



General Assembly

January Session, 2001

Committee Bill No. 5589

LCO No. 3113

Referred to Committee on General Law

Introduced by:
(GL)

**AN ACT PERMITTING THE SHIPMENT OF ALCOHOLIC BEVERAGES
TO STATE RESIDENTS.**

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 30-77 of the general statutes is repealed and the following is
2 substituted in lieu thereof:

3 (a) Any person who, without a permit therefor, except as provided
4 in section 30-37, or contrary to the provisions of this chapter and the
5 regulations of the Department of Consumer Protection with respect to
6 the class of permit held by [him] such person, manufactures or, by
7 sample, by soliciting or procuring orders, or otherwise, sells or
8 delivers, or offers or exposes for sale or delivery, or owns or keeps
9 with intent to sell or deliver, or who ships, transports or imports into
10 this state, any alcoholic liquor, shall be subject to the penalties
11 prescribed in section 30-113; provided nothing in this section shall
12 prohibit any common carrier, warehouseman or other lien holder, or
13 any officer acting under legal process, or any insurance company that
14 acquires the same as the result of fire, flood or water damage, from
15 exercising [his or its] the right of such person or such entity to sell
16 alcoholic liquor under a lien or such process or such acquisition, with

17 the permission of the department. The provisions of this section shall
18 not apply to the delivery to a permittee under this chapter of alcoholic
19 liquor which is legally authorized. The provisions of this section shall
20 not apply to the shipment into this state of ethyl alcohol intended for
21 use or used for scientific, mechanical and industrial uses, for use in
22 hospitals and public institutions, for medicinal purposes in the
23 manufacture of patented, proprietary, medicinal, pharmaceutical,
24 antiseptic, toilet, scientific, chemical, mechanical and industrial
25 preparations or products not sold as a beverage for human
26 consumption, nor to the shipment of wine to be used in the
27 manufacture of patented, proprietary or pharmaceutical preparations
28 or products or in the manufacture of fruit preserves. No such shipment
29 shall be made except with the approval of the department and only in
30 such manner as the department prescribes. The department shall
31 notify the Commissioner of Revenue Services of the approval of any
32 such shipment.

33 (b) The provisions of this section shall not prohibit a person, other
34 than a minor, from producing beer for personal or family use only, in
35 the following amounts: (1) One hundred gallons or less in one calendar
36 year if there are two persons who have attained the age of twenty-one
37 residing in the household; and (2) fifty gallons or less in one calendar
38 year if there is only one person who has attained the age of twenty-one
39 residing in the household. Such beer may be transported in sealed
40 containers for use at organized affairs including beer exhibitions,
41 contests or competitions. Such beer shall not be sold or offered for sale.

42 (c) The provisions of this section shall not prohibit a person licensed
43 in another state as an alcoholic beverage producer, supplier, importer,
44 wholesaler, distributor or retailer from shipping shipments of alcoholic
45 beverages for which such person holds the appropriate out-of-state
46 shipper's permit, as provided in sections 30-18, 30-18a and 30-19, if (1)
47 such shipment is addressed to a person, other than a minor; (2) a
48 person, other than a minor, signs for the receipt of such shipment at
49 the time and place of delivery; (3) the person shipping the shipment

50 reports such shipment to the Department of Consumer Protection in
51 such manner as the department prescribes; (4) all taxes attributable to
52 the production, sale and consumption of such shipment are satisfied;
53 (5) such shipments addressed to a person, in their aggregate, contain
54 twenty-four bottles or less if shipped in a period of thirty days or less;
55 and (6) the person shipping the shipment pays an annual fee of one
56 hundred dollars in addition to any fee required under section 30-18,
57 30-18a or 30-19.

Statement of Purpose:

To allow a person with an out-of-state shipper's license to ship up to twenty-four bottles of alcoholic beverage in a month to any state resident aged twenty-one years or older in certain specified circumstances.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. GREENE, 105th Dist.