

2 **SB 6114** - H COMM AMD
3 By Committee on Law & Justice

4

5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** The legislature finds that the provision of
8 liquor to persons under the age of twenty-one years creates situations
9 that are hazardous to the person, to companions of the person, and to
10 the public at large. This act is intended to express the view of the
11 legislature that supplying or selling liquor to persons under the age
12 of twenty-one years is a serious offense and to appropriately penalize
13 those who violate this act.

14 **Sec. 2.** RCW 66.44.270 and 1993 c 513 s 1 are each amended to read
15 as follows:

16 (1)(a) It is unlawful for any person to sell, give, or otherwise
17 supply liquor to any person under the age of twenty-one years or permit
18 any person under that age to consume liquor on his or her premises or
19 on any premises under his or her control. For the purposes of this
20 subsection, "premises" includes real property, houses, buildings, and
21 other structures, and motor vehicles and watercraft.

22 (b) Violation of this subsection is a gross misdemeanor.

23 (2)(a) It is unlawful for any person under the age of twenty-one
24 years to possess, consume, or otherwise acquire any liquor.

25 (b) It is unlawful for a person under the age of twenty-one years
26 to be in a public place, or to be in a motor vehicle in a public place,
27 while exhibiting the effects of having consumed liquor. For purposes
28 of this subsection, exhibiting the effects of having consumed liquor
29 means that a person has the odor of liquor on his or her breath and
30 either: (i) Is in possession of or close proximity to a container that
31 has or recently had liquor in it; or (ii) by speech, manner,
32 appearance, behavior, lack of coordination, or otherwise, exhibits that
33 he or she is under the influence of liquor. This subsection (2)(b)
34 does not apply if the person is in the presence of a parent or guardian

1 or has consumed or is consuming liquor under circumstances described in
2 subsection (4) or (5) of this section.

3 (3) Subsections (1) and (2)(a) of this section do not apply to
4 liquor given or permitted to be given to a person under the age of
5 twenty-one years by a parent or guardian and consumed in the presence
6 of the parent or guardian. This subsection shall not authorize
7 consumption or possession of liquor by a person under the age of
8 twenty-one years on any premises licensed under chapter 66.24 RCW.

9 (4) This section does not apply to liquor given for medicinal
10 purposes to a person under the age of twenty-one years by a parent,
11 guardian, physician, or dentist.

12 (5) This section does not apply to liquor given to a person under
13 the age of twenty-one years when such liquor is being used in
14 connection with religious services and the amount consumed is the
15 minimal amount necessary for the religious service.

16 (6) Conviction or forfeiture of bail for a violation of this
17 section by a person under the age of twenty-one years at the time of
18 such conviction or forfeiture shall not be a disqualification of that
19 person to acquire a license to sell or dispense any liquor after that
20 person has attained the age of twenty-one years.

21 **Sec. 3.** RCW 66.44.300 and 1994 c 201 s 7 are each amended to read
22 as follows:

23 Any person who invites a minor into a public place where liquor is
24 sold and treats, gives or purchases liquor for such minor, or permits
25 a minor to treat, give or purchase liquor for the adult; or holds out
26 such minor to be twenty-one years of age or older to the owner or
27 employee of the liquor establishment, a law enforcement officer, or a
28 liquor enforcement officer shall be guilty of a gross misdemeanor.

29 NEW SECTION. **Sec. 4.** RCW 66.44.320 and 1973 1st ex.s. c 209 s 19,
30 1933 c 2 s 1, & 1929 c 200 s 1 are each repealed.

31 NEW SECTION. **Sec. 5.** This act is necessary for the immediate
32 preservation of the public peace, health, or safety, or support of the
33 state government and its existing public institutions, and shall take
34 effect immediately."

1 Correct the title accordingly.

--- END ---