

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

HOUSE BILL NO. 1389

BY: RHOADS (Karroll)

AS INTRODUCED

AN ACT RELATING TO INTOXICATING LIQUORS; AMENDING 37

O.S. 1981, SECTION 241, AS LAST AMENDED BY SECTION 2, CHAPTER 209, O.S.L. 1990 (37 O.S. SUPP. 1990, SECTION 241), WHICH RELATES TO NONINTOXICATING BEVERAGES; PROHIBITING CERTAIN LICENSEES AND THEIR AGENTS, SERVANTS AND EMPLOYEES FROM ALLOWING PERSONS UNDER TWENTY-ONE YEARS OF AGE TO CONSUME NONINTOXICATING BEVERAGES ON THE LICENSED PREMISES; PROVIDING PENALTY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 37 O.S. 1981, Section 241, as last amended by Section 2, Chapter 209, O.S.L. 1990 (37 O.S. Supp. 1990, Section 241), is amended to read as follows:

Section 241. A. It shall be unlawful for any person to sell, barter, or give to any person under twenty-one (21) years of age any nonintoxicating beverage, as defined in Section 163.2 of this title.

B. It shall be unlawful for any person who holds a license to sell and dispense nonintoxicating beverages for consumption on the premises, or any agent, servant, or employee of said license holder to permit any person under twenty-one (21) years of age to be admitted to or remain in a separate or enclosed bar area of the

licensed premises unless said person's parent or legal guardian is present, which has as its main purpose the selling or serving of nonintoxicating beverages for consumption on the premises. The provisions of this section shall not prohibit persons under twenty-one (21) years of age from being admitted to an area which has as its main purpose some objective other than the sale or serving of nonintoxicating beverages, in which sales or serving of said beverages are incidental to the main purpose, as long as persons under twenty-one (21) years of age are not sold or served said beverages; however, the incidental service of food in the bar area shall not exempt a licensee, agent, servant, or employee from the provisions of this section.

C. It shall be unlawful for any person who holds a license to sell and dispense nonintoxicating beverages, for consumption on the premises, or any agent, servant or employee of said license holder to permit any person under twenty-one (21) years of age to consume any nonintoxicating beverage on the licensed premises.

D. Any person violating the provisions of subsection A ~~or~~ B, or C of this section shall upon conviction be guilty of a misdemeanor.

SECTION 2. This act shall become effective September 1, 1991.

43-1-5918

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