

CS FOR HOUSE BILL NO. 436 (L&C)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered: 4/3/92

Referred: Judiciary, Finance

Sponsor(s): REPRESENTATIVES C.DAVIS, Koponen, Taylor, B.Davis, Leman, Lincoln

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to a person under age 21 soliciting another person to purchase alcohol
2 and to the penalty for providing alcoholic beverages to a person under the age of 21;
3 and providing for an effective date."

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 * **Section 1.** AS 04.16.020 is amended by adding a new subsection to read:

6 (c) A person under the age of 21 years may not solicit another person to purchase
7 alcoholic beverages.

8 * **Sec. 2.** AS 04.16.051 is amended by adding a new subsection to read:

9 (d) A person acting with criminal negligence who violates this section a second or
10 subsequent time is guilty of a class C felony.

11 * **Sec. 3.** AS 04.16.180(a) is amended to read:

12 (a) Except as provided in AS 04.11.015, AS 04.16.051, 04.16.200 - 04.16.210
13 [AS 04.16.200 - 04.16.210], and AS 04.21.065, a person who violates a provision of this title or
14 a regulation adopted by the board is guilty, upon conviction, of a class A misdemeanor. Each

1 violation is a separate offense.

2 * Sec. 4. AS 04.21.065(a) is amended to read:

3 (a) A holder of one of the following types of licenses or permits shall post on the
4 licensed or designated premises ~~the~~ [A] warning [SIGN OR] signs as described in (b) of this
5 section:

6 (1) beverage dispensary license;

7 (2) restaurant or eating place license;

8 (3) club license;

9 (4) brewery license; this paragraph applies only to a brewery that permits a person
10 to sample portions of the brewery's product;

11 (5) package store license;

12 (6) common carrier dispensary license;

13 (7) recreational site license;

14 (8) community liquor license;

15 (9) pub license;

16 (10) winery license; this paragraph applies only to a winery that permits a person
17 to sample portions of the winery's product;

18 (11) caterer's permit;

19 (12) special events permit;

20 (13) conditional contractor's permit;

21 (14) another license or permit issued by the board authorizing consumption of
22 alcoholic beverages.

23 * Sec. 5. AS 04.21.065(b) is amended to read:

24 (b) The [A] warning signs [SIGN] required by (a) of this section must be two separate
25 signs; each sign must be at least 11 inches by 14 inches and the lettering must be at least
26 one-half inch high and in contrasting colors. The first sign must read, [IN LETTERING AT
27 LEAST ONE-HALF INCH HIGH AND IN CONTRASTING COLORS,] "WARNING: Drinking
28 alcoholic beverages such as beer, wine, wine coolers, and distilled spirits or smoking cigarettes
29 during pregnancy can cause birth defects." The second sign must read, "WARNING: A
30 person who provides alcoholic beverages to a person under 21 years of age, if convicted
31 under AS 04.16.051, could be imprisoned for up to a year and fined up to \$5,000." The

- 1 license or permit holder shall display the signs in a manner that would make them conspicuous
- 2 to a person who will be purchasing or consuming alcoholic beverages or smoking cigarettes on
- 3 the licensed or designated premises.
- 4 * Sec. 6. This Act takes effect July 1, 1992.