

(J & GO)

A BILL FOR AN ACT

To amend the Kosrae State Code by modifying Section 13.517(1) of Chapter 5 of Title 13, to include the possession of open container and under the influence of alcoholic drinks on Sunday.

BE IT ENACTED BY THE KOSRAE STATE LEGISLATURE

1           Section 1. Purpose. The purpose of this Act is to amend the Kosrae State Code by  
2   modifying Section 13.517(1) of Chapter 5 of Title 13, to include the possession of open  
3   container and while under the influence of alcoholic drinks on Sunday.

4           Section 2. Amendment. Title 13, Chapter 5, Section 13.517(1) of the Kosrae State  
5   Code is hereby amended to read as follows:

6           “Section 13.517. Unauthorized consuming, possessing or giving of alcoholic drink.  
7           Unauthorized consuming, possessing or giving of alcoholic drink is any of the  
8           following acts:

- 9                   (1)   Consuming, possessing an open container, and under the influence  
10                   of alcoholic drink on Sunday, Gospel Day or the day on which it is  
11                   celebrated pursuant to Section 2.501(3), or on December 25;  
12                   (2)   Consuming or possessing alcoholic drink without attaining twenty-  
13                   one years of age;  
14                   (3)   Giving or selling alcoholic drink to a minor;  
15                   (4)   Consuming an alcoholic drink or possessing an open container of  
16                   alcoholic drink in a public place except when such place is closed to  
17                   the general public for the purpose of conducting a private party,


- 1 reception or social gathering and admission is by invitation or as  
2 otherwise provided by law;
- 3 (5) Consuming an alcoholic drink or possessing an open container of  
4 alcoholic drink on private land without the permission of the owner  
5 or tenant thereof;
- 6 (6) Opening a container of alcoholic drink unless it has first been sold  
7 at a licensed retail, bar, or restaurant sale or has legally been  
8 brought into the State for personal use;
- 9 (7) Manufacturing an alcoholic drink in the State;
- 10 (8) Opening or attempting to buy alcoholic drink without attaining  
11 twenty-one years of age;
- 12 (9) Consuming of alcoholic drink without a valid alcoholic drinking  
13 permit.

14 A person using alcoholic drink for a bona fide religious purpose is exempt from  
15 the foregoing provisions.

16 Unauthorized possessing, consuming or giving alcoholic drink is a category one  
17 misdemeanor.”

18 Section 3. Effective Date. This act takes effect upon the approval of the Governor  
19 or upon its becoming law without such approval.

20  
21 Date: 3/01/21

Introduced by:   
Andy J. Andrew