

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2328

To amend title 23, United States Code, relating to the sale of alcoholic beverages to persons who are less than 21 years of age.

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IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 13, 1995

Mr. STOCKMAN introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To amend title 23, United States Code, relating to the sale of alcoholic beverages to persons who are less than 21 years of age.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as “Jeremy’s Act”.

5 **SEC. 2. NATIONAL MINIMUM DRINKING AGE.**

6 Section 158 of title 23, United States Code, is  
7 amended—

8 (1) in subsections (b)(1)(A), (b)(1)(B), and  
9 (b)(2) by striking “under this section” and inserting  
10 “pursuant to subsection (a)”;

1           (2) by redesignating subsection (c) as sub-  
2           section (e); and

3           (3) by inserting after subsection (b) the follow-  
4           ing new subsections:

5           “(c) WITHHOLDING OF FUNDS FOR NONCOMPLI-  
6           ANCE WITH RESPECT TO SALE OF ALCOHOLIC BEV-  
7           ERAGES.—

8           “(1) FIRST YEAR.—The Secretary shall with-  
9           hold 5 percent of the amount required to be appor-  
10          tioned to any State under each of sections  
11          104(b)(1), 104(b)(3), and 104(b)(5) of this title on  
12          the first day of the fiscal year succeeding the first  
13          fiscal year beginning after September 30, 1998, in  
14          which the sale in such State of any alcoholic bev-  
15          erage to a person who is less than 21 years of age  
16          is lawful.

17          “(2) AFTER THE FIRST YEAR.—The Secretary  
18          shall withhold 10 percent of the amount required to  
19          be apportioned to any State under each of sections  
20          104(b)(1), 104(b)(3), and 104(b)(5) of this title on  
21          the first day of each fiscal year after the second fis-  
22          cal year beginning after September 30, 1997, in  
23          which the sale in such State of any alcoholic bev-  
24          erage to a person who is less than 21 years of age  
25          is lawful.

1       “(d) PERIOD OF AVAILABILITY; EFFECT OF COMPLI-  
2 ANCE AND NONCOMPLIANCE.—

3               “(1) PERIOD OF AVAILABILITY OF WITHHELD  
4 FUNDS.—

5                       “(A) FUNDS WITHHELD ON OR BEFORE  
6 SEPTEMBER 30, 2000.—Any funds withheld pur-  
7 suant to subsection (c) from apportionment to  
8 any State on or before September 30, 2000,  
9 shall remain available for apportionment to  
10 such State until the end of the 3rd fiscal year  
11 following the fiscal year for which such funds  
12 are authorized to be appropriated.

13                       “(B) FUNDS WITHHELD AFTER SEPTEMBER  
14 BER 30, 2000.—No funds withheld pursuant to  
15 subsection (c) from apportionment to any State  
16 after September 30, 2000, shall be available for  
17 apportionment to such State.

18               “(2) APPORTIONMENT OF WITHHELD FUNDS  
19 AFTER COMPLIANCE.—If, before the last day of the  
20 period for which funds withheld pursuant to sub-  
21 section (c) from apportionment are to remain avail-  
22 able for apportionment to a State under paragraph  
23 (1)(A), the State makes effective a law which is in  
24 compliance with subsection (c), the Secretary shall  
25 on the day following the effective date of such law

1 apportion to such State the withheld funds remain-  
2 ing available for apportionment to such State.

3 “(3) PERIOD OF AVAILABILITY OF SUBSE-  
4 QUENTLY APPORTIONED FUNDS.—Any funds appor-  
5 tioned pursuant to paragraph (2) shall remain avail-  
6 able for expenditure until the end of the 3rd fiscal  
7 year succeeding the fiscal year in which such funds  
8 are so apported. Sums not obligated at the end  
9 of such period shall lapse or, in the case of funds  
10 apported under section 104(b)(5) of this title,  
11 shall lapse and be made available by the Secretary  
12 for projects in accordance with section 118(c)(2) of  
13 this title.

14 “(4) EFFECT OF NONCOMPLIANCE.—If, at the  
15 end of the period for which funds withheld under  
16 this section from apportionment are available for ap-  
17 portionment to a State under paragraph (1), the  
18 State has not made effective a law which is in com-  
19 pliance with subsection (a), such funds shall lapse  
20 or, in the case of funds withheld from apportionment  
21 under section 104(b)(5) of this title, such funds  
22 shall lapse and be made available by the Secretary  
23 for projects in accordance with section 118(c)(2) of  
24 this title.”.

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