

As Introduced

133rd General Assembly

Regular Session

2019-2020

S. B. No. 340

Senators Kunze, Fedor

Cosponsors: Senators Maharath, Thomas, Craig

A BILL

To amend section 4301.637 of the Revised Code to 1
require places that sell alcohol to display a 2
warning about fetal alcohol syndrome. 3

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4301.637 of the Revised Code be 4
amended to read as follows: 5

Sec. 4301.637. (A) Except as otherwise provided in section 6
4301.691 of the Revised Code, every place in this state where 7
beer, intoxicating liquor, or any low-alcohol beverage is sold 8
for beverage purposes shall display at all times, in a prominent 9
place on the premises thereof, a printed card, which shall be 10
furnished by the division of liquor control and which shall read 11
substantially as follows: 12

"WARNING TO PERSONS UNDER AGE 13

If you are under the age of 21 14

Under the statutes of the state of Ohio, if you order, pay 15
for, share the cost of, or attempt to purchase, or possess or 16
consume beer or intoxicating liquor in any public place, or 17

furnish false information as to name, age, or other 18
identification, you are subject to a fine of up to one thousand 19
dollars, or imprisonment up to six months, or both. 20

If you are under the age of 18 21

Under the statutes of the state of Ohio, if you order, pay 22
for, share the cost of, or attempt to purchase, or possess or 23
consume, any type of beer or wine that contains either no 24
alcohol or less than one-half of one per cent of alcohol by 25
volume in any public place, or furnish false information as to 26
name, age, or other identification, you are subject to a fine of 27
up to two hundred fifty dollars or to imprisonment up to thirty 28
days, or both." 29

No person shall be subject to any criminal prosecution or 30
any proceedings before the division or the liquor control 31
commission for failing to display this card. No permit issued by 32
the division shall be suspended, revoked, or canceled because of 33
the failure of the permit holder to display this card. 34

(B) Every place in this state for which a D permit has 35
been issued under Chapter 4303. of the Revised Code shall be 36
issued a printed card by the division of liquor control that 37
shall read substantially as follows: 38

"WARNING 39

If you are carrying a firearm 40

Under the statutes of Ohio, if you possess a firearm in 41
any room in which liquor is being dispensed in premises for 42
which a D permit has been issued under Chapter 4303. of the 43
Revised Code, you may be guilty of a felony and may be subjected 44
to ~~a prison term of up to one year~~imprisonment." 45

No person shall be subject to any criminal prosecution or 46
any proceedings before the division or the liquor control 47
commission for failing to display this card. No permit issued by 48
the division shall be suspended, revoked, or canceled because of 49
the failure of the permit holder to display this card. 50

(C) (1) Every place in this state where beer, intoxicating 51
liquor, or any low-alcohol beverage is sold for beverage 52
purposes shall display at all times, in a prominent place on the 53
premises, a printed card which shall read substantially as 54
follows: 55

"FETAL ALCOHOL SYNDROME WARNING: THE CONSUMPTION OF 56
ALCOHOL DURING PREGNANCY MAY RESULT IN BIRTH DEFECTS." 57

(2) The division of liquor control shall create and issue 58
the card, which shall not be smaller than eight and one-half 59
inches by eleven inches. 60

(3) (a) Any inspection conducted by the division under 61
division (A) (6) of section 4301.10 of the Revised Code shall 62
include a determination of whether each place described in 63
division (C) (1) of this section is properly displaying the card, 64
and the inspector shall indicate such determination on the 65
inspection form. 66

(b) The division shall post the information described in 67
division (C) (3) (a) of this section on the division's web site. 68

(4) No person shall be subject to any criminal prosecution 69
or any proceedings before the division or the liquor control 70
commission for failing to display the card. No permit issued by 71
the division shall be suspended, revoked, or canceled because of 72
the failure of the permit holder to display the card. 73

Section 2. That existing section 4301.637 of the Revised 74

Code is hereby repealed. 75

Section 3. Section 4301.637 of the Revised Code is 76
presented in this act as a composite of the section as amended 77
by both S.B. 2 and S.B. 162 of the 121st General Assembly. The 78
General Assembly, applying the principle stated in division (B) 79
of section 1.52 of the Revised Code that amendments are to be 80
harmonized if reasonably capable of simultaneous operation, 81
finds that the composite is the resulting version of the section 82
in effect prior to the effective date of the section as 83
presented in this act. 84