HOUSE DOCKET, NO. FILED ON: 1/8/2009

**HOUSE . . . . . . . . . . . . . . . No.**

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The Commonwealth of Massachusetts

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PRESENTED BY:

**F. Jay Barrows**

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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General
 Court assembled:*

 The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to underage alcohol consumption.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| F. Jay Barrows | 1st Bristol |
| Scott P. Brown | Norfolk, Bristol and Middlesex |
| Todd M. Smola | 1st Hampden |

The Commonwealth of Massachusetts

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**In the Year Two Thousand and Nine**

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An Act relative to underage alcohol consumption.

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

Section 1: Chapter 138, Section 34C of the General Laws is hereby amended in the first line by inserting the following after the phrase after “ … any alcohol or alcoholic beverages …”

1. or who demonstrates a visible and discernible level of intoxication to a law enforcement official that is detrimental to the to the general welfare and a threat to public safety,

Section 2: Chapter 138, Section 34C of the General Laws is hereby amended by striking the following sentence “… by a fine of not more than fifty dollars for the first offense and not more than one hundred and fifty dollars for a second or subsequent offense” and inserting thereof in its place, the following –

1. For the first offense a fine of not less than $250 and enrollment in a youth oriented education program for alcohol abuse.
2. For the second offense a fine of not less than $500 and a suspension of driving privileges and licenses for a period of ninety days if applicable. In the event of a minor operating a vehicle under the influence of alcohol, a letter from the arresting police department to the automotive insurance carrier of said individual informing them of the offense

Section 3: This act shall take effect upon passage.