

FIRST REGULAR SESSION

# SENATE BILL NO. 102

90TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR BENTLEY

Pre-filed December 1, 1998, and 1,000 copies ordered printed.

S0270.011

TERRY L. SPIELER, Secretary.

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## AN ACT

To amend chapter 311, RSMo, by adding thereto one new section relating to intoxicating liquor, with penalty provisions.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 311, RSMo, is amended by adding thereto one new section, to be known as section 311.465, to read as follows:

**311.465. 1. Any person in the business of selling intoxicating liquor who knowingly and intentionally ships, or causes to be shipped, any intoxicating liquor from an out-of-state location to any person in this state who does not hold a valid manufacturer's or wholesaler's license is in violation of this section.**

**2. Any person found by the supervisor of liquor control to be in violation of subsection 1 of this section shall be issued a notice, by certified mail, to show cause why a cease and desist order should not be issued. Any person who violates subsection 1 of this section within two years after receiving a cease and desist order or within two years after a prior conviction for violating subsection 1 of this section commits a misdemeanor.**

**3. Any person in the business of selling intoxicating liquor who knowingly and intentionally ships, or causes to be shipped any intoxicating liquor from an out-of-state location directly to any person in this state who is less than twenty-one years of age commits a class D felony.**

**4. No employee or agent of a business entity that delivers goods or packages shall deliver a package, knowing or having reason to know that such package contains intoxicating liquor, to a person under the age of twenty-one years, if such agent or employee knows or has reason to know that such person is under the age of twenty-one years. Any employee or agent violating this subsection shall be guilty of a class A**

**misdemeanor.**

**5. This section shall not apply to the direct shipment of wine as provided for in section 311.462.**

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