



Keith D. MacPherson
Chief of Police

Waltham Police Department

"Protecting and Serving with Pride"



SOURCE: CHAPTER 138 SECTION 34B

LIQUOR PURCHASE IDENTIFICATION CARDS

Any licensee, or agent or employee thereof, under this chapter who reasonably relies on a Massachusetts liquor purchase identification card or motor vehicle license issued pursuant to section eight of chapter ninety, or on a Massachusetts identification card issued under section 8E of chapter 90, or on a valid passport issued by the United States government, or by the government, recognized by the United States government, of a foreign country, or a valid United States issued military identification card, for proof of a person's identity and age shall not suffer any modification, suspension, revocation or cancellation of such license, nor shall he suffer any criminal liability, for delivering or selling alcohol or alcoholic beverages to a person under twenty-one years of age.

Any licensee, or agent or employee thereof, under this chapter, who reasonably relies on such Massachusetts liquor purchase identification card, or a Massachusetts identification card issued under section 8E of chapter 90, or a Massachusetts motor vehicle license issued pursuant to said section eight, for proof of a person's identity and age shall be presumed to have exercised due care in making such delivery or sale of alcohol or alcoholic beverages to a person under twenty-one years of age. Such presumption shall be rebuttable; provided, however, that nothing contained herein shall affect the applicability of section sixty-nine.

WPD NOTE: An out of state license or identification is NOT considered exercising due care. However, if you choose to accept an out of state license/ID, you are encouraged to ask for a college or university identification card and contact the college or university for over 21 age verification. In Waltham, both Bentley University (781) 891 2201 and Brandeis University (781) 736 3333 will confirm whether one of their students is over the age of 21.

ALTERED/FAKE ID: Any person who transfers, alters or defaces any such card or license, or who makes, uses, carries, sells or distributes a false identification card or license, or uses the identification card or motor vehicle license of another, or furnishes false information in obtaining such card or license, shall be guilty of a misdemeanor and shall be punished by a fine of not more than two hundred dollars or by imprisonment for not more than three months.

SUBJECT TO ARREST: Any person who is discovered by a police officer in the act of violating the provisions of this section may be placed under arrest.