

Superseded 5/5/2021

32B-4-403 Unlawful sale, offer for sale, or furnishing to minor.

- (1) A person may not sell, offer for sale, or furnish an alcoholic product to a minor.
- (2)
 - (a)
 - (i) Except as provided in Subsection (3), a person is guilty of a class B misdemeanor if the person who violates Subsection (1) negligently or recklessly fails to determine whether the recipient of the alcoholic product is a minor.
 - (ii) As used in this Subsection (2)(a), "negligently" means with simple negligence.
 - (b) Except as provided in Subsection (3), a person is guilty of a class A misdemeanor if the person who violates Subsection (1) knows the recipient of the alcoholic product is a minor.
- (3) This section does not apply to the furnishing of an alcoholic product to a minor in accordance with this title:
 - (a) for medicinal purposes by:
 - (i) the parent or guardian of the minor; or
 - (ii) the health care practitioner of the minor, if the health care practitioner is authorized by law to write a prescription; or
 - (b) as part of a religious organization's religious services.