

## Appendix I: Furnishing Alcohol to a Minor vs. Endangering the Welfare of a Child

	Furnishing or allowing consumption of liquor by certain persons prohibited 28-A M.R.S. §2081(1)(A)	Furnishing or allowing consumption of liquor by certain persons prohibited 28-A M.R.S. §2081(1)(B)	Endangering the welfare of a child 17-A M.R.S. §554(1)(B)										
<b>Prohibitions</b>	<p>Knowingly</p> <ul style="list-style-type: none"> <li>• procure (or aid/assist in procuring)</li> <li>• furnish</li> <li>• give</li> <li>• sell</li> <li>• deliver liquor for or to a “minor”</li> </ul>	<p>Knowingly allow a “minor” under defendant’s control or a minor in a place under defendant’s control to possess or consume liquor</p>	<p>Knowingly</p> <ul style="list-style-type: none"> <li>• furnish (or offer to)</li> <li>• give away (or offer to)</li> <li>• sell (or offer to)</li> </ul> <p>any intoxicating liquor to a “child”</p>										
<b>Victim</b>	“minor”: < 21 years of age	“minor”: < 21 years of age	“child”: < 16 years of age										
<b>Exception</b>	defendant serves liquor to a minor in a home in the presence of the minor’s parent, guardian or custodian	defendant serves liquor to a minor in a home in the presence of the minor’s parent, guardian or custodian	n/a										
<b>Affirmative Defense</b>	n/a	n/a	defendant is parent, foster parent, guardian or similar person and served the child a reasonable amount of intoxicating liquor in defendant’s home and presence										
<b>Penalty</b>	<p><b>Class D</b>; and required penalties apply if:</p> <table border="1" style="width: 100%;"> <tr> <td>Minor is &lt;18 years old</td> <td>Minimum \$500 fine</td> </tr> <tr> <td>2<sup>nd</sup> offense in 6 years (regardless of minor’s age)</td> <td>Minimum \$1,000 fine</td> </tr> <tr> <td>≥ 3<sup>rd</sup> offense in 6 years (regardless of minor’s age)</td> <td>Minimum \$1,500 fine</td> </tr> </table> <p><b>OR: Class C</b> if consumption of liquor by the minor causes serious bodily injury to or the death of any person.</p>	Minor is <18 years old	Minimum \$500 fine	2 <sup>nd</sup> offense in 6 years (regardless of minor’s age)	Minimum \$1,000 fine	≥ 3 <sup>rd</sup> offense in 6 years (regardless of minor’s age)	Minimum \$1,500 fine	<p><b>Class D</b>; and required penalties apply if:</p> <table border="1" style="width: 100%;"> <tr> <td>Minor is &lt;18 years old</td> <td>Minimum \$1,000 fine</td> </tr> <tr> <td>2<sup>nd</sup> offense in 6 years (regardless of minor’s age)</td> <td>Minimum \$2,000 fine</td> </tr> </table> <p><b>OR: Class C</b> if consumption of liquor by the minor causes serious bodily injury to or the death of any person.</p>	Minor is <18 years old	Minimum \$1,000 fine	2 <sup>nd</sup> offense in 6 years (regardless of minor’s age)	Minimum \$2,000 fine	<p><b>Class D</b></p>
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