

Introduced by

Representative Louser

1 A BILL for an Act to amend and reenact subsection 3 of section 5-02-06 of the North Dakota
2 Century Code, relating to prohibitions for an individual under twenty-one years of age; and to
3 provide a penalty.

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

5 **SECTION 1. AMENDMENT.** Subsection 3 of section 5-02-06 of the North Dakota Century
6 Code is amended and reenacted as follows:

7 3. a. At the discretion of the owner of the licensed premises, an individual under
8 twenty-one years of age may be permitted to enter and remain in a restaurant
9 where alcoholic beverages are being sold and in the area of the restaurant
10 designated for the opening or mixing of alcoholic beverages if the individual:

11 (1) Is accompanied by a parent or guardian;

12 (2) Is not seated at or within three feet [0.91 meters] of the bar counter; and

13 (3) Does not enter or remain in the designated area after ten p.m.

14 b. An individual under twenty-one years of age may ~~not~~be permitted to remain in a
15 restaurant where alcoholic beverages are being sold ~~except~~ if the restaurant is
16 separated from the ~~room~~designated area in which alcoholic beverages are
17 opened or mixed and gross sales of food are at least equal to gross sales of
18 alcoholic beverages which are consumed in the dining area, or if the individual is
19 employed by the restaurant as a food waiter, food waitress, busboy, or busgirl
20 under the direct supervision of an individual twenty-one ~~or more~~ years of age or
21 older and is not engaged in the sale, dispensing, delivery, or consumption of
22 alcoholic beverages.