

HOUSE BILL NO. HB0066

Illegal open house parties for minors.

Sponsored by: Representative(s) Simpson

A BILL

for

1 AN ACT relating to crimes and offenses; establishing a
2 crime for any person who allows an open house party if
3 alcohol or a controlled substance is possessed or consumed
4 as specified; providing exceptions; providing penalties;
5 providing definitions; and providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 6-4-406 is created to read:

10

11 **6-4-406. Permitting house parties where minors are**
12 **present; exceptions; penalties.**

13

14 (a) No person who owns, rents, leases, subleases or
15 has control of any residence or premises shall allow an
16 open house party to take place at the residence or premises
17 if any alcoholic liquor, malt beverage or drug prohibited

1 by law is possessed or consumed at the residence or
2 premises by any minor and the person knowingly permitted
3 the residence or premises to be used for that purpose.
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5 (b) The provision of this section shall not apply to:
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7 (i) The furnishing or giving of any alcoholic
8 liquor or malt beverage by an adult to any person under the
9 age of twenty-one (21) years, if the recipient is the legal
10 ward, medical patient or member of the immediate family of
11 the adult furnishing or giving the alcoholic liquor or malt
12 beverage;
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14 (ii) The consumption, use or possession of a
15 drug by a minor pursuant to a lawful prescription issued to
16 the minor for the drug;
17

18 (iii) Religious observance or prescribed medical
19 treatment;
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21 (iv) The possession by a minor of alcoholic
22 liquor, malt beverage or lawfully prescribed drugs
23 incidental to the lawful employment of the minor.
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(c) Any person violating any provision of this section is guilty of a misdemeanor and, upon conviction, shall be punished by imprisonment for not more than ninety (90) days, a fine of not more than five hundred dollars (\$500.00), or both.

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7 (d) For purposes of this section:

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9 (i) "Minor" means as defined in W.S.

10 8-1-102 (a) (iii) (B);

11

12 (ii) "Premises" includes, but is not limited to,
13 a rented, leased or donated hotel or motel room, a
14 manufactured home or any other public or private facility
15 that is not licensed under article 4, title 12 of the
16 Wyoming statutes.

17

18 **Section 2.** This act is effective July 1, 2005.

19

20 (END)