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HOUSE BILL 1944

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State of Washington

52nd Legislature

1991 Regular Session

By Representatives Orr, Rasmussen, Riley, D. Sommers, Van Luven, Roland, Zellinsky, Ludwig, Inslee and Jacobsen.

Read first time February 15, 1991. Referred to Committee on Judiciary.

1 AN ACT Relating to alcoholic beverage control; adding a new section  
2 to chapter 66.44 RCW; and prescribing penalties.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 66.44 RCW  
5 to read as follows:

6 (1) It is unlawful for a person under the age of twenty-one years  
7 to appear on the public streets of a city, in a public place within a  
8 city, or in a motor vehicle on a public street within a city after  
9 consuming intoxicating liquor in violation of this chapter, regardless  
10 of where the consumption occurred, unless the person is accompanied by  
11 his or her parent or legal guardian. At the time of the public  
12 appearance, evidence must exist as to the consumption of intoxicating  
13 liquor.

14 (2) The court shall impose a fine of not less than twenty-five  
15 dollars on the first conviction for a violation of this section. The

1 court may suspend a portion or all of the fine on terms and conditions  
2 that appear proper to the court. If a person convicted of a violation  
3 of this section has been previously convicted of, or forfeited bail for  
4 a violation of this section, the court shall impose a fine of not less  
5 than fifty dollars and no portion of the fine shall be suspended.

6 (3) For purposes of this section, the presence of the odor of  
7 intoxicating liquor, beer, or wine on the breath of a person under the  
8 age of twenty-one years shall be prima facie evidence of the  
9 consumption of intoxicating liquor. This subsection does not limit the  
10 introduction of other competent evidence, of the consumption of  
11 intoxicating liquor, in violation of this section.