HOUSE DOCKET, NO. 2441 FILED ON: 1/17/2019

HOUSE . . . . . No. 1978

The Commonwealth of Massachusetts

PRESENTED BY:

James M. Murphy

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to prohibit the sale of "energy drinks" to persons under the age of 18.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
James M. Murphy	*4th Norfolk*	*1/17/2019*

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HOUSE . . . . . No. 1978

By Mr. Murphy of Weymouth, a petition (accompanied by bill, House, No. 1978) of James M. Murphy for legislation to prohibit the sale of "energy drinks", so-called, to persons eighteen years old or younger. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *1204* OF 2017-2018.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-First General Court
(2019-2020)

An Act to prohibit the sale of "energy drinks" to persons under the age of 18.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 3 of chapter 270 of the General Laws, as appearing in the 2014 Official Edition, is hereby amended by adding at the end thereof the following new paragraph:

Whoever distributes, delivers, gives away or sells, any "Energy Drink" or other ingredient, substance or beverage that exceeds a caffeine content of six (6) milligrams per one (1) fluid ounce serving and contains taurine and glucuronolactone; or a soft drink that is classified as a dietary supplement not regulated by the Food and Drug Administration and that contains eighty (80) or more milligrams of caffeine per eight (8) fluid ounces and generally includes a combination of methylxanthines, B vitamins, and herbal ingredients which are advertised as being specifically designed to provide or increase energy to any persons under the age of eighteen (18) shall be punished by a fine not less than fifty (50) dollars for the first

offense, one hundred (100) for the second offense and two hundred fifty (250) for the third offense.