



General Assembly

Amendment

January Session, 2001

LCO No. **5687**

Offered by:

REP. O'NEILL, 69th Dist.

To: Subst. House Bill No. **5585**

File No. 253

Cal. No. 193

"AN ACT AUTHORIZING THE USE OF TRANSACTION SCAN DEVICES BY SELLERS OF ALCOHOLIC LIQUOR AND TOBACCO."

1 After line 199, insert the following:

2 "Sec. 3. Section 30-77 of the general statutes is repealed and the
3 following is substituted in lieu thereof:

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

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

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

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

49 the receipt of such shipment at the time and place of delivery; (3) the
50 person shipping the shipment reports such shipment to the
51 Department of Consumer Protection in such manner as the department
52 prescribes; (4) all taxes attributable to the production, sale and
53 consumption of such shipment are satisfied; and (5) such shipments
54 addressed to a person, in their aggregate, contain twenty-four bottles
55 of wine, as defined in subsection (19) of section 30-1, or less if shipped
56 in a period of thirty days or less."