



General Assembly

January Session, 2003

**Raised Bill No. 1112**

LCO No. 4134

Referred to Committee on General Law

Introduced by:  
(GL)

***AN ACT CONCERNING THE DRAM SHOP ACT.***

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

1 Section 1. Section 30-102 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) If any person, by himself or [his] such person's agent, sells any  
4 alcoholic liquor to an intoxicated person, and such purchaser, in  
5 consequence of such intoxication, thereafter injures the person or  
6 property of another, such seller shall pay just damages to the person  
7 injured, up to the amount of [twenty] fifty thousand dollars, or to  
8 persons injured in consequence of such intoxication up to an aggregate  
9 amount of [fifty] one hundred thousand dollars, to be recovered in an  
10 action under this section, provided the aggrieved person or persons  
11 shall give written notice to such seller within sixty days of the  
12 occurrence of such injury to person or property of [his or their] such  
13 person's or persons' intention to bring an action under this section. In  
14 computing such sixty-day period, the time between the death or  
15 incapacity of any aggrieved person and the appointment of an  
16 executor, administrator, conservator or guardian of [his] such person's  
17 estate shall be excluded, except that the time so excluded shall not

18 exceed one hundred twenty days. Such notice shall specify the time,  
19 the date and the person to whom such sale was made, the name and  
20 address of the person injured or whose property was damaged, and  
21 the time, date and place where the injury to person or property  
22 occurred. No action under the provisions of this section shall be  
23 brought but within one year from the date of the act or omission  
24 complained of.

25 (b) The provisions of this section provide the exclusive remedy for  
26 such injured person against the seller of alcoholic liquor and such  
27 injured person shall have no cause of action against such seller for  
28 negligence, gross negligence, wanton and reckless misconduct or on  
29 any other grounds.

This act shall take effect as follows:	
Section 1	<i>from passage</i>

**Statement of Purpose:**

To increase the recovery limits under the Dram Shop Act and to provide that an action under the act is the exclusive remedy against the seller of alcoholic liquor by a person injured by an intoxicated person to whom such seller sold alcoholic liquor.

*[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.]*