

SHORT TITLE: Alcoholic beverages; requiring posting of certain warning sign in all establishments licensed to sell low-point beer and alcoholic beverages; codification; effective date.

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

SENATE BILL NO. 403

By: Brown

AS INTRODUCED

An Act relating to alcoholic beverages; amending Section 61, Chapter 274, O.S.L. 1995 (37 O.S. Supp. 1996, Section 603), which relates to retail sale of low-point beer and alcoholic beverages; requiring posting of certain warning sign at certain retail locations; deleting restriction on certain notices; providing for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 163.1a of Title 37, unless there is created a duplication in numbering, reads as follows:

A. Every person who sells low-point beer at retail shall conspicuously post and keep posted at the place of business a sign stating the following: "WARNING: DRINKING BEER, WINE, WINE COOLERS, LIQUOR, AND OTHER BEVERAGES CONTAINING ALCOHOL DURING PREGNANCY CAN CAUSE BIRTH DEFECTS."

B. A violation of subsection A of this section constitutes a misdemeanor and upon conviction thereof a violator shall be assessed a fine not to exceed Fifty Dollars (\$50.00). Each day the offense is continuing shall be considered a separate offense.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 505.1 of Title 37, unless there is created a duplication in numbering, reads as follows:

A. Every person who sells alcoholic beverages at retail shall conspicuously post and keep posted at the place of business a sign stating the following: "WARNING: DRINKING BEER, WINE, WINE COOLERS, LIQUOR, AND OTHER BEVERAGES CONTAINING ALCOHOL DURING PREGNANCY CAN CAUSE BIRTH DEFECTS."

B. A violation of subsection A of this section constitutes a misdemeanor and upon conviction shall be punished by a fine not to exceed Fifty Dollars (\$50.00). Each day the offense is continuing shall constitute a separate offense.

SECTION 3. AMENDATORY Section 61, Chapter 274, O.S.L. 1995 (37 O.S. Supp. 1996, Section 603), is amended to read as follows:

Section 603. A. Every person who sells alcoholic beverages at retail shall conspicuously post ~~conspicuously~~ and keep ~~se~~ posted at the place of business a sign stating the following: "IT'S THE LAW. WE DO NOT SELL ALCOHOLIC BEVERAGES TO PERSONS UNDER 21 YEARS OF AGE".

B. Every person who sells low-point beer at retail shall conspicuously post ~~conspicuously~~ and keep ~~se~~ posted at the place of business a sign stating the following: "IT'S THE LAW. WE DO NOT SELL LOW-POINT BEER TO PERSONS UNDER 21 YEARS OF AGE".

~~B.~~ C. A violation of subsection A or B of this section constitutes a misdemeanor and upon conviction thereof a violator shall be ~~assessed~~ punished by a fine not to exceed Fifty Dollars (\$50.00) ~~for each.~~ Each day ~~such an~~ offense ~~occurred~~ is continuing shall constitute a separate offense. ~~The notices required by subsection A of this section shall be the only notices required to be posted or maintained in any store that sells alcoholic beverages or low-point beer at retail.~~

SECTION 4. This act shall become effective November 1, 1997.

46-1-0365

KSM