

Introduced by

Senators Barta, Kessel, Meyer

Representatives Cory, Louser, Richter

1 A BILL for an Act to amend and reenact subsection 3 of section 5-02-06 of the North Dakota  
2 Century Code, relating to prohibitions on access to a brewer taproom for an individual under  
3 twenty-one years of age; and to provide a penalty.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Subsection 3 of section 5-02-06 of the North Dakota  
6 Century Code is amended and reenacted as follows:

7 3. a. At the discretion of the owner of the licensed premises, an individual under  
8 twenty-one years of age may be permitted to enter and remain in a restaurant  
9 where alcoholic beverages are being sold and in the area of the restaurant  
10 designated for the opening or mixing of alcoholic beverages if the individual:

11 (1) Is accompanied by a parent or guardian;

12 (2) Is not seated at or within three feet [0.91 meters] of the bar counter; and

13 (3) Does not enter or remain in the designated area after ten p.m.

14 b. At the discretion of the owner of a brewer taproom licensed under section  
15 5-01-21, an individual under twenty-one years of age may be permitted to enter  
16 and remain in the brewer taproom if the individual:

17 (1) Is accompanied by a parent or guardian;

18 (2) Is not seated at or within three feet [0.91 meters] of the bar counter; and

19 (3) Does not enter or remain in the brewer taproom after ten p.m.

20 c. An individual under twenty-one years of age may be permitted to remain in a  
21 restaurant where alcoholic beverages are being sold if the restaurant is  
22 separated from the designated area in which alcoholic beverages are opened or  
23 mixed and gross sales of food are at least equal to gross sales of alcoholic  
24 beverages which are consumed in the dining area, or if the individual is employed

- 1 by the restaurant as a food waiter, food waitress, busboy, or busgirl under the
- 2 direct supervision of an individual twenty-one years of age or older and is not
- 3 engaged in the sale, dispensing, delivery, or consumption of alcoholic beverages.