Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1520

Introduced by

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Representatives Wald, Koppelman, S. Meyer, Wrangham Senators Cook, Dever

- 1 A BILL for an Act to create and enact a new subsection to section 39-16-03.1 of the North
- 2 Dakota Century Code, relating to driver record abstract; to amend and reenact section 5-01-08
- 3 of the North Dakota Century Code, relating to an underage person in a licensed premises with
- 4 alcoholic beverages; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

- SECTION 1. AMENDMENT. Section 5-01-08 of the North Dakota Century Code is amended and reenacted as follows:
 - 5-01-08. Persons under twenty-one years of age prohibited from manufacturing, purchasing, consuming, or possessing using alcoholic beverages or entering licensed premises Penalty Exceptions Referrals to addiction facilities Jurisdiction.
 - 1. Except as permitted in this section and section 5-02-06, a person under twenty-one years of age may not manufacture or attempt to manufacture, purchase or attempt to purchase, consume or have recently consumed other than during a religious service, be under the influence of, be in possession of, or furnish money to any person for the purchase of an alcoholic beverage, or.
 - 2. A person under twenty-one years of age may not enter any licensed premises where alcoholic beverages are being sold or displayed, except a:
 - a. A restaurant when if accompanied by a parent or legal guardian, or in;
 - b. In accordance with section 5-02-06, or if;
 - <u>c.</u> <u>If</u> the person is a law enforcement officer or other public official who enters the premises in the performance of official duty; or if
 - d. If the person enters the premises for training, education, or research purposes under the supervision of a person twenty-one or more years of age with prior notification of the local licensing authority.

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1 3. A violation of this section is a class B misdemeanor. Upon conviction for a 2 violation of subsection 2, the court shall notify the department of transportation of 3 the conviction. The department shall suspend the permit or license to operate a 4 motor vehicle for fifteen days. 5 The court may, under this section, refer the person to an outpatient addiction 6 facility licensed by the state department of human services for evaluation and 7 appropriate counseling or treatment. 8 The offense of consumption occurs in the county of consumption or the county 9 where the offender is arrested. 10 **SECTION 2.** A new subsection to section 39-16-03.1 of the North Dakota Century 11 Code is created and enacted as follows: 12 An entry concerning a suspension under section 5-01-08.