

1 IN THE HOUSE

BY MR. TAYLOR

2 HOUSE BILL NO. 32

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act changing the legal minimum age for  
7 the purchase or consumption of alcoholic  
8 beverages."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 \* Section 1. AS 04.15.020(a) is amended to read:

11 (a) SALE TO MINORS OR INTOXICATED PERSONS. It is unlaw-  
12 ful to give, barter or sell any intoxicating liquors, includ-  
13 ing beer and wine, to a person under the age of 19 [21] years  
14 or to an intoxicated person, and it is unlawful for a licen-  
15 see to permit the giving, selling, bartering or drinking of  
16 any intoxicating liquor within the premises covered by a li-  
17 cense to or by either of the forbidden classes, nor shall the  
18 licensee permit the drinking of hard or distilled liquors by  
19 any person upon the premises covered by his license, unless  
20 it is permitted under the classification of his license.

21 Sec. 04.15.020(d) is amended to read:

22 (d) PRESENCE OF MINORS ON PREMISES. It is unlawful to  
23 permit a person under the age of 19 [21] years to enter  
24 licensed premises unless the minor is accompanied by his  
25 parent, guardian or spouse who has attained the age of 19 [21]  
26 years.

27 \* Sec. 2. AS 04.15.060 is amended to read:

28 Sec. 04.15.060. PURCHASE BY MINORS. (a) It is unlawful  
29 for a person under the age of 19 [21] years to solicit the

1 the purchase of or in any other way to attempt to purchase or  
2 otherwise secure any intoxicating liquor. A person violating  
3 the provisions of this section is guilty of a misdemeanor,  
4 and upon conviction is punishable as provided in sec. 100 of  
5 this chapter.

6 (b) A person who influences or attempts to influence the  
7 sale, giving or serving of intoxicating liquor to a person  
8 under 19 [21] years of age, by misrepresenting the age of that  
9 person, or who orders, requests, receives, or procures intoxi-  
10 cating liquor from a licensee, employee, or other person, for  
11 the purpose of selling, giving, or serving it to a person  
12 under 19 [21] years of age, is guilty of a misdemeanor.

13 (c) A person under the age of 19 [21] years who enters a  
14 licensed premises where intoxicating liquor is sold and who  
15 offers or presents to a licensee or his employee a fraudulent  
16 or false certificate of birth or other written evidence of  
17 age, which is not actually his or her own, or who otherwise  
18 misrepresents his or her age, for the purpose of inducing the  
19 the licensee or his employee to sell, give, serve, or furnish  
20 intoxicating liquor contrary to law, is guilty of a misdemean-  
21 or.

22 (d) A licensee or his employee who questions, or has  
23 reason to question, whether a person entering upon licensed  
24 premises, or ordering, purchasing, attempting to purchase or  
25 otherwise procuring or attempting to procure the serving or  
26 delivery of intoxicating liquor, has attained the age of 19  
27 [21] years, shall require that person to sign a statement that  
28 he is over the age of 19 [21] years. This statement shall be  
29 made upon a form prepared by and furnished to the licensee by

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the board. If a licensee, or his employee, in good faith, secures the signed statement he shall not be subject to criminal prosecution for violation of the provisions of subsections (b) and (c) of this section.

(e) A licensee, or his employee, who allows to remain upon licensed premises where intoxicating liquor is sold, a person under the age of 19 [21] years not in the company of his parent or legal guardian or spouse who has attained the age of 19 [21] years, or sells, gives or serves intoxicating liquor to a person under the age of 19 [21] years without having procured the signature of the person upon a statement as provided in this section, or who knowingly sells, gives, or serves intoxicating liquor to or allows the person to remain on licensed premises where intoxicating liquor is sold, is guilty of a misdemeanor.

\* Sec. 3. AS 04.15.080(a) is amended to read:

(a) A person or firm, company, corporation, or an employee thereof who sells, barter, gives or delivers to a person under the age of 19 [21] years, any intoxicating liquor is guilty of a misdemeanor, and upon conviction is punishable by imprisonment of not more than one year, or by a fine of not more than \$500, or by both.