

FIRST REGULAR SESSION

# HOUSE BILL NO. 364

## 95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES SILVEY (Sponsor), NANCE, NOLTE,  
ERVIN AND FLOOK (Co-sponsors).

0363L.01I

D. ADAM CRUMBLISS, Chief Clerk

### AN ACT

To amend chapter 311, RSMo, by adding thereto one new section relating to drinking establishments, with a penalty provision.

*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 311, RSMo, is amended by adding thereto one new section, to be known as section 311.315, to read as follows:

**311.315. 1. As used in this section, the following words shall mean:**

(1) "Drinking establishment", a premises which may be open to the general public, where intoxicating liquor sold by the drink is served;

(2) "Restaurant", an establishment:

(a) Where a permanent kitchen facility where at least commercial grade stove, sink, and refrigeration equipment are located;

(b) Where food is served to the general public during the hours of 7:00 a.m. to 11:00 p.m.;

(c) That is open for the purpose of serving food to the general public at least four hours during such time period, and a staff of at least two employees are dedicated to the preparation, serving, and clean up of food items for sale to the general public; and

(d) Where fifty percent of all gross sales are sales of prepared meals;

(3) "Underage entertainer", a person under the age of twenty-one who is solely at the drinking establishment for the purpose of presenting a live performance alone or as a member of a group.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16           **2. Except for underage entertainers, no person under the age of twenty-one shall**  
17 **be allowed inside the premises of a drinking establishment. A drinking establishment shall**  
18 **not include a restaurant, as defined in this section. Any person who is found violating this**  
19 **section shall be guilty of a class C misdemeanor.**

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