



General Assembly

January Session, 2007

Raised Bill No. 7389

LCO No. 5792

05792_____JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

**AN ACT CONCERNING PERMITTEE LIABILITY FOR DAMAGE TO
PROPERTY ADJACENT TO A LIQUOR PERMIT PREMISES.**

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

- 1 Section 1. (NEW) (*Effective October 1, 2007*) (a) As used in this
2 section, "retail permittee" means the holder of a permit allowing the
3 sale of alcoholic liquor for on-premises consumption.
- 4 (b) Any retail permittee who fails to maintain adequate control of
5 the permit premises or persons on the permit premises shall be liable
6 in a civil action to an owner of property adjacent to the permit
7 premises for any damage proximately caused to such adjacent
8 property by such failure to maintain adequate control. In an action
9 under this section, the court may award to the prevailing party costs
10 and reasonable attorney's fees.

This act shall take effect as follows and shall amend the following
sections:

Section 1	<i>October 1, 2007</i>	New section
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Statement of Purpose:

To impose liability on a retail liquor permittee when property adjacent to the permit premises is damaged due to the retail permittee's failure to maintain adequate control of the permit premises.

[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.]