
AN ACT

Amending the Chuuk State Criminal Code, CSL No. 6-66, by adding a new Section 308 to chapter 3 thereof prohibiting the consumption, possession, sale, or distribution of alcoholic beverages, tobacco, including but not limited to snuff, cigarettes and/or controlled substances by persons under the age of 18, prohibition of the sale or distribution to, and the causing to be consumed by, a minor, by an adult, and prohibiting certain advertising of alcoholic beverages, tobacco, including but not limited to snuff, cigarettes and/or controlled substances, providing for inspections, and for other purposes.

BE IT ENACTED BY THE CHUUK STATE LEGISLATURE:

1 Section 1. Amendment. Chapter 3 of Chuuk State Law No.
2 6-66 is hereby amended by adding a new Section 308 thereto
3 which reads as follows:

4 "Section 308. Responsibility for the Consumption,
5 Possession, Sale, or Distribution of Alcoholic Beverages,
6 Tobacco, Cigarettes, including but not limited to Snuff,
7 and/or Controlled Substances.

8 a) The production, possession, sale, distribution
9 or consumption of alcoholic beverages, tobacco, including but
10 not limited to snuff, cigarettes, and/or "controlled
11 substances" as defined under Chapter 11 of Title 11 of the FSM
12 Code, as now enacted or as hereinafter amended, by a person
13 under the age of 18 for any purpose other than a medically
14 authorized and/or religious purpose, shall be grounds for
15 delinquency proceedings against such a person pursuant to
16 Section 307 above."

17 b) Any person 18 years or older, including but not
18 limited to manufacturers, retailers and distributors, who
19 purposely distributes, or causes to be distributed to or
20 consumed by a person under 18 years of age any amount of
21 alcoholic beverages, tobacco, including but not limited to
22 snuff, cigarettes and/or controlled substances as defined in
23 subsection (a) above, except for medical or religious

1 purposes, shall be guilty of a misdemeanor, and upon
2 conviction thereof, shall be imprisoned for not less than 30
3 days or be fined not less than \$100, or both. This subsection
4 shall not be construed to reduce the penalty applicable under
5 any other provision of law.

6 c) No manufacturer, retailer or distributor of alcoholic
7 beverages, tobacco, including but not limited to snuff,
8 cigarettes and/or controlled substances, as defined in
9 subsection (a) above, or other person, shall advertise or
10 promote, by billboard, radio, television, public broadcast,
11 handout, device or otherwise for commercial purposes, other
12 than by radio or cable television where the operator does not
13 control the content of the programming:

14 (1) any tobacco product, including but not limited
15 to snuff;

16 (2) any alcoholic beverage, including but not
17 limited to beer, wine, and liquor;

18 (3) any controlled substances, as defined in
19 subsection (a) above.

20 Any person who violates the provisions of this subsection (c)
21 shall be guilty of a misdemeanor, and upon conviction thereof,
22 shall be fined not less than \$100 per offense, or imprisoned
23 not less than 30 days per offense, or both.

24 d) Notwithstanding the prohibitions of subsection
25 (c) of this section, nothing herein shall prohibit a
26 commercial vendor from displaying prices of legal products by
27 signs.


28 e) To ensure compliance with subsections (b) and
29 (c) above, random, unannounced inspections shall be conducted
30 periodically by the Department of Public Safety or the
31 Department of Health Services, or their designee(s), of retail
32 or other establishments where alcoholic beverages, tobacco,

1 including but not limited to snuff, and controlled substances,
2 as defined in subsection (a) above, are manufactured, sold or
3 distributed.

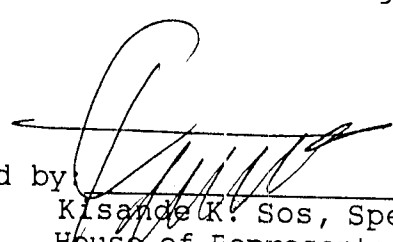
4 f) Signs shall be prominently posted in all retail
5 or other establishments where alcoholic beverages, tobacco
6 products, including but not limited to snuff, or controlled
7 substances, as defined in subsection (a) above, are sold or
8 distributed, on which are printed the prohibitions and
9 penalties contained in subsection (b) above. The signs shall
10 be printed in Chuukese, or any local variation of Chuukese
11 spoken in the area where the establishment is located, and in
12 English, in letters designed to be easily read, at least one-
13 half inch high. Any person who violates the provisions of
14 this subsection shall be guilty of a misdemeanor, and upon
15 conviction thereof, shall be fined not less than \$100 per
16 offense, and shall be required to comply with the requirements
17 of this subsection immediately.

18 Section 2. Effective Date. This Act shall take effect
19 upon approval by the Governor, or upon its becoming law
20 without such approval

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23 Attested:

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25 _____
26 Herter Sorim, Chief Clerk
27 House of Representatives
28 Chuuk State Legislature

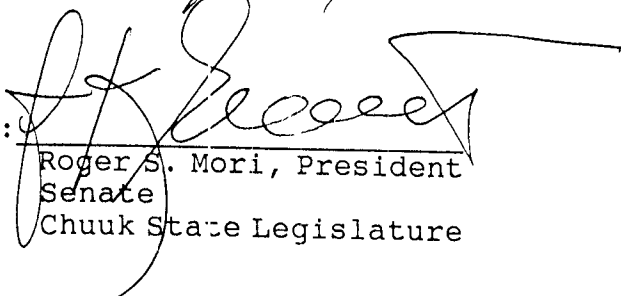
Signed by:


Kisanke K. Sos, Speaker
House of Representatives
Chuuk State Legislature

Date:

8/26/94

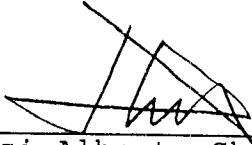
Signed by:


Roger S. Mori, President
Senate
Chuuk State Legislature

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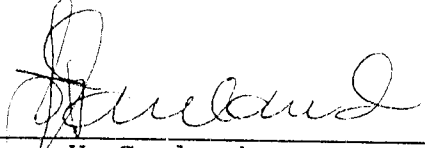
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Attested:



Datasi Albert, Chief Clerk
Senate
Chuuk State Legislature

Date: 8/26/94

Approved by: 

Sasao H. Gouland, Governor
Chuuk State Government

Date: 8/26/94

History : H.B.NO. 2-165;HD1;SD2
 : H.S.C.R.NO. None
Introduced by : Rep. Walter Tim