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Referred: State Affairs and
Judiciary

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1 IN THE HOUSE

2 HOUSE BILL NO. 421

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to open containers of alcoholic
7 beverages in motor vehicles."

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

9 * Section 1. AS 28.35 is amended by adding a new section to read:

10 Sec. 28.35.029. OPEN CONTAINER. (a) A person may not operate a
11 motor vehicle when there is an open bottle, can or other receptacle
12 containing an alcoholic beverage in the passenger compartment of the
13 vehicle.

14 (b) In this section,

15 (1) "motor vehicle" means a vehicle for which a driver's
16 license is required;

17 (2) "open" includes having a broken seal;

18 (3) "passenger compartment" means the area of a motor
19 vehicle normally occupied by the driver and passengers and includes a
20 utility or glove compartment accessible to the driver or a passenger
21 while the vehicle is being operated.

22 (c) A person who violates (a) of this section is guilty of an
23 infraction.