



General Assembly

February Session, 2006

Raised Bill No. 5667

LCO No. 2441

02441_____GL_

Referred to Committee on General Law

Introduced by:
(GL)

AN ACT CONCERNING THE REGISTRATION OF ALCOHOLIC LIQUOR BRANDS AND FEES AND PRICE POSTING AND NOTICE.

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

1 Section 1. Section 30-63 of the 2006 supplement to the general
2 statutes is repealed and the following is substituted in lieu thereof
3 (*Effective October 1, 2006*):

4 (a) No holder of any manufacturer, wholesaler or out-of-state
5 shipper's permit shall ship, transport or deliver within this state, or sell
6 or offer for sale, any alcoholic liquors unless the name of the brand,
7 trade name or other distinctive characteristic by which such alcoholic
8 liquors are bought and sold, the name and address of the manufacturer
9 thereof and the name and address of each wholesaler permittee who is
10 authorized by the manufacturer or his authorized representative to sell
11 such alcoholic liquors are registered with the Department of Consumer
12 Protection and until such brand, trade name or other distinctive
13 characteristic has been approved by the department. Such registration
14 shall be valid for a period of three years. The fee for such registration,
15 or renewal thereof, shall be one hundred dollars for out-of-state
16 shippers and three dollars for Connecticut manufacturers for each

17 brand so registered, payable by the manufacturer or his authorized
18 representative when such liquors are manufactured in the United
19 States and by the importer or his authorized representative when such
20 liquors are imported into the United States. The department shall not
21 approve the brand registration of any fortified wine, as defined in
22 section 12-433, which is labeled, packaged or canned so as to appear to
23 be a wine or liquor cooler, as defined in section 12-433.

24 (b) No manufacturer, wholesaler or out-of-state shipper permittee
25 shall discriminate in any manner in price discounts between one
26 permittee and another on sales or purchases of alcoholic liquors
27 bearing the same brand or trade name and of like age, size and quality,
28 nor shall such manufacturer, wholesaler or out-of-state shipper
29 permittee allow in any form any discount, rebate, free goods,
30 allowance or other inducement for the purpose of making sales or
31 purchases.

32 (c) For alcoholic liquor other than beer, each manufacturer,
33 wholesaler and out-of-state shipper permittee shall post with the
34 department, on a monthly basis, the bottle, can and case price of any
35 brand of goods offered for sale in Connecticut, which price when so
36 posted shall be the controlling price for such manufacturer, wholesaler
37 or out-of-state permittee for the month following such posting. For
38 beer, each manufacturer, wholesaler and out-of-state shipper permittee
39 shall post with the department, on a monthly basis, the bottle, can and
40 case price, and the price per keg or barrel or fractional unit thereof for
41 any brand of goods offered for sale in Connecticut which price when
42 so posted shall be the controlling price for such brand of goods offered
43 for sale in this state for the month following such posting. Such
44 manufacturer, wholesaler and out-of-state shipper permittee may also
45 post additional prices for such bottle, can, case, keg or barrel or
46 fractional unit thereof for a specified portion of the following month
47 which prices when so posted shall be the controlling prices for such
48 bottle, can, case, keg or barrel or fractional unit thereof for such
49 specified portion of the following month. Notice of all manufacturer,

50 wholesaler and out-of-state shipper permittee prices shall be given to
51 permittee purchasers by direct mail, Internet web site or advertising in
52 a trade publication having circulation among the retail permittees
53 except a wholesaler permittee may give such notice by hand delivery.
54 Price postings with the department setting forth wholesale prices to
55 retailers shall be available for inspection during regular business hours
56 at the offices of the department by manufacturers and wholesalers
57 until three o'clock p.m. of the first business day after the last day for
58 posting prices. A manufacturer or wholesaler may amend his posted
59 price for any month to meet a lower price posted by another
60 manufacturer or wholesaler with respect to alcoholic liquor bearing the
61 same brand or trade name and of like age, vintage, quality and unit
62 container size; provided that any such amended price posting shall be
63 filed before three o'clock p.m. of the fourth business day after the last
64 day for posting prices; and provided further such amended posting
65 shall not set forth prices lower than those being met. Any
66 manufacturer or wholesaler posting an amended price shall, at the
67 time of posting, identify in writing the specific posting being met. All
68 wholesaler postings for the following month shall be provided to retail
69 permittees not later than the [twelfth] twenty-seventh day of the
70 month prior to such posting.

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| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | <i>October 1, 2006</i> | 30-63 |

Statement of Purpose:

To allow Internet web site price notice to liquor permittee purchasers and to allow wholesaler postings for the following month to be provided to retail permittees not later than the twenty-seventh day of the month prior to such posting.

[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.]