

2 **SB 5072** - H COMM AMD

3 By Committee on Criminal Justice & Corrections

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5 Strike everything after the enacting clause and insert the  
6 following:

7 "**Sec. 1.** RCW 66.44.270 and 1993 c 513 s 1 are each amended to read  
8 as follows:

9 (1) It is unlawful for any person to sell, give, or otherwise  
10 supply liquor to any person under the age of twenty-one years or permit  
11 any person under that age to consume liquor on his or her premises or  
12 on any premises under his or her control. For the purposes of this  
13 subsection, "premises" includes real property, houses, buildings, and  
14 other structures, and motor vehicles and watercraft. A violation of  
15 this subsection is a gross misdemeanor punishable as provided for in  
16 chapter 9A.20 RCW.

17 (2)(a) It is unlawful for any person under the age of twenty-one  
18 years to possess, consume, or otherwise acquire any liquor. A  
19 violation of this subsection is a gross misdemeanor punishable as  
20 provided for in chapter 9A.20 RCW.

21 (b) It is unlawful for a person under the age of twenty-one years  
22 to be in a public place, or to be in a motor vehicle in a public place,  
23 while exhibiting the effects of having consumed liquor. For purposes  
24 of this subsection, exhibiting the effects of having consumed liquor  
25 means that a person has the odor of liquor on his or her breath and  
26 either: (i) Is in possession of or close proximity to a container that  
27 has or recently had liquor in it; or (ii) by speech, manner,  
28 appearance, behavior, lack of coordination, or otherwise, exhibits that  
29 he or she is under the influence of liquor. This subsection (2)(b)  
30 does not apply if the person is in the presence of a parent or guardian  
31 or has consumed or is consuming liquor under circumstances described in  
32 subsection (4) or (5) of this section.

33 (3) Subsections (1) and (2)(a) of this section do not apply to  
34 liquor given or permitted to be given to a person under the age of  
35 twenty-one years by a parent or guardian and consumed in the presence  
36 of the parent or guardian. This subsection shall not authorize

1 consumption or possession of liquor by a person under the age of  
2 twenty-one years on any premises licensed under chapter 66.24 RCW.

3 (4) This section does not apply to liquor given for medicinal  
4 purposes to a person under the age of twenty-one years by a parent,  
5 guardian, physician, or dentist.

6 (5) This section does not apply to liquor given to a person under  
7 the age of twenty-one years when such liquor is being used in  
8 connection with religious services and the amount consumed is the  
9 minimal amount necessary for the religious service.

10 (6) Conviction or forfeiture of bail for a violation of this  
11 section by a person under the age of twenty-one years at the time of  
12 such conviction or forfeiture shall not be a disqualification of that  
13 person to acquire a license to sell or dispense any liquor after that  
14 person has attained the age of twenty-one years."

15 Correct the title.

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