

SB 283 INTRODUCED BY BECK
ALLOW ORDINANCE PROHIBITING UNDERAGE PERSONS ON
PREMISES WHERE ALCOHOLIC BEVERAGES ARE SOLD
AND CONSUMED

2/04 INTRODUCED
2/04 REFERRED TO LOCAL GOVERNMENT
2/12 HEARING
2/17 TABLED IN COMMITTEE

1 *Senate* BILL NO. *283*
2 INTRODUCED BY *Beck*

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING
5 INCORPORATED CITIES AND TOWNS TO ENACT ORDINANCES
6 PROHIBITING THE PRESENCE OF UNDERAGE PERSONS ON PREMISES
7 WHERE ALCOHOLIC BEVERAGES ARE SOLD AND CONSUMED; AND
8 AMENDING SECTION 16-6-305, MCA."

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

11 Section 1. Section 16-6-305, MCA, is amended to read:

12 "16-6-305. Age limit for sale of alcoholic beverages
13 -- local enforcement. (1) Except in the case of an alcoholic
14 beverage given to a person under 19 years of age by his
15 parent or guardian for beverage or medicinal purposes or
16 administered to him by his physician or dentist for
17 medicinal purposes or sold to him by a vendor or druggist
18 upon the prescription of a physician, no person shall sell,
19 give, or otherwise supply an alcoholic beverage to any
20 person under 19 years of age or permit any person under that
21 age to consume an alcoholic beverage.

22 (2) Any person shall be guilty of a misdemeanor who:

23 (a) invites a person under the age of 19 years into a
24 public place where an alcoholic beverage is sold and treats,
25 gives, or purchases an alcoholic beverage for such person;

1 (b) permits such person in a public place where an
2 alcoholic beverage is sold to treat, give, or purchase
3 liquor for him; or

4 (c) holds out such person to be 19 years of age or
5 older to the owner of the establishment or his or her
6 employee or employees.

7 (3) It is unlawful for any person to fraudulently
8 misrepresent his or her age to any dispenser of alcoholic
9 beverages or to falsely procure any identification card or
10 to alter any of the statements contained in any
11 identification card.

12 (4) In order to enhance the enforcement of 16-6-301,
13 45-5-624, and this section, an incorporated city or town may
14 enact an ordinance prohibiting the presence of persons under
15 age 19 on premises where alcoholic beverages are sold and
16 consumed."

17 NEW SECTION. Section 2. Coordination instruction. If
18 both House Bill No. 21 and this act are passed and approved,
19 the reference in 16-6-305(4) contained in this act shall be
20 revised to conform to the age limit contained in House Bill
21 No. 21.

-End-

