

1999 ASSEMBLY BILL 262

March 30, 1999 – Introduced by Representatives PETTIS, MUSSER, HANDRICK, OWENS, GOETSCH, ALBERS, GUNDERSON, SERATTI, SYKORA and GRONEMUS, cosponsored by Senators ZIEN and PANZER. Referred to Committee on State Affairs.

1 **AN ACT to create** 125.07 (1) (am) of the statutes; **relating to:** participation of
2 minors in undercover investigations of certain underage drinking prohibitions.

Analysis by the Legislative Reference Bureau

Under current law, no person, including a person holding a license or permit for the retail sale of alcohol beverages (licensee or permittee), may procure for, sell or give away alcohol beverages to any individual who has not attained the legal drinking age of 21 years (underage person) or who is not accompanied by his or her parent, guardian or spouse who has attained the legal drinking age. No person may contribute to or fail to take action to prevent such procurement, sale or gift. No licensee or permittee may allow an underage person who is not accompanied by his or her parent, guardian or spouse who has attained the legal drinking age to enter or remain on the licensed premises. Penalties for these offenses vary depending on the number of prior offenses within the preceding 30 months of the violation, but generally include a forfeiture, fine, period of imprisonment and, for violations committed by a licensee or permittee, suspension of the violator's license or permit to sell alcohol beverages.

This bill prohibits law enforcement agencies from allowing a person under 18 years of age to participate in any undercover investigation to determine compliance with the prohibitions described above. The bill specifies that any evidence obtained

