



General Assembly

**Amendment**

January Session, 2001

LCO No. 6794

Offered by:

REP. O'NEILL, 69<sup>th</sup> Dist.

REP. FEDELE, 147<sup>th</sup> Dist.

REP. KLARIDES, 114<sup>th</sup> Dist.

To: Subst. House Bill No. 5585

File No. 705

Cal. No. 193

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

1 After line 195, insert the following:

2 "Sec. 3. Subsection (a) of section 30-77 of the general statutes is  
3 repealed and the following is substituted in lieu thereof:

4 (a) Any person who, without a permit therefor, except as provided  
5 in section 30-37 or subsection (b) of section 12-436, or contrary to the  
6 provisions of this chapter and the regulations of the Department of  
7 Consumer Protection with respect to the class of permit held by [him]  
8 such person, manufactures or, by sample, by soliciting or procuring  
9 orders, or otherwise, sells or delivers, or offers or exposes for sale or  
10 delivery, or owns or keeps with intent to sell or deliver, or who ships,  
11 transports or imports into this state, any alcoholic liquor, shall be  
12 subject to the penalties prescribed in section 30-113; provided nothing

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

34 Sec. 4. Subdivision (2) of subsection (b) of section 12-436 of the  
35 general statutes is repealed and the following is substituted in lieu  
36 thereof:

37 (2) No person shall ship, transport or import alcoholic beverages  
38 into this state unless such alcoholic beverages are delivered to a  
39 licensed distributor or to an internal revenue or United States customs  
40 bonded warehouse under regulations prescribed by the Commissioner  
41 of Revenue Services, or are transported in bonded trucks to vessels in  
42 Connecticut ports for export; provided (A) any individual may import  
43 alcoholic beverages purchased by such individual within the territorial  
44 limits of the United States to an amount not to exceed five gallons in  
45 any sixty-day period for such individual's own consumption, (B) any  
46 individual may import alcoholic beverages, whether or not purchased

47 by such individual, from outside the territorial limits of the United  
48 States to an amount not to exceed five gallons in any three-hundred-  
49 sixty-five-day period for such individual's own consumption, and (C)  
50 any individual who has resided outside the United States for a period  
51 of six months or more may, on one occasion and in conjunction with  
52 the return of such individual's personal and household goods and  
53 effects upon the termination of such foreign residency, import wine to  
54 an amount not to exceed one hundred gallons, of which not more than  
55 twenty gallons shall be of the same brand and spirits not to exceed ten  
56 gallons of which not more than two gallons shall be of the same brand,  
57 after making application in each such case to the Department of  
58 Revenue Services and presenting with the application a tax return  
59 prescribed by the Commissioner of Revenue Services and reporting the  
60 taxes under this chapter and under chapter 219 for which the applicant  
61 is liable. Payment of such taxes shall accompany such application and  
62 tax return. A copy of the importation certificate issued by the  
63 Department of Revenue Services shall accompany each such shipment.  
64 The provisions of this subdivision shall not be construed as requiring  
65 an individual to be physically present at the point of purchase of  
66 alcoholic beverages to import such alcoholic beverages."