
SENATE BILL NO. 91—COMMITTEE ON JUDICIARY

(ON BEHALF OF THE NEVADA SHERIFFS
AND CHIEFS ASSOCIATION)

FEBRUARY 11, 2003

Referred to Committee on Judiciary

SUMMARY—Removes element of knowledge from crime of selling, giving or furnishing alcoholic beverage to person under 21 years of age. (BDR 15-319)

FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State: No.

~

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to alcoholic beverages; removing the element of knowledge from the crime of selling, giving or furnishing an alcoholic beverage to any person under 21 years of age; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 202.055 is hereby amended to read as follows:
2 202.055 1. Every person who : ~~knowingly;~~
3 (a) Sells, gives or otherwise furnishes an alcoholic beverage to
4 any person under 21 years of age;
5 (b) Leaves or deposits any alcoholic beverage in any place with
6 the intent that it will be procured by any person under 21 years of
7 age; or
8 (c) Furnishes, gives, or causes to be given any money or thing of
9 value to any person under 21 years of age with the knowledge that
10 the money or thing of value is to be used by the person under 21
11 years of age to purchase or procure any alcoholic beverage,
12 is guilty of a misdemeanor.
13 2. Paragraph (a) of subsection 1 does not apply to a parent,
14 guardian or physician of the person under 21 years of age.



1 3. Every person who sells, gives or otherwise furnishes
2 alcoholic beverages through the use of the Internet shall adopt a
3 policy to prevent a person under 21 years of age from obtaining an
4 alcoholic beverage from the person through the use of the Internet.
5 The policy must include, without limitation, a method for ensuring
6 that the person who delivers the alcoholic beverages obtains the
7 signature of a person who is over the age of 21 years when
8 delivering the beverages and that the packaging or wrapping of the
9 alcoholic beverages when they are shipped is clearly marked with
10 words that describe the alcoholic beverages. A person who fails to
11 adopt a policy pursuant to this subsection is guilty of a misdemeanor
12 and shall be punished by a fine of not more than \$500.
13 **Sec. 2.** This act becomes effective on July 1, 2003.

