



H.B. 312

127th General Assembly
(As Introduced)

Reps. Bacon, Evans, Setzer, Goodwin, Lundy, Combs, Flowers, Harwood, Batchelder, Domenick, Boyd, Latta, Fende, Schindel, Okey, B. Williams, Carmichael, Ujvagi, Stebelton

BILL SUMMARY

- In addition to existing penalties, allows the court to suspend for not more than 180 days the driver's license, commercial driver's license, temporary instruction permit, or nonresident operating privilege of an offender who buys beer or intoxicating liquor for an underage person or furnishes beer or intoxicating liquor to an underage person.

CONTENT AND OPERATION

Permissible license suspension for an offender who buys beer or intoxicating liquor for or furnishes beer or intoxicating liquor to an underage person

Continuing law, generally, prohibits a person from (1) selling beer or intoxicating liquor to an underage person, (2) buying beer or intoxicating liquor for an underage person, or (3) furnishing beer or intoxicating liquor to an underage person, unless given by a physician in the regular line of the physician's practice or given for established religious purposes or unless the underage person is supervised by a parent, spouse who is not an underage person, or legal guardian. A violation of this prohibition is a misdemeanor, and the offender must be fined not less than \$500 and not more than \$1,000, and, in addition to the fine, the offender may be imprisoned for a definite term of not more than six months. (R.C. 4301.69(A), not in the bill, and 4301.99(I).)

The bill, additionally, allows the court to suspend for not more than 180 days the driver's license, commercial driver's license, temporary instruction permit, or nonresident operating privilege of an offender who violates R.C. 4301.69(A) by buying beer or intoxicating liquor for an underage person or furnishing beer or intoxicating liquor to an underage person. A court that imposes this suspension may grant the offender limited driving privileges as permitted by

R.C. 4510.021. The bill does not extend this potential license suspension to offenders who violate the prohibition by selling beer or intoxicating liquor to an underage person. (R.C. 4301.99(I).)

Under R.C. 4510.021, a court may grant limited driving privileges for occupational, educational, vocational, or medical purposes, to take a driver's or commercial driver's license exam, or to attend court-ordered treatment. The court must specify the purposes, times, and places of the privileges and may impose other reasonable driving restrictions. (R.C. 4510.021(A), not in the bill.)

HISTORY

ACTION	DATE
Introduced	09-11-07

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