } alcoholic beverages in his possession { as } aforesaid shall upon conviction { be deemed } IS guilty of a misdemeanor and shall be fined not more than { fifty dollars } { \$50.00 } \$50.

(d) (1) In Kent County, it { shall } be { IS } unlawful for any person under the age of { twenty one } 21 years to possess