

SENATE No. 89

The Commonwealth of Massachusetts

PRESENTED BY:

Eileen M. Donoghue, (BY REQUEST)

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to the posting of fetal alcohol syndrome warning notices.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Eileen M. Donoghue

First Middlesex

Thomas Quinn

868 Mammoth Road

Dracut, MA 01826

SENATE No. 89

By Ms. Donoghue (by request), a petition (accompanied by bill, Senate, No. 89) of Eileen M. Donoghue and Thomas Quinn for legislation to post fetal alcohol syndrome warning notices. Consumer Protection and Professional Licensure.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
□ SENATE
□ , NO. 95 OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to the posting of fetal alcohol syndrome warning notices.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 138 of the General Laws is hereby amended by inserting the
2 following new section:

3 Section 34E:

4 a) Each person licensed pursuant to chapter 138 of the General Laws shall
5 prominently display a sign in each room in which alcoholic beverages are purchased or
6 consumed and in each public restroom on the premises that reads as follows: ALCOHOL
7 CONSUMPTION DURING PREGNANCY IS HARMFUL TO THE FETUS AND CAN
8 CAUSE BIRTH DEFECTS, LOW BIRTH WEIGHT AND FETAL ALCOHOL SYNDROME,
9 WHICH IS A LEADING CAUSE OF DEVELOPMENTAL DISABILITIES.

10 b) Each sign required by Section 1 shall not be less than 8 1/2 inches by 11 inches
11 in size. The letters on the sign shall be not less than one-half inch in height, of the same type,
12 style and color and shall contrast clearly with the sign’s background.

13 c) The Alcoholic Beverages Control Commission shall provide, to any permittee
14 who requests one, a sign that conforms to the requirements of Section 1 of this act and that is
15 suitable for photocopying.

16 d) In the event there is no warning sign posted on the retailer's premises, it shall
17 be the responsibility of the Alcoholic Beverages Control Commission to furnish the retailer with
18 a warning sign. The retailer shall have 30 days from receipt of the warning sign to post it on the
19 licensed premises. Thereafter, a retailer who violates Section 1 of this act is subject to a written
20 warning for the first violation. For a second or subsequent violation, the retailer shall pay a fine
21 of at least twenty dollars but not more than one hundred dollars for each such violation. For the
22 third and subsequent violations, each day the activity continues shall be a separate violation.