

**CHAPTER 712**

**(House Bill 785)**

AN ACT concerning

**Garrett County - Alcoholic Beverages - Sales to Minors and Intoxicated Persons**

FOR the purpose of specifying that in Garrett County the granting of probation before judgment to a licensee or an employee of the licensee for violating the law against selling alcoholic beverages to a minor or intoxicated person does not bar the Board of License Commissioners from proceeding administratively against the licensee for the violation; requiring the Board of License Commissioners to adopt certain procedures governing certain administrative proceedings; and generally relating to the sale of alcoholic beverages to minors or intoxicated persons in Garrett County.

BY repealing and reenacting, without amendments,  
Article 2B - Alcoholic Beverages  
Section 12-108(a)  
Annotated Code of Maryland  
(1996 Replacement Volume and 1997 Supplement)

BY repealing and reenacting, with amendments,  
Article 2B - Alcoholic Beverages  
Section 12-108(f)  
Annotated Code of Maryland  
(1996 Replacement Volume and 1997 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article 2B - Alcoholic Beverages**

12-108.

(a) (1) A licensee licensed under this article, or any employee of the licensee, may not sell or furnish any alcoholic beverages at any time to a person under 21 years of age:

(i) For the underage person's own use or for the use of any other person; or

(ii) To any person who, at the time of the sale, or delivery, is visibly under the influence of any alcoholic beverage.

(2) Any licensee or any employee of the licensee who is charged with a violation of this subsection shall receive a summons to appear in court on a certain