

CHAPTER 245.

[H. B. 90.]

INTOXICATING LIQUOR.

AN ACT relating to intoxicating liquors; prohibiting minors from entering taverns and amending chapter 62, Laws of 1933, Extraordinary Session, as amended by chapters 13, 80, 158 and 174, Laws of 1935; chapters 62 and 217, Laws of 1937; chapters 172 and 173, Laws of 1939; chapter 220, Laws of 1941 (section 7306-1 to 7306-97a, Remington's Revised Statutes, Supplement; section 7306-23-M to 7306-23-O, Rem. Supp. 1941) by adding a new section immediately following section 36 and to be known as section 36A.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. Chapter 62, Laws of 1933, Extraordinary Session, as amended by chapters 13, 80, 158 and 174, Laws of 1935; chapters 62 and 217, Laws of 1937; chapters 172 and 173, Laws of 1939; chapter 220, Laws of 1941 (section 7306-1 to 7306-97a, Remington's Revised Statutes, Supplement; section 7306-23-M to 7306-23-O, Rem. Supp. 1941) be further amended by adding a new section thereto, immediately following section 36 thereof and to be known as section 36-A, to read as follows:

- Section 36-A. 1. It shall be a misdemeanor,
- (a) To serve or allow to remain on the premises of any tavern any person under the age of twenty-one (21) years;
- (b) For any person under the age of twenty-one (21) years to enter or remain on the premises of any tavern;
- (c) For any person under the age of twenty-one (21) years to represent his age as being twenty-one (21) or more years for the purpose of securing admission to or remaining on the premises of any tavern.

Amendment
by adding
new section.

Penalties.

Permitting
minors in
taverns.

Minors to
enter or
remain.

Misrepresent
age.

Vetoed. { (d) The owner of a liquor license shall not have his license suspended or revoked for permitting a minor to obtain liquor on his premises, if such minor in the company of one or more persons over the age of twenty-one (21) years is held out to be over such age by his companions, or if the minor fraudulently represents himself to be over the age of twenty-one (21) years; provided any reasonably prudent person would believe such representations and the owner of the liquor license, acting in good faith, is misled by the fraudulent representations of the minor.

Board to classify taverns.

Eating places excepted.

2. The Washington State Liquor Control Board shall have the power and it shall be its duty to classify the various licensees, as taverns or otherwise, within the meaning of this act, except *bona fide* restaurants, dining rooms and cafes serving commercial food to the public shall not be classified as taverns during the hours such food service is made available to the public.

Inconsistent acts repealed.

3. All acts or parts of acts inconsistent herewith are hereby expressly repealed.

Passed the House March 1, 1943.

Passed the Senate March 9, 1943.

Approved by the Governor March 22, 1943, with the exception of subdivision (d), which is vetoed.