

(1) The person furnishing the beverage knows that the person is under 21 years of age; and

(2) The alcoholic beverage is furnished for the purpose of consumption by the person under 21 years of age.

(b) [The prohibition in subsection (a) of this section does not apply if the individual furnishing the alcoholic beverage and the individual to whom the beverage is served:] EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, AN ADULT MAY NOT KNOWINGLY AND WILLFULLY ALLOW AN INDIVIDUAL UNDER 21 YEARS OF AGE TO ACTUALLY POSSESS OR CONSUME AN ALCOHOLIC BEVERAGE AT THE RESIDENCE, OR WITHIN THE CURTILAGE OF THE RESIDENCE, THAT:

(1) THE ADULT OWNS AND IN WHICH THE ADULT RESIDES; OR

(2) THE ADULT LEASES AS A TENANT AND IN WHICH THE ADULT RESIDES.

(C) (1) THE PROHIBITION SET FORTH IN SUBSECTION (A) OF THIS SECTION DOES NOT APPLY IF THE PERSON FURNISHING THE ALCOHOLIC BEVERAGE AND THE PERSON TO WHOM THE ALCOHOLIC BEVERAGE IS SERVED:

[(1)](I) Are members of the same immediate family, and the beverage is furnished and consumed in a private residence OR WITHIN THE CURTILAGE OF THE RESIDENCE; or

[(2)](II) Are participants in a religious ceremony.

(2) THE PROHIBITION SET FORTH IN SUBSECTION (B) OF THIS SECTION DOES NOT APPLY IF THE ADULT ALLOWING THE POSSESSION OR CONSUMPTION OF THE ALCOHOLIC BEVERAGE AND THE INDIVIDUAL UNDER THE AGE OF 21 YEARS WHO POSSESSES OR CONSUMES THE ALCOHOLIC BEVERAGE:

(I) ARE MEMBERS OF THE SAME IMMEDIATE FAMILY, AND THE BEVERAGE IS POSSESSED AND CONSUMED IN A PRIVATE RESIDENCE, OR WITHIN THE CURTILAGE OF THE RESIDENCE, OF THE ADULT; OR

(II) ARE PARTICIPANTS IN A RELIGIOUS CEREMONY.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1996.

May 23, 1996

The Honorable Thomas V. Mike Miller, Jr.  
President of the Senate  
State House  
Annapolis MD 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed Senate Bill 349.