

Sixtieth  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO. 1082

Introduced by

Representative DeKrey

1 A BILL for an Act to create and enact a new section to chapter 5-01 of the North Dakota  
2 Century Code, relating to alcohol without liquid devices; and to provide a penalty.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 5-01 of the North Dakota Century Code is  
5 created and enacted as follows:

6 **Alcohol without liquid devices prohibited - Definition - Penalty.**

- 7 1. A person may not sell, offer to sell, purchase, possess, use, or if that person is a  
8 retail alcoholic beverage licensee, have on the premises an alcohol without liquid  
9 device. In this section, an "alcohol without liquid device" means an apparatus that  
10 is advertised, designed, or used to vaporize an alcoholic beverage to produce a  
11 vapor that may be inhaled by an individual. The term does not include an inhaler,  
12 nebulizer, atomizer, or other device that is designed and intended specifically for  
13 medical purposes to dispense prescribed or over-the-counter medications.
- 14 2. This section does not apply to a hospital that operates primarily for the purpose of  
15 conducting scientific research, a state institution conducting bona fide research, a  
16 private college or university conducting bona fide research, or a pharmaceutical  
17 company or biotechnology company conducting bona fide research.
- 18 3. A violation of this section is a class B misdemeanor.