

1 ~~HB~~ BILL NO. ~~81~~
2 INTRODUCED BY Sully (by Request of Juvenile Office)
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REPEAL SECTION
5 94-5-610, R.C.M. 1947, UNLAWFUL POSSESSION OF INTOXICATING
6 SUBSTANCE BY CHILDREN."
7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
9 Section 1. Repealer. Section 94-5-610, R.C.M. 1947, is
10 repealed.

-End-

INTRODUCED BILL

HBB1

Approved by Committee
on Public Health, Welfare
& Safety

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HB BILL NO. 81
INTRODUCED BY Scully (By Request of Juvenile Division)

A BILL FOR AN ACT ENTITLED: "AN ACT TO REPEAL SECTION
94-5-610, R.C.M. 1947, UNLAWFUL POSSESSION OF INTOXICATING
SUBSTANCE BY CHILDREN."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Repealer. Section 94-5-610, R.C.M. 1947, is
repealed.

-End-

1 HOUSE BILL NO. 81
 2 INTRODUCED BY SCULLY (BY REQUEST OF JUVENILE OFFICER)
 3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REPEAL AMEND SECTION
 5 94-5-610, R.C.M. 1947, UNLAWFUL POSSESSION OF INTOXICATING
 6 SUBSTANCE BY CHILDREN AND TO PROVIDE FOR TREATMENT AND
 7 PUNISHMENT AS PROVIDED IN THE YOUTH COURT ACT."

8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 ~~Section 94-5-610, R.C.M. 1947, is repeated.~~
 11 ~~Section 94-5-610, R.C.M. 1947, is repeated.~~

12 SECTION 1. SECTION 94-5-610, R.C.M. 1947, IS AMENDED
 13 TO READ AS FOLLOWS:

14 "94-5-610. Unlawful possession of intoxicating
 15 substance by children. (1) A person who has not reached the
 16 age of majority commits the offense of possession of
 17 intoxicating substance if he knowingly has in his possession
 18 an intoxicating substance, except a person who has not
 19 reached the age of majority does not commit the offense of
 20 possession of an intoxicating substance when in the course
 21 of his employment, he bags, carries or transports beer for
 22 customers at a grocery store.

23 (2) ~~A person convicted of the offense of possessing an~~
 24 ~~intoxicating substance shall be fined not to exceed fifty~~
 25 ~~dollars (\$50) or be imprisoned in the county jail for any~~

1 ~~term not to exceed ten (10) days or both. A PERSON CHARGED~~
 2 ~~WITH THE OFFENSE OF POSSESSION OF AN INTOXICATING SUBSTANCE~~
 3 ~~SHALL BE TREATED AS AN ALLEGED YOUTH IN NEED OF SUPERVISION~~
 4 ~~AS DEFINED IN 10-1203(10). A PERSON CONVICTED OF THE OFFENSE~~
 5 ~~OF POSSESSION OF AN INTOXICATING SUBSTANCE SHALL BE PUNISHED~~
 6 ~~UNDER 10-1222."~~

-End-

THIRD READING
Second Printing