

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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LB 126

possession.

SENATOR ROBAK: Okay. But, okay, so there is this party and somebody brings in alcohol, then they go home scot-free, is that right?

SENATOR SCHELLPEPER: Say that again.

SENATOR ROBAK: If they are at a party or a gathering and somebody brings in alcohol, the law enforcement comes in, everybody at that gathering will not be charged with a minor in possession, is that correct?

SENATOR SCHELLPEPER: Well, it can't be everybody, Senator, because if there's...if there's somebody drinking there, or if they have alcohol in their...

PRESIDENT MAURSTAD: One minute.

SENATOR SCHELLPEPER: ...their blood, then they're going to be charged.

SENATOR ROBAK: Okay, I just wanted to make sure that...that I was correct on this because it seems like...isn't there something in the bill if you have alcohol at arm's length, you'd be guilty of a minor in possession? Is that in the bill?

SENATOR SCHELLPEPER: What's that?

SENATOR ROBAK: If a minor is within an arm's length away from alcohol, they can be charged with a minor in possession?

SENATOR SCHELLPEPER: That's in the committee amendments.

SENATOR ROBAK: Yeah, okay, so...

SENATOR SCHELLPEPER: That part.

SENATOR ROBAK: ...what if they aren't drinking and they're still arm's length away from the alcohol.

SENATOR SCHELLPEPER: Senator, if they take the test and prove