



General Assembly

January Session, 2005

Committee Bill No. 5463

LCO No. 4495

* HB05463TRA 032205 *

Referred to Committee on Transportation

Introduced by:
(TRA)

**AN ACT SUSPENDING THE OPERATOR'S LICENSE OF A PERSON
CONVICTED OF PROVIDING ALCOHOL TO A MINOR.**

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

1 Section 1. Section 14-111e of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2005*):

3 (a) The Commissioner of Motor Vehicles shall suspend, for a period
4 of one hundred fifty days, the motor vehicle operator's license or
5 nonresident operating privilege of any person under the age of twenty-
6 one who has been convicted of a violation of section 30-88a involving
7 the misuse of an operator's license or section 30-89 involving the
8 purchase and possession of alcoholic liquor by a minor.

9 (b) Any person under the age of twenty-one who has not been
10 issued a motor vehicle operator's license under section 14-36 and who
11 has been convicted of a violation of section 30-88a involving the
12 misuse of an operator's license, section 30-89 involving the purchase
13 and possession of alcoholic liquor by a minor or subsection (e) of
14 section 1-1h involving the misuse of an identity card, shall not be
15 issued a new operator's license by the commissioner under section 14-

16 36 until a period of one hundred fifty days has elapsed from the date
17 all applicable requirements for any such license have been satisfied by
18 the applicant.

19 (c) The Commissioner of Motor Vehicles shall suspend the motor
20 vehicle operator's license or nonresident operating privilege of any
21 person convicted of a violation of subdivision (2) of subsection (b) of
22 section 30-86, as amended by this act, for six months for a first
23 conviction, one year for a second conviction and two years for a third
24 or subsequent conviction.

25 Sec. 2. Subsection (b) of section 30-86 of the general statutes is
26 repealed and the following is substituted in lieu thereof (*Effective*
27 *October 1, 2005*):

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

32 (2) Any person who sells, ships, delivers or gives any [such liquors
33 to such] alcoholic liquor to any minor, by any means, including, but
34 not limited to, the Internet or any other on-line computer network,
35 except on the order of a practicing physician, shall be fined not more
36 than one thousand five hundred dollars or imprisoned not more than
37 eighteen months, or both. Each court shall report each conviction
38 under this subdivision to the Commissioner of Motor Vehicles who
39 shall suspend the motor vehicle operator's license or nonresident
40 operating privilege of the person reported as convicted in accordance
41 with subsection (c) of section 14-111e, as amended by this act.

42 (3) The provisions of this [section] subsection shall not apply [(1)]
43 (A) to a sale, shipment or delivery made to a person over age eighteen
44 who is an employee or permit holder under section 30-90a and where
45 such sale, shipment or delivery is made in the course of such person's
46 employment or business, [(2)] (B) to a sale, shipment or delivery made

47 in good faith to a minor who practices any deceit in the procurement of
48 an identity card issued in accordance with the provisions of section
49 1-1h, who uses or exhibits any such identity card belonging to any
50 other person or who uses or exhibits any such identity card that has
51 been altered or tampered with in any way, or [(3)] (C) to a shipment or
52 delivery made to a minor by a parent, guardian or spouse of the minor,
53 provided such parent, guardian or spouse has attained the age of
54 twenty-one and provided such minor possesses such alcoholic liquor
55 while accompanied by such parent, guardian or spouse.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005</i>	14-111e
Sec. 2	<i>October 1, 2005</i>	30-86(b)

TRA *Joint Favorable*