

Introduced: 1/14/85
Referred: State Affairs and
Judiciary

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1 IN THE HOUSE

2 HOUSE BILL NO. 3

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH 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 article 2
10 to read:

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

15 (b) In this section

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

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

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

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