



Senate

General Assembly

File No. 166

January Session, 2011

Senate Bill No. 985

Senate, March 23, 2011

The Committee on General Law reported through SEN. DOYLE of the 9th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

AN ACT AMENDING THE LIQUOR CONTROL ACT.

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

1 Section 1. Subsection (a) of section 30-17b of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2011*):

4 (a) No person shall be employed by any wholesaler of alcoholic
5 liquor to sell or offer for sale alcoholic liquor to any retailer of alcoholic
6 liquor unless such person holds a wholesaler's salesman certificate or
7 files an application for such certificate not later than ten days after the
8 date of his or her initial employment. Any person desiring a
9 wholesaler's salesman certificate or renewal thereof, shall file a sworn
10 application for such certificate upon forms to be furnished by the
11 Department of Consumer Protection, showing his or her name,
12 address and such other information as the department may require.
13 An application for an initial certificate shall be accompanied by a
14 nonrefundable fee in the amount of fifty dollars. All such certificates
15 shall expire annually on January thirty-first. The annual renewal fee

16 for a certificate is ten dollars. Upon approval of such application, the
17 department shall issue a certificate which shall be renewed only upon
18 change of employment. If a certified wholesaler's salesman changes
19 employment, a renewal application shall be filed not later than ten
20 days after the date such new employment commences and shall be
21 accompanied by a nonrefundable fee in the amount of fifty dollars.

22 Sec. 2. Section 30-77 of the general statutes is amended by adding
23 subsection (c) as follows (*Effective October 1, 2011*):

24 (NEW) (c) The provisions of this section shall not prohibit a person
25 from manufacturing or dispensing wine as part of an academic course
26 in a curriculum established, approved by and under the control of an
27 accredited institution of higher education and located on the premises
28 of such accredited institution.

29 Sec. 3. Subsection (e) of section 30-91 of the general statutes is
30 repealed and the following is substituted in lieu thereof (*Effective*
31 *October 1, 2011*):

32 (e) (1) In the case of any premises operating under a tavern permit
33 or premises operating under a cafe permit, wherein, under the
34 provisions of this section, the sale of alcoholic liquor is forbidden on
35 certain days or hours of the day, or during the period when a tavern
36 permit or cafe permit is suspended, it shall likewise be unlawful to
37 keep such premises open to, or permit it to be occupied by, the public
38 on such days or hours.

39 (2) In the case of any premises operating under a cafe permit, it shall
40 be unlawful to keep such premises open to, or permit such premises to
41 be occupied by, the public between the hours of one o'clock a.m. and
42 six o'clock a.m. on Monday, Tuesday, Wednesday, Thursday or Friday
43 and between the hours of two o'clock a.m. and six o'clock a.m. on
44 Saturday or Sunday or during any period when such permit is
45 suspended, provided the sale or the dispensing or consumption of
46 alcohol on such premises operating under such cafe permit shall be
47 prohibited beyond the hours authorized for the sale or the dispensing

48 or consumption of alcohol for such premises under this section.

49 (3) Notwithstanding any provision in this chapter, in the case of any
 50 premises operating under a tavern or cafe permit, it shall be lawful for
 51 such premises to be open to, or be occupied by, the public when such
 52 premises is being used as a site for film, television, video or digital
 53 production eligible for a film production tax credit pursuant to section
 54 12-217jj, provided the sale or the dispensing or consumption of alcohol
 55 on such premises operating under such tavern or cafe permit shall be
 56 prohibited beyond the hours authorized for the sale or the dispensing
 57 or consumption of alcohol for such premises under this section.

58 Sec. 4. (NEW) (*Effective October 1, 2011*) (a) No person shall offer,
 59 serve, deliver, give or sell a bottle of distilled spirits to any person for
 60 on-premises consumption on premises for which an on-premises
 61 permit has been issued pursuant to title 30 of the general statutes.

62 (b) Any person who violates the provisions of subsection (a) of this
 63 section shall be subject to the penalties of section 30-113 of the general
 64 statutes.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2011</i>	30-17b(a)
Sec. 2	<i>October 1, 2011</i>	30-77
Sec. 3	<i>October 1, 2011</i>	30-91(e)
Sec. 4	<i>October 1, 2011</i>	New section

GL *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 12 \$	FY 13 \$
Consumer Protection, Dept.	GF - Revenue Gain	17,000 to 20,000	17,000 to 20,000

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill results in a revenue gain of \$17,000 to \$20,000 per year as it provides for a \$10 renewal fee for a wholesaler's salesman certificate. Revenue in any one year varies due to employment changes in the industry. Currently a one-time initial fee of \$50 is charged.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to the number of permits issued.

OLR Bill Analysis**SB 985*****AN ACT AMENDING THE LIQUOR CONTROL ACT.*****SUMMARY:**

This bill makes several changes to the liquor laws.

It makes the wholesaler's salesman certificate expire annually on January 31st, with a renewal fee of \$10. Currently, it is only renewed when change of employment occurs.

It allows students and teachers at an accredited higher education institution to make and dispense wine on the institution's premises without a permit as part of an approved academic course.

It extends the hours during which cafés with a liquor permit may serve food, but not alcohol, to the public, by allowing them to begin serving food at 6:00 a.m. daily. With certain exceptions, under current law, they must be closed from 1:00 a.m. to 9:00 a.m. during the week, 2:00 a.m. to 9:00 a.m. on Saturday, and 2:00 a.m. to 11:00 a.m. on Sunday.

It allows café and tavern permit holders to stay open past normal hours when the facilities are being used as film production sites eligible for a state film production tax credit, but does not change when such facilities may sell alcohol.

The bill prohibits the offering, serving, delivering, giving or selling of distilled spirits by the bottle for on-premises consumption at licensed establishments. Each offense is punishable by a fine of up to \$1,000, up to a year in prison, or both.

Finally, the bill makes technical changes.

EFFECTIVE DATE: October 1, 2011

COMMITTEE ACTION

General Law Committee

Joint Favorable

Yea 17 Nay 0 (03/10/2011)