

Introduced: 2/19/68
Referred: Judiciary

1 IN THE SENATE

BY PALMER AND HAMMOND

2 SENATE BILL NO. 331

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the purchase of intoxicating
7 liquor."

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

9 * Section 1. AS 04.15 is amended by adding new sections to read:

10 Sec. 04.15.061. IDENTIFICATION CARDS. (a) A person 21 years of
11 age and under 26 years of age who is a resident of the state may make
12 application to the board for an identification card to establish his
13 age in purchasing intoxicating liquor. Written application shall be
14 made upon a form prescribed by the board, including information as to
15 the name, residence and age of the applicant and other pertinent infor-
16 mation that the board may require. The application shall be accom-
17 panied by a photograph of the applicant taken within one year before
18 the date of application. If the board is satisfied that the applicant
19 is a qualified person to obtain an identification card and the
20 photograph meets the requirements of the board, it shall issue the
21 identification card. An identification card shall carry an individual
22 serial number and an expiration date identical with the 26th birthday
23 of the applicant.

24 (b) The identification card shall be in a form prescribed by the
25 board and shall include the name, residence and age of the applicant
26 and shall bear his picture. The card shall be countersigned with the
27 signature of the applicant and may contain other information that the
28 board may require to identify the holder. The back of the identifica-
29 tion card shall bear the statement that it is unlawful for a person

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under 21 years of age to purchase, attempt to purchase or otherwise se-
cure intoxicating liquor, or to falsely represent his age to obtain
intoxicating liquor and that it is unlawful for a person not entitled
to it to have a card issued to him, or for a person to have loaned
to him or for a person to permit another person to use his card to
procure intoxicating liquor.

(c) The identification card shall be made of such material that
the information on it cannot be altered and shall be encased in
laminated plastic or other similar material.

Sec. 04.15.162. STATEMENT OF AGE OR IDENTIFICATION CARD REQUIRED.

(a) A licensee under AS 04.10, before selling or serving intoxicating
liquor to a person about whom there is any reasonable doubt of his
having reached 21 years of age, shall require the person to produce
his identification card issued under sec. 61 of this chapter. If the
person has no identification card, the licensee shall require the person
to make a written statement of age and furnish evidence of his true
age and identity.

(b) The written statement of age shall be on a form furnished by
the board, including but not limited to the following information:

Date _____

I am 21 years of age or over.

(Signature)

Evidence in support of age and identity:

Driver's License No. _____

Military Record No. _____

Other _____

(Fill in license or card number of any two or more of above.)

1 (c) If a licensee, in good faith, secures an identification card
2 or the signed statement he shall not be subject to criminal prosecu-
3 tion for sale or service of intoxicating liquor to a minor.

4 Sec. 04.15.063. FALSE STATEMENT OF AGE AND STATEMENT OF AGE AS
5 DEFENSE. (a) No person may make a written statement of age that is
6 false in whole or in part or in any way misrepresent his age for the
7 purpose of inducing a licensee to sell, give, serve, or furnish
8 intoxicating liquor.

9 (b) A written statement of age, and the cards and other documents
10 which were exhibited to the licensee at the time the statement was
11 made, the numbers of identification of which are entered in writing
12 on the statement, may be offered as evidence in the defense of any
13 administrative or criminal prosecution for sale or service of intoxi-
14 cating liquor to a person not having reached 21 years of age.

15 Sec. 04.15.064. FALSE INFORMATION ON APPLICATION AND MISUSE OF
16 CARD PROHIBITED. (a) No person may give false information or make
17 false statements in an application under sec. 61 of the chapter for
18 an identification card.

19 (b) No person may loan to another person or permit use by another
20 person of the identification card issued to him or use the identifica-
21 tion card issued to another person.

22 (c) No person under 21 years of age may have in his possession
23 with the intention of using the card for the purpose for which it is
24 issued an identification card issued to another person.

25 Sec. 04.15.065. USE OF CARD. Except as provided in sec. 62 of
26 this chapter, a person 21 years of age and under 26 years of age shall
27 submit the identification card issued to him under sec. 61 of this
28 chapter whenever he purchases intoxicating liquor.

29 Sec. 04.15.066. REVOCATION OF CARD. (a) The board shall have

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the power to revoke the identification card of a person if the card is used by himself or by some other person in the furtherance of an act in violation of the laws of the state or if the identification card is found in the possession of a person who has the intention of using the card for the purpose for which it is issued, who is under 21 years of age and to whom it was not issued by the board.

(b) An agent or employee of the board or a peace officer of the state, as an incident of arrest or of taking into custody of a juvenile, where either results from misuse of the identification card, may seize the card pending official action by the board.

* Sec. 2. AS 04.15.060(c) and (d) are repealed.