

HOUSE BILL NO. HB0066

Illegal open house parties for minors.

Sponsored by: Representative(s) Simpson, Childers and  
Martin

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.

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

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

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

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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

1 if any alcoholic liquor, malt beverage or drug prohibited  
2 by law to be possessed by a minor is possessed or consumed  
3 at the residence or premises by any minor and the person  
4 knowingly permitted the residence or premises to be used  
5 for that purpose.

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7 (b) The provision of this section shall not apply to:

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9 (i) The furnishing or giving of any alcoholic  
10 liquor or malt beverage by an adult to any person under the  
11 age of twenty-one (21) years, if the recipient is the legal  
12 ward, medical patient or member of the immediate family of  
13 the adult furnishing or giving the alcoholic liquor or malt  
14 beverage;

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16 (ii) The consumption, use or possession of a  
17 drug pursuant to a lawful prescription issued for the drug;

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19 (iii) Religious observance or prescribed medical  
20 treatment;

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22 (iv) The possession of alcoholic liquor, malt  
23 beverage or lawfully prescribed drugs incidental to lawful  
24 employment.

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2 (c) Any person violating any provision of this  
3 section is guilty of a misdemeanor and, upon conviction,  
4 shall be punished by imprisonment for not more than six (6)  
5 months, a fine of not more than seven hundred fifty dollars  
6 (\$750.00), or both.

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8 (d) For purposes of this section:

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10 (i) "Minor" means as defined in W.S.  
11 8-1-102(a)(iii)(B);

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

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

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(END)