

No. 1994-148

AN ACT

HB 3067

Amending Title 18 (Crimes and Offenses) of the Pennsylvania Consolidated Statutes, further providing for wiretapping and electronic surveillance; and prohibiting the sale of certain beverages to persons under 21 years of age.

The General Assembly finds and declares as follows:

The youth of Pennsylvania are the greatest resource of this Commonwealth and the Commonwealth finds that the protection of minors from the possible abuse of alcohol is of great importance.

The Commonwealth seeks to prevent minors from using alcoholic products. Nonalcoholic beer, wine and liquor contain amounts of alcohol and often taste, look and smell like legitimate alcoholic products. Therefore, the Commonwealth has a purpose in the restriction of sales of these products to minors.

Nonalcoholic beverages are made for those who want to enjoy the taste of alcohol without the effects of alcohol and should never be intended to introduce the youth of this Commonwealth to drinking beer, wine or liquor.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 5781 of Title 18 of the Pennsylvania Consolidated Statutes is amended to read:

§ 5781. Expiration of chapter.

This chapter expires December 31, [1994] 1999, unless extended by statute.

Section 2. Title 18 is amended by adding a section to read:

§ 6310.7. *Selling or furnishing nonalcoholic beverages to persons under 21 years of age.*

(a) *Offense defined.*—A person commits a summary offense if he intentionally and knowingly sells or furnishes nonalcoholic beverages to any person under 21 years of age.

(b) *Definitions.*—As used in this section, the term “nonalcoholic beverage” means any beverage intended to be marketed or sold as nonalcoholic beer, wine or liquor having some alcohol content but does not contain more than 0.5% alcohol by volume.

Section 3. This act shall take effect as follows:

(1) The addition of 18 Pa.C.S. § 6310.7 shall take effect in 60 days.

(2) The remainder of this act shall take effect immediately.

APPROVED—The 12th day of December, A.D. 1994.

ROBERT P. CASEY