



General Assembly

January Session, 2009

Raised Bill No. 6428

LCO No. 3430

03430_____ENV

Referred to Committee on Environment

Introduced by:
(ENV)

AN ACT CONCERNING THE OFFENSE OF HUNTING WHILE INTOXICATED.

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

1 Section 1. Section 53-206d of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2009*):

3 (a) (1) No person shall carry a pistol, revolver, machine gun,
4 shotgun, rifle or other firearm, which is loaded and from which a shot
5 may be discharged, upon his person (A) while under the influence of
6 intoxicating liquor or any drug, or both, or (B) while the ratio of
7 alcohol in the blood of such person is [~~ten-hundredths~~] eight-
8 hundredths of one per cent or more of alcohol, by weight.

9 (2) Any person who violates any provision of this subsection shall
10 be guilty of a class B misdemeanor.

11 (b) (1) No person shall engage in hunting while under the influence
12 of intoxicating liquor or any drug, or both, or while impaired by the
13 consumption of intoxicating liquor. A person shall be deemed under
14 the influence when at the time of the alleged offense the person (A) is

15 under the influence of intoxicating liquor or any drug, or both, or (B)
16 has an elevated blood alcohol content. For the purposes of this
17 subdivision, "elevated blood alcohol content" means (i) a ratio of
18 alcohol in the blood of such person that is [ten-hundredths] eight-
19 hundredths of one per cent or more of alcohol, by weight, or (ii) if such
20 person has been convicted of a violation of this subsection, a ratio of
21 alcohol in the blood of such person that is seven-hundredths of one per
22 cent or more of alcohol, by weight. A person shall be deemed impaired
23 when at the time of the alleged offense the ratio of alcohol in the blood
24 of such person was more than seven-hundredths of one per cent of
25 alcohol, by weight, but less than [ten-hundredths] eight-hundredths of
26 one per cent of alcohol, by weight.

27 (2) Any person who violates any provision of this subsection shall
28 be guilty of a class A misdemeanor.

29 (3) Enforcement officers of the Department of Environmental
30 Protection are empowered to arrest for a violation of the provisions of
31 this subsection.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2009	53-206d

Statement of Purpose:

To make the definition of elevated blood content for the offense of hunting while intoxicated consistent with the prohibited level for the offense of driving while intoxicated.

[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.]