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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2011

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A N A C T

RELATING TO ALCOHOLIC BEVERAGES - ALCOHOL ENERGY DRINKS

Introduced By: Representatives Petrarca, Winfield, Fellela, Silva, and Trillo

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  
A N A C T  
RELATING TO ALCOHOLIC BEVERAGES - ALCOHOL ENERGY DRINKS

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- 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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