

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

167C0761

HOUSE BILL NO. 1199

Introduced by: Representatives Hunt and Fitzgerald and Senators Halverson and Brown
(Arnold)

1 FOR AN ACT ENTITLED, An Act to prohibit the distribution of alcoholic beverages to persons
2 under twenty-one years of age by parents, guardians, or spouses over twenty-one years of
3 age.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That § 35-9-1 be amended to read as follows:

6 35-9-1. It is a Class 1 misdemeanor to sell or give for use as a beverage any alcoholic
7 beverage to any person under the age of eighteen years unless it is ~~done in the immediate~~
8 ~~presence of a parent or guardian or spouse over twenty-one years of age~~ or by prescription or
9 direction of a duly licensed practitioner or nurse of the healing arts for medicinal purposes.

10 Section 2. That § 35-9-1.1 be amended to read as follows:

11 35-9-1.1. It is a Class 2 misdemeanor to sell or give for use as a beverage any alcoholic
12 beverage to any person who is eighteen years of age or older but less than twenty-one years of
13 age unless it is done ~~in the immediate presence of a parent or guardian or spouse over~~
14 ~~twenty-one years of age~~ or by prescription or direction of a duly licensed practitioner or nurse
15 of the healing arts for medicinal purposes.