

By Mr. DiMasi of Boston, petition of Salvatore F. DiMasi relative to the procurement of alcoholic beverages by a minor. Government Regulations.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Two.

AN ACT RELATIVE TO THE PROCUREMENT OF ALCOHOLIC BEVERAGES BY
A MINOR.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. The first paragraph of section 34 of chapter 138
2 of the General Laws as most recently amended is hereby further
3 amended by inserting immediately before the last sentence, the
4 following sentence: — No establishment licensed under this
5 chapter shall suffer such punishment unless the person who
6 procured the alcoholic beverages has first been charged under
7 section 34A of this chapter.

1 SECTION 2. Chapter 34A of chapter 138 as most recently
2 amended is hereby further amended by striking the first paragraph
3 and inserting the following new paragraph: —

4 Any person under twenty-one years of age who purchases or
5 attempts to purchase alcoholic beverages or alcohol, or makes
6 arrangements with any person to purchase or in any way procure
7 such beverages, or who willfully misrepresents his age, or in any
8 way alters, defaces or otherwise falsifies his identification offered
9 as proof of age, with the intent of purchasing alcoholic beverages,
10 either for his own use or for the use of any other person shall be
11 punished by a mandatory sentence of 50 hours of community
12 service in the city or town in which the offense occurred and
13 whoever knowingly makes a false statement as to the age of a
14 person who is under twenty-one years of age in order to procure
15 a sale or delivery of such beverages or alcohol to such person under

16 twenty-one years of age, either for the use of the person under
17 twenty-one years of age or for the use of some other person, and
18 whoever induces a person under twenty-one years of age to make
19 a false statement as to his age in order to procure a sale or delivery
20 of such beverages or alcohol to such person under twenty-one
21 years of age, shall be punished by a mandatory sentence of 50
22 hours of community service in the city or town in which the offense
23 occurred.

24 The commission shall prepare and distribute to business
25 establishments which sell, serve or otherwise dispense alcohol or
26 alcoholic beverages to the general public, posters to be displayed
27 therein in a conspicuous place. Said posters shall contain a
28 summary and explanation of this section. (Amended by 1984, 312,
29 §6, approved December 4, 1984, by §11, effective June 1, 1985;
30 1988, 85, approved June 23, 1988, effective 90 days thereafter.)