



2003 ASSEMBLY BILL 72

February 18, 2003 – Introduced by Representatives OWENS, AINSWORTH, ALBERS, BIES, J. FITZGERALD, HINES and KERKMAN, cosponsored by Senator ROESSLER. Referred to Committee on State Affairs.

1 **AN ACT to amend** 125.075 (title) and 125.075 (1) (intro.) of the statutes; **relating**
2 **to:** providing alcohol beverages to persons who are 18, 19, or 20 years of age and
3 providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, no person may procure for, sell, dispense, or give away (provide) 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. A person who violates this prohibition is subject to a forfeiture of not more than \$500 if the person has not committed a previous violation in the past 30 months. In addition, a person who unlawfully provides alcohol beverages to an underage person under the age of 18 (minor) and who knows or should know that the minor is an underage person is subject to a felony penalty if the minor dies or suffers great bodily harm as a result of consuming the alcohol beverages. The felony penalty may include a fine of up to \$10,000 or imprisonment of up to six years or both if the minor suffers great bodily harm or a fine of up to \$25,000 or imprisonment of up to ten years or both if the minor dies.

Under this bill, a person who unlawfully provides alcohol beverages to any underage person (including a person who is 18, 19, or 20 years of age, not just to a minor) and who knows or should know that the underage person is underage is subject to a felony penalty if the underage person dies or suffers great bodily harm as a result of consuming the alcohol beverages.

