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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2011

A N A C T

RELATING TO ALCOHOLIC BEVERAGES - ALCOHOL ENERGY DRINKS

Introduced By: Representative Rene R. Menard

Date Introduced: February 15, 2011

Referred To: House Health, Education & Welfare

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 3-9 of the General Laws entitled "Adulterated Liquors" is hereby
2 amended by adding thereto the following sections:

3 **3-9-12. Alcohol energy drinks.** -- No product which combines beer, strong beer or malt
4 liquor with caffeine, guarana, taurine, or other similar substances which are commonly referred to
5 as "alcohol energy drinks" may be imported into this state, produced, manufactured, distributed,
6 sold or offered for sale by a licensed retailer in this state.

7 **3-9-13. Penalty for violations of section 3-9-12.** -- Any person violating the provisions
8 of section 3-9-12 shall be fined not less than five hundred dollars (\$500) nor more than one
9 thousand dollars (\$1,000) or be imprisoned in the adult correctional institution for a period not to
10 exceed six (6) months.

11 **3-9-14. Sales of alcohol energy drinks.** -- Sales of malt beverages containing a
12 combination of alcohol, caffeine or any other herbal or chemical stimulant currently marketed as
13 alcohol energy drinks shall be prohibited by an wholesalers or Class A alcohol license holder in
14 the State of Rhode Island. Wholesalers and retailers shall have thirty (30) days from the date of
15 passage to remove these products from their shelves.

16 **3-9-15. Penalty for violation of section 3-9-14.** -- Any person violating the provisions of
17 section 3-9-14 shall be fined five hundred dollars (\$500) for a first offense. A second offense
18 shall result in a seven hundred fifty dollar (\$750) fine with a loss of license for one day. A third
19 offense shall result in a thousand dollar (\$1,000) fine and a three (3) day consecutive loss of

1 [license.](#)

2 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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RELATING TO ALCOHOLIC BEVERAGES - ALCOHOL ENERGY DRINKS

1 This act would prevent the sale of alcohol energy drinks and would give wholesalers and
2 retailers thirty (30) days from the date of passage to remove these products from their shelves. It
3 would impose a penalty for a violation.

4 This act would take effect upon passage.

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