



General Assembly

January Session, 2003

Amendment

LCO No. 6475

HB0581006475HR0

Offered by:

REP. WITKOS, 17th Dist.
REP. KLARIDES, 114th Dist.
REP. POWERS, 151st Dist.
REP. GOOGINS, 31st Dist.
REP. COCCO, 127th Dist.
REP. HYSLOP, 39th Dist.
REP. BOUKUS, 22nd Dist.
REP. STONE, 134th Dist.
REP. DARGAN, 115th Dist.
REP. BEAMON, 72nd Dist.
REP. MCMAHON, 15th Dist.

REP. DICKMAN, 132nd Dist.
REP. FERRARI, 62nd Dist.
REP. PETERS, 30th Dist.
REP. FARR, 19th Dist.
REP. NOUJAIM, 74th Dist.
REP. LAWLOR, 99th Dist.
REP. STONE, 9th Dist.
REP. BERNHARD, 136th Dist.
REP. LABRIOLA, 131st Dist.
REP. D'AMELIO, 71st Dist.

To: House Bill No. 5810

File No. 203

Cal. No. 156

"AN ACT CONCERNING THE LIQUOR CONTROL ACT."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 30-89 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2003*):

5 (a) Any person to whom the sale of alcoholic liquor is by law
6 forbidden who purchases or attempts to purchase such liquor or who
7 makes any false statement for the purpose of procuring such liquor

8 shall be fined not less than two hundred nor more than five hundred
9 dollars.

10 (b) Any minor who possesses any alcoholic liquor [on any street or
11 highway or in any public place or place open to the public, including
12 any club which is open to the public,] shall be fined not less than two
13 hundred nor more than five hundred dollars. The provisions of this
14 subsection shall not apply to (1) a person over age eighteen who is an
15 employee or permit holder under section 30-90a and who possesses
16 alcoholic liquor in the course of [his] such person's employment or
17 business, (2) a minor who possesses alcoholic liquor on the order of a
18 practicing physician, or (3) a minor who possesses alcoholic liquor
19 while accompanied by a parent, guardian or spouse of the minor, who
20 has attained the age of twenty-one.

21 (c) For the purposes of this section, "minor" means a person under
22 twenty-one years of age.

23 Sec. 502. Subsection (b) of section 30-86 of the general statutes is
24 repealed and the following is substituted in lieu thereof (*Effective*
25 *October 1, 2003*):

26 (b) (1) Any permittee or any servant or agent of a permittee who
27 sells or delivers alcoholic liquor to any minor [,] or [to] any intoxicated
28 person, or to any habitual drunkard, knowing the person to be such an
29 habitual drunkard, shall be subject to the penalties of section 30-113.

30 (2) Any person, other than a permittee or any servant or agent of a
31 permittee, who sells, ships, delivers or gives [any such liquors to such
32 minor] alcoholic liquor to a minor, by any means, including, but not
33 limited to, the Internet or any other on-line computer network, except
34 on the order of a practicing physician, shall be fined not more than one
35 thousand five hundred dollars or imprisoned not more than eighteen
36 months, or both.

37 (3) Any person sixteen years of age or older who, having possession
38 or control of any dwelling unit or private property and while being

39 present in such dwelling unit or upon such private property, knows or
40 has reason to know that a minor possesses alcoholic liquor in violation
41 of subsection (b) of section 30-89, as amended by this act, in such
42 dwelling unit or upon such private property and fails to make
43 reasonable efforts to halt such possession, shall have committed an
44 infraction.

45 (4) The provisions of this [section] subsection shall not apply [(1)]
46 (A) to a sale, shipment or delivery made to a person over age eighteen
47 who is an employee or permit holder under section 30-90a and where
48 such sale, shipment or delivery is made in the course of such person's
49 employment or business, [(2)] (B) to a sale, shipment or delivery made
50 in good faith to a minor who practices any deceit in the procurement of
51 an identity card issued in accordance with the provisions of section
52 1-1h, who uses or exhibits any such identity card belonging to any
53 other person or who uses or exhibits any such identity card that has
54 been altered or tampered with in any way, or [(3)] (C) to a shipment or
55 delivery made to a minor by a parent, guardian or spouse of the minor,
56 provided such parent, guardian or spouse has attained the age of
57 twenty-one and provided such minor possesses such alcoholic liquor
58 while accompanied by such parent, guardian or spouse.

59 (5) For the purposes of this subsection, "minor" means a person
60 under twenty-one years of age."