



General Assembly

February Session, 2012

Governor's Bill No. 5021

LCO No. 536

*00536 _____ *

Referred to Committee on General Law

Introduced by:

REP. DONOVAN, 84th Dist.

REP. SHARKEY, 88th Dist.

SEN. WILLIAMS, 29th Dist.

SEN. LOONEY, 11th Dist.

**AN ACT CONCERNING COMPETITIVE ALCOHOLIC LIQUOR PRICING
AND HOURS OF OPERATION FOR PERMITTEES.**

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

1 Section 1. Section 30-14a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2012*):

3 A package store permit may be renewed by the person to whom it
4 was issued or by any person who is a transferee or purchaser of
5 premises operating under a package store permit and who meets the
6 requirements of this chapter concerning eligibility for a liquor permit.
7 [Commencing June 8, 1986, the Department of Consumer Protection
8 may issue one package store permit for every twenty-five hundred
9 residents of a town as determined by the most recently completed
10 decennial census.] The department may authorize the holder of such
11 permit to remove his permit premises to a location in another town
12 provided such removal complies with the provisions of this chapter.

13 Sec. 2. Subsection (b) of section 30-16 of the 2012 supplement to the
14 general statutes is repealed and the following is substituted in lieu
15 thereof (*Effective July 1, 2012*):

16 (b) A manufacturer permit for beer shall be in all respects the same
17 as a manufacturer permit, except that the scope of operations of the
18 holder shall be limited to beer, but shall permit the storage of beer in
19 any part of the state. Such permit shall also authorize the offering and
20 tasting, on the premises of the permittee, of free samples of beer
21 brewed on such premises and the selling at retail from the premises of
22 sealed bottles or other sealed containers of such beer for consumption
23 off the premises. The offering and tasting [shall] may be limited to
24 visitors who have attended a tour of the premises of the permittee.
25 Such selling at retail from the premises of sealed bottles or other sealed
26 containers shall comply with the provisions of subsection (d) of section
27 30-91, as amended by this act, and shall permit not more than [eight]
28 nine liters of beer to be sold to any person on any day on which such
29 sale is authorized under the provisions of subsection (d) of section 30-
30 91, as amended by this act. The annual fee for a manufacturer permit
31 for beer shall be one thousand dollars.

32 Sec. 3. Subsection (f) of section 30-16 of the 2012 supplement to the
33 general statutes is repealed and the following is substituted in lieu
34 thereof (*Effective July 1, 2012*):

35 (f) A manufacturer permit for a brew pub shall allow: (1) The
36 manufacture, storage and bottling of beer, (2) the retail sale of alcoholic
37 liquor to be consumed on the premises with or without the sale of
38 food, (3) the selling at retail from the premises of sealed bottles or
39 other sealed containers of beer brewed on such premises for
40 consumption off the premises, and (4) the sale of sealed bottles or other
41 sealed containers of beer brewed on such premises to the holder of a
42 wholesaler permit issued pursuant to subsection (b) of section 30-17,
43 provided that the holder of a manufacturer permit for a brew pub
44 produces at least five thousand gallons of beer on the premises

45 annually. Such selling at retail from the premises of sealed bottles or
46 other sealed containers shall comply with the provisions of subsection
47 (d) of section 30-91, as amended by this act, and shall permit not more
48 than [eight] nine liters of beer to be sold to any person on any day on
49 which such sale is authorized under the provisions of subsection (d) of
50 section 30-91, as amended by this act. The annual fee for a
51 manufacturer permit for a brew pub shall be three hundred dollars.

52 Sec. 4. Section 30-16 of the 2012 supplement to the general statutes is
53 amended by adding subsection (g) as follows (*Effective July 1, 2012*):

54 (NEW) (g) A manufacturer permit for beer and brew pub shall be in
55 all respects the same as a manufacturer permit for beer as defined in
56 subsection (b) of this section and shall allow those additional
57 permissible uses specified in the manufacturer permit for a brew pub
58 as defined in subsection (f) of this section, provided the holder of a
59 manufacturer permit for beer and brew pub produces at least five
60 thousand gallons of beer on the premises annually. The annual fee for
61 a manufacturer permit for beer and brew pub shall be one thousand
62 five hundred dollars.

63 Sec. 5. Subsection (a) of section 30-17b of the general statutes is
64 repealed and the following is substituted in lieu thereof (*Effective July*
65 *1, 2012*):

66 (a) No person shall be employed by any wholesaler of alcoholic
67 liquor to sell or offer for sale alcoholic liquor to any retailer of alcoholic
68 liquor unless such person holds a wholesaler's salesman certificate or
69 files an application for such certificate not later than ten days after the
70 date of his or her initial employment. Any person desiring a
71 wholesaler's salesman certificate or renewal thereof, shall file a sworn
72 application for such certificate upon forms to be furnished by the
73 Department of Consumer Protection, showing his or her name,
74 address and such other information as the department may require.
75 An application for an initial certificate shall be accompanied by a
76 nonrefundable fee in the amount of fifty dollars. [Upon approval of

77 such application, the department shall issue a certificate which shall be
78 renewed only upon change of employment.] All such certificates shall
79 expire biennially on January thirty-first. The biennial renewal fee for a
80 certificate shall be twenty dollars. If a certified wholesaler's salesman
81 changes employment, a renewal application shall be filed not later
82 than ten days after the date such new employment commences and
83 shall be accompanied by a nonrefundable fee in the amount of fifty
84 dollars.

85 Sec. 6. Subsections (a) and (b) of section 30-20 of the 2012
86 supplement to the general statutes are repealed and the following is
87 substituted in lieu thereof (*Effective July 1, 2012*):

88 (a) A package store permit shall allow the retail sale of alcoholic
89 liquor not to be consumed on the premises, such sales to be made only
90 in sealed bottles or other containers. The holder of a package store
91 permit may, in accordance with regulations adopted by the
92 Department of Consumer Protection pursuant to the provisions of
93 chapter 54, offer free samples of alcoholic liquor for tasting on the
94 premises, conduct demonstrations and conduct tastings or
95 demonstrations provided by a permittee or backer of a package store
96 for a nominal charge to charitable nonprofit organizations. Any
97 offering, tasting or demonstration held on permit premises shall be
98 conducted only during the hours a package store is permitted to sell
99 alcoholic liquor under section 30-91, as amended by this act. No store
100 operating under a package store permit shall sell any commodity other
101 than alcoholic liquor except that, notwithstanding any other provision
102 of law, such store may sell (1) cigarettes, (2) publications, (3) bar
103 utensils, which shall include, but need not be limited to, corkscrews,
104 beverage strainers, stirrers or other similar items used to consume or
105 related to the consumption of alcoholic liquor, (4) gift packages of
106 alcoholic liquor shipped into the state by a manufacturer or out-of-
107 state shipper, which may include a nonalcoholic item in the gift
108 package that may be any item, except food or tobacco products,
109 provided the dollar value of the nonalcoholic items does not exceed

110 the dollar value of the alcoholic items of the package, (5)
111 complementary fresh fruits used in the preparation of mixed alcoholic
112 beverages, (6) cheese or crackers, or both, (7) snack food, including, but
113 not limited to, chips, candy and nuts, (8) nonalcoholic beverages, [(6)]
114 (9) concentrates used in the preparation of mixed alcoholic beverages,
115 [(7)] (10) beer and wine-making kits and products related to beer and
116 wine-making kits, [(8)] (11) ice in any form, [(9)] (12) articles of
117 clothing imprinted with advertising related to the alcoholic liquor
118 industry, [(10)] (13) gift baskets or other containers of alcoholic liquor,
119 [(11)] (14) multiple packages of alcoholic liquors, as defined in
120 subdivision (3) of section 30-1, [provided in all such cases the
121 minimum retail selling price for such alcoholic liquor shall apply,] and
122 [(12)] (15) lottery tickets authorized by the Department of Consumer
123 Protection, if licensed as an agent to sell such tickets by said
124 department. A package store permit shall also allow the taking and
125 transmitting of orders for delivery of such merchandise in other states.
126 Notwithstanding any other provision of law, a package store permit
127 shall allow the participation in any lottery ticket promotion or
128 giveaway sponsored by the Department of Consumer Protection. [The]
129 For a holder of not less than one or more than three package store
130 permits the annual fee for [a package store] each permit shall be five
131 hundred thirty-five dollars. For a holder of not less than four or more
132 than six package store permits the annual fee for each permit shall be
133 one thousand dollars. For a holder of not less than seven or more than
134 nine package store permits the annual fee for each permit shall be one
135 thousand five hundred dollars.

136 (b) A grocery store beer permit may be granted to any grocery store
137 and shall allow the retail sale of beer in standard size containers not to
138 be consumed on the premises. A holder of a grocery store beer permit
139 shall post in a prominent location adjacent to the beer display, the
140 retail price for each brand of beer and said retail price shall include all
141 applicable federal and state taxes including the applicable state sales
142 taxes. The annual fee for a grocery store beer permit shall be one
143 hundred seventy dollars. For a grocery store that has annual sales of

144 food and grocery items of not less than two million dollars the annual
145 fee for a grocery store beer permit shall be one thousand five hundred
146 dollars.

147 Sec. 7. Section 30-20 of the 2012 supplement to the general statutes is
148 amended by adding subsection (d) as follows (*Effective July 1, 2012*):

149 (NEW) (d) A convenience store beer permit may be granted to any
150 convenience store and shall allow the retail sale of beer in standard
151 size containers, which shall not to be consumed on the premises. A
152 holder of a convenience store beer permit shall post in a prominent
153 location, adjacent to the beer display, the retail price for each brand of
154 beer. Such retail price shall include all applicable federal and state
155 taxes, including applicable state sales taxes. The annual fee for a
156 convenience store beer permit shall be one hundred sixty dollars plus
157 the sum required by section 30-66. On or before June 30, 2014, for
158 purposes of this subsection, "convenience store" means a retail
159 establishment: (1) Where grocery products are regularly and
160 customarily sold for consumption off premises, (2) that has a gross
161 square foot area of not more than five thousand square feet, and (3)
162 that has a sales area of not less than one thousand five hundred square
163 feet, of which not less than thirty per cent of such sales area contains
164 grocery products available and present for sale to the public,
165 including, but not limited to, staple grocery items, dairy products,
166 snacks and beverages. On or after July 1, 1014, for purposes of this
167 subsection, "convenience store" means a retail establishment: (1) Where
168 grocery products are regularly and customarily sold for consumption
169 off premises, (2) that has a gross square foot area of not more than five
170 thousand square feet, and (3) that has a sales area of not less than one
171 thousand two hundred square feet, of which not less than thirty per
172 cent of such sales contains grocery products available and present for
173 sale to the public, including, but not limited to, staple grocery items,
174 dairy products, snacks and beverages.

175 Sec. 8. Section 30-37c of the general statutes is repealed and the

176 following is substituted in lieu thereof (*Effective July 1, 2012*):

177 (a) A bowling establishment permit shall allow the retail sale of
178 alcoholic liquor to be consumed on the premises of a commercial
179 bowling establishment containing ten or more lanes. A bowling
180 establishment permit for beer and wine shall allow the retail sale of
181 beer and wine to be consumed on the premises of a commercial
182 bowling establishment containing ten or more lanes. The annual fee for
183 a bowling establishment permit shall be [two] one thousand [two
184 hundred fifty] dollars and for a bowling establishment permit for beer
185 and wine shall be four hundred forty dollars.

186 (b) A racquetball facility permit shall allow the retail sale of
187 alcoholic liquor to be consumed on the premises of a commercial
188 racquetball facility containing five or more courts. The annual fee for a
189 racquetball facility permit shall be [two] one thousand [two hundred
190 fifty] dollars.

191 Sec. 9. Subsection (a) of section 30-48 of the 2012 supplement to the
192 general statutes is repealed and the following is substituted in lieu
193 thereof (*Effective July 1, 2012*):

194 (a) No backer or permittee of one permit class shall be a backer or
195 permittee of any other permit class except in the case of any class of
196 airport, railroad, airline and boat permits, and except that: (1) A backer
197 of a hotel or restaurant permit may be a backer of both such classes; (2)
198 a holder or backer of a manufacturer permit for a brew pub, a
199 restaurant permit or a cafe permit may be a holder or backer of any
200 other or all of such classes; (3) a holder or backer of a restaurant permit
201 may be a holder or backer of a bowling establishment permit; (4) a
202 backer of a restaurant permit may be a backer of a coliseum permit or a
203 coliseum concession permit, or both, when such restaurant is within a
204 coliseum; (5) a backer of a hotel permit may be a backer of a coliseum
205 permit or a coliseum concession permit, or both; (6) a backer of a
206 coliseum permit may be a backer of a coliseum concession permit; (7) a
207 backer of a coliseum concession permit may be a backer of a coliseum

208 permit; (8) a backer of a grocery store beer permit may be a backer of a
209 package store permit; [if such was the case on or before May 1, 1996;]
210 (9) a backer of a university permit may be a backer of a nonprofit
211 theater permit; (10) subject to the discretion of the department, a
212 backer of a permit provided for in section 30-33b, may be a backer of
213 any other retail on-premise consumption permit, including those
214 permits provided for in section 30-33b; (11) a backer of a nonprofit
215 theater permit may be a holder or backer of a hotel permit; (12) a
216 holder or backer of a restaurant permit may be a holder or backer of a
217 special outing facility permit; (13) a backer of a concession permit may
218 be a backer of a coliseum permit or a coliseum concession permit, or
219 both; (14) a holder of an out-of-state winery shipper's permit for wine
220 may be a holder of an in-state transporter's permit or an out-of-state
221 entity wine festival permit issued pursuant to section 30-37m, or of
222 both such permits; (15) a holder of an out-of-state shipper's permit for
223 alcoholic liquor other than beer may be a holder of an in-state
224 transporter's permit; and (16) a holder of a manufacturer's permit for a
225 farm winery may be a holder of an in-state transporter's permit, a wine
226 festival permit issued pursuant to section 30-37l, a farmers' market
227 wine sales permit issued pursuant to subsection (a) of section 30-37o or
228 of any combination of such permits. Any person may be a permittee of
229 more than one permit. A person may be a permittee under a permit
230 provided for in section 30-33b and a backer of any other retail on-
231 premise consumption permit, including those permits provided for in
232 section 30-33b. The operator of a racing or jai alai exhibition with pari-
233 mutuel betting licensed by the Gaming Policy Board may be a backer
234 of any permit provided for in section 30-33b. No holder of a
235 manufacturer permit for a brew pub and no spouse or child of such
236 holder may be a holder or backer of more than three restaurant
237 permits or cafe permits.

238 Sec. 10. Subsection (a) of section 30-48a of the general statutes is
239 repealed and the following is substituted in lieu thereof (*Effective from*
240 *passage*):

241 (a) No person, and no backer as defined in section 30-1, shall, except
242 as hereinafter provided, acquire an interest in more than [two] nine
243 alcoholic beverage retail permits. [, but nothing herein shall (1) require
244 any such person who had, on June 8, 1981, such interest in more than
245 two such permits to surrender, dispose of or release his interest in any
246 such permit or permits nor shall it affect his right to continue to hold,
247 use and renew such permits, or (2) prohibit any such person who had,
248 on June 8, 1981, such interest in more than two such permits from
249 transferring his interest in such permits by inter vivos or testamentary
250 disposition, including living trusts, to his spouse or child, or such
251 spouse's or child's living trust or prohibit such spouse or child from
252 accepting such a transfer notwithstanding that such spouse or child
253 may already hold another permit issued under the provisions of this
254 chapter.] Any such permit so transferred may be renewed by such
255 transferee under the provisions of section 30-14a, as amended by this
256 act. [Except as provided in subdivision (1), a] A person shall be
257 deemed to acquire an interest in a retail permit if an interest is owned
258 by such person, such person's spouse, children, partners, or an estate,
259 trust, or corporation controlled by such person or such person's
260 spouse, children, or any combination thereof. The provisions of this
261 subsection shall apply to any such interest without regard to whether
262 such interest is a controlling interest. For the purposes of this
263 subsection, "person" means (A) an individual, (B) a corporation or any
264 subsidiary of a corporation, or (C) any combination of corporations or
265 individuals any of whom, or any combination of whom, owns or
266 controls, directly or indirectly, more than five per cent of any entity
267 which is a backer as defined in said section 30-1.

268 Sec. 11. Section 30-51 of the general statutes is amended by adding
269 subsection (c) as follows (*Effective July 1, 2012*):

270 (NEW) (c) The provisions of this section shall not apply to any
271 premises operating under a grocery store permit, which premises are
272 located adjacent or attached to premises operating under a package
273 store permit, provided there is no interior access from the package

274 store permit premises to the grocery store permit premises, unless such
275 access existed and had been approved and endorsed by the
276 Department of Consumer Protection on or before January 1, 2012.

277 Sec. 12. Subsections (b) and (c) of section 30-63 of the general
278 statutes are repealed and the following is substituted in lieu thereof
279 (*Effective July 1, 2012*):

280 (b) [No manufacturer, wholesaler or out-of-state shipper permittee
281 shall discriminate in any manner in price discounts between one
282 permittee and another on sales or purchases of alcoholic liquors
283 bearing the same brand or trade name and of like age, size and quality,
284 nor shall such manufacturer, wholesaler or out-of-state shipper
285 permittee allow in any form any discount, rebate, free goods,
286 allowance or other inducement for the purpose of making sales or
287 purchases. Nothing in this subsection shall be construed to prohibit
288 beer manufacturers, beer wholesalers or beer out-of-state shipper
289 permittees from differentiating in the manner in which their products
290 are packaged on the basis of on-site or off-site consumption.]
291 Notwithstanding any other provision of the general statutes, a
292 manufacturer or supplier to wholesalers may offer price promotions to
293 wholesalers that require the wholesalers to reduce their prices to
294 retailers consistent with the terms of the offer in order to receive a
295 discount from the manufacturer or supplier, provided, if a wholesaler
296 opts not to participate in a price promotion, the wholesaler shall not be
297 entitled to the discount from the manufacturer or supplier.

298 (c) For alcoholic liquor other than beer, each manufacturer [,
299 wholesaler] and out-of-state shipper permittee shall electronically post
300 with the department, on a monthly basis, the bottle, can and case price
301 of any brand of goods offered for sale in Connecticut, which price
302 when so posted shall be the controlling price for such manufacturer [,
303 wholesaler] or out-of-state permittee for the month following such
304 posting. On and after July 1, 2005, for beer, each manufacturer [,
305 wholesaler] and out-of-state shipper permittee shall electronically post

306 with the department, on a monthly basis, the bottle, can and case price,
307 and the price per keg or barrel or fractional unit thereof for any brand
308 of goods offered for sale in Connecticut which price when so
309 electronically posted shall be the controlling price for such brand of
310 goods offered for sale in this state for the month following such
311 posting. Such manufacturer [, wholesaler] and out-of-state shipper
312 permittee may also electronically post additional prices for such bottle,
313 can, case, keg or barrel or fractional unit thereof for a specified portion
314 of the following month which prices when so posted shall be the
315 controlling prices for such bottle, can, case, keg or barrel or fractional
316 unit thereof for such specified portion of the following month. Notice
317 of all manufacturer, wholesaler and out-of-state shipper permittee
318 prices shall be given to permittee purchasers by direct mail, Internet
319 web site or advertising in a trade publication having circulation among
320 the retail permittees. [except a wholesaler permittee may give such
321 notice by hand delivery.] Price postings with the department setting
322 forth wholesale prices to retailers shall be available for inspection
323 during regular business hours at the offices of the department by
324 manufacturers [and wholesalers] until three o'clock p.m. of the first
325 business day after the last day for posting prices. [A manufacturer or
326 wholesaler may amend such manufacturer's or wholesaler's posted
327 price for any month to meet a lower price posted by another
328 manufacturer or wholesaler with respect to alcoholic liquor bearing the
329 same brand or trade name and of like age, vintage, quality and unit
330 container size; provided that any such amended price posting shall be
331 filed before three o'clock p.m. of the fourth business day after the last
332 day for posting prices; and provided further such amended posting
333 shall not set forth prices lower than those being met. Any
334 manufacturer or wholesaler posting an amended price shall, at the
335 time of posting, identify in writing the specific posting being met. On
336 and after July 1, 2005, all wholesaler postings, other than for beer, for
337 the following month shall be provided to retail permittees not later
338 than the twenty-seventh day of the month prior to such posting. All
339 wholesaler postings for beer shall be provided to retail permittees not

340 later than the twentieth day of the month prior to such posting.]

341 Sec. 13. Section 30-77 of the general statutes is amended by adding
342 subsection (c) as follows (*Effective July 1, 2012*):

343 (NEW) (c) The provisions of this section shall not prohibit a person
344 from manufacturing or dispensing wine as part of an academic course
345 in a curriculum established, approved by and under the control of a
346 regionally accredited institution of higher education and located on the
347 premises of such accredited institution.

348 Sec. 14. Subsection (a) of section 30-91 of the 2012 supplement to the
349 general statutes is repealed and the following is substituted in lieu
350 thereof (*Effective from passage*):

351 (a) The sale or the dispensing or consumption or the presence in
352 glasses or other receptacles suitable to permit the consumption of
353 alcoholic liquor by an individual in places operating under hotel
354 permits, restaurant permits, cafe permits, restaurant permits for
355 catering establishments, bowling establishment permits, racquetball
356 facility permits, club permits, coliseum permits, coliseum concession
357 permits, special sporting facility restaurant permits, special sporting
358 facility employee recreational permits, special sporting facility guest
359 permits, special sporting facility concession permits, special sporting
360 facility bar permits, golf country club permits, nonprofit public
361 museum permits, university permits, airport restaurant permits,
362 airport bar permits, airport airline club permits, tavern permits, a
363 manufacturer permit for a brew pub, manufacturing permits for beer
364 and brew pubs, casino permits, caterer liquor permits and charitable
365 organization permits shall be unlawful [on: (1) Monday, Tuesday,
366 Wednesday, Thursday and Friday] (1) between the hours of [one] two
367 o'clock a.m. and nine o'clock a.m.; [(2) Saturday between the hours of
368 two o'clock a.m. and nine o'clock a.m.; (3) Sunday between the hours
369 of two o'clock a.m. and eleven o'clock a.m.; (4)] (2) on Christmas,
370 except (A) for alcoholic liquor that is served where food is also
371 available during the hours otherwise permitted by this section for the

372 day on which Christmas falls, and (B) by casino permittees at casinos,
373 as defined in section 30-37k; and [(5)] (3) on January first between the
374 hours of three o'clock a.m. and nine o'clock a.m. [, except that on any
375 Sunday that is January first the prohibitions of this section shall be
376 between the hours of three o'clock a.m. and eleven o'clock a.m.]

377 Sec. 15. Subsections (d) and (e) of section 30-91 of the 2012
378 supplement to the general statutes are repealed and the following is
379 substituted in lieu thereof (*Effective from passage*):

380 (d) The sale or dispensing of alcoholic liquor in places operating
381 under package store permits, drug store permits, manufacturer
382 permits for beer, manufacturing permits for beer and brew pubs or
383 grocery store beer permits shall be unlawful on [Decoration Day,
384 Independence Day, Labor Day,] Thanksgiving Day, New Year's Day [,
385 Sunday] or Christmas; [or, if Independence Day, Christmas or New
386 Year's Day occurs on a Sunday, on the Monday next following such
387 day except that such sale or dispensing shall be lawful on any
388 Independence Day occurring on a Saturday;] and such sale or
389 dispensing of alcoholic liquor in places operating under package store
390 permits, drug store permits, manufacturer permits for beer,
391 manufacturing permits for beer and brew pubs and grocery store beer
392 permits shall be unlawful on any other day before eight o'clock a.m.
393 and after [nine] ten o'clock p.m. It shall be unlawful for the holder of a
394 manufacturing permit for a brew pub to sell beer for consumption off
395 the premises on the days or hours prohibited by this subsection. Any
396 town may, by a vote of a town meeting or by ordinance, reduce the
397 number of hours during which such sale shall be permissible.

398 (e) (1) In the case of any premises operating under a tavern permit,
399 [or premises operating under a cafe permit,] wherein, under the
400 provisions of this section, the sale of alcoholic liquor is forbidden on
401 certain days or hours of the day, or during the period when a tavern
402 permit [or cafe permit] is suspended, it shall likewise be unlawful to
403 keep such premises open to, or permit it to be occupied by, the public

404 on such days or hours.

405 (2) In the case of any premises operating under a cafe permit, it shall
406 be unlawful to keep such premises open to, or permit such premises to
407 be occupied by, the public between the hours of two o'clock a.m. and
408 six o'clock a.m. on any day of the week or during any period of time
409 when such permit is suspended, provided the sale or the dispensing or
410 consumption of alcohol on such premises operating under such cafe
411 permit shall be prohibited beyond the hours authorized for the sale or
412 dispensing or consumption of alcohol for such premises under this
413 section.

414 (3) Notwithstanding any provision in this chapter, in the case of any
415 premises operating under a tavern or cafe permit, it shall be lawful for
416 such premises to be open to, or be occupied by, the public when such
417 premises is being used as a site for film, television, video or digital
418 production eligible for a film production tax credit pursuant to section
419 12-217jj, provided the sale or the dispensing or consumption of alcohol
420 on such premises operating under such tavern or cafe permit shall be
421 prohibited beyond the hours authorized for the sale or the dispensing
422 or consumption of alcohol for such premises under this section.

423 Sec. 16. Section 30-91 of the 2012 supplement to the general statutes
424 is amended by adding subsection (m) as follows (*Effective from passage*):

425 (NEW) (m) Notwithstanding any provision of subsection (a) of this
426 section, it shall be lawful for casino permittees at casinos, as defined in
427 section 30-37k, to allow the presence of alcoholic liquor in glasses or
428 other receptacles suitable to permit the consumption thereof by an
429 individual at any time on its gaming facility, as defined in subsection
430 (a) of section 30-37k, provided such alcoholic liquor is served to a
431 patron of such casino not later than two o'clock a.m.

432 Sec. 17. Section 30-94 of the general statutes is amended by adding
433 subsection (c) as follows (*Effective July 1, 2012*):

434 (NEW) (c) A floor stock allowance or depletion allowance pursuant
435 to a sales promotion that is given to a wholesaler permittee by a
436 manufacturer or out-of-state shipper shall be paid to the wholesaler
437 permittee not later than a period of time, commencing from the date
438 payment is made for the goods purchased, that is equal to the period
439 of time in which such manufacturer or out-of-state shipper requires
440 payment from such wholesaler permittee for goods purchased for a
441 sales promotion.

442 Sec. 18. (NEW) (*Effective July 1, 2012*) (a) The Department of
443 Consumer Protection shall only issue a package store permit, as
444 described in section 30-20 of the general statutes, as amended by this
445 act, to the holder of a package store medallion obtained pursuant to
446 this section.

447 (b) Not later than thirty days after the effective date of this section,
448 the Department of Consumer Protection shall issue package store
449 medallions to all backers, as defined in section 30-1 of the general
450 statutes, of package store permits issued pursuant to section 30-20 of
451 the general statutes, as amended by this act.

452 (c) The Department of Consumer Protection shall issue a package
453 store medallion to a backer, as defined in section 30-1 of the general
454 statutes, who has filed a complete application for a package store
455 permit with said department on or before the effective date of this
456 section upon approval of such application by said department. Said
457 department shall issue the medallion to the backer at the time of the
458 approval of the package store permit.

459 (d) The holder of a package store medallion issued pursuant to this
460 section may sell or transfer such medallion. A seller or transferor of a
461 package store medallion shall provide notification of such sale or
462 transfer to the Department of Consumer Protection not later than thirty
463 days after such sale or transfer, in a form and manner prescribed by
464 said department.

465 (e) The seller or transferor of such medallion shall cease all
466 operations related to the package store permit immediately upon the
467 sale or transfer of the package store for which such permit was issued.
468 The Department of Consumer Protection shall terminate a package
469 store permit issued to any person who sells or transfers his or her
470 associated package store medallion.

471 (f) Notwithstanding the provisions of subsection (a) of this section,
472 any person who has executed a contract to purchase a package store
473 medallion may submit an application for a package store permit to the
474 Department of Consumer Protection. Said department shall accept and
475 promptly process such application, provided the applicant furnishes
476 said department with proof of such executed contract. Said
477 department shall require, as a condition of approval of such permit,
478 that the permit holder obtain a medallion.

479 (g) (1) A holder of a package store medallion who does not hold a
480 package store permit shall have six months from the date of purchase
481 or transfer of such medallion to apply for a package store permit. If the
482 medallion holder does not file an application for such permit with the
483 Department of Consumer Protection not later than six months after
484 such sale or transfer, said department may grant the medallion holder
485 an extension of not greater than six months to file such application.
486 Such extension shall be granted by the commissioner for good cause
487 shown. If the owner of the medallion does not file a package store
488 permit application with said department after the extension period
489 expires, he or she shall forfeit such medallion to said department,
490 except if the medallion holder sells or transfers the medallion prior to
491 the expiration of the extension period. If said department denies a
492 medallion holder's package store permit application, the holder may
493 reapply to said department for such permit not later than six months
494 after the date said department rejected the application. If the holder
495 fails to reapply for such permit during such six-month period, the
496 holder shall forfeit the medallion to said department.

497 (2) A holder of a package store medallion that has not been forfeited
498 pursuant to this section shall have the right to sell or transfer such
499 medallion.

500 (3) The time periods set forth in this subsection shall not include any
501 period of time a permit application is under review by the Department
502 of Consumer Protection.

503 (4) The Department of Consumer Protection may, at the discretion
504 of the Commissioner of Consumer Protection, auction to the public a
505 package store medallion that has been forfeited pursuant to this
506 subsection.

507 Sec. 19. Subsection (b) of section 30-6a of the general statutes is
508 repealed and the following is substituted in lieu thereof (*Effective from*
509 *passage*):

510 (b) More specifically, with respect to part V of this chapter, the
511 Department of Consumer Protection may adopt in accordance with the
512 provisions of chapter 54 regulations that are necessary to (1) [carry out
513 the purposes of section 30-64 and prevent the circumvention thereof by
514 the offering or giving of any rebate, allowance, free goods, discount or
515 any other thing or service of value; (2)] permit the withdrawal of, an
516 addition to, a deletion from or an amendment of any schedule, or a
517 modification of prices therein, [when not inconsistent with the
518 purposes of said section 30-64, whenever necessary to avoid practical
519 difficulties or unnecessary hardships to any permittee affected by said
520 section 30-64] or because of acts or circumstances beyond the control of
521 such permittee; [and under such terms and conditions as are necessary
522 to carry out the purposes of said section 30-64; (3) permit the sale by a
523 retailer of a brand of alcoholic liquor or wine for which a schedule of
524 suggested consumer resale prices has not been and cannot be filed,
525 whenever necessary to avoid practical difficulties or unnecessary
526 hardships to any permittee affected by said section or because of acts
527 or circumstances beyond the control of such permittee, and under such
528 terms and conditions as are necessary to carry out the purposes of said

529 section 30-64; (4) subject to the provisions of section 30-63e, permit the
530 closeout of a brand for the purpose of discontinuing its sale, under
531 such terms and conditions as are necessary to carry out the purposes of
532 said section 30-64; (5)] (2) carry out the purposes of [sections 30-68k to
533 30-68m, inclusive, and] section 30-76a and prevent [their] the
534 circumvention of said section 30-76a; [(6)] (3) on verified application,
535 and for good cause shown, permit any adjustment or change of any
536 item on the schedule required to be filed under section 30-63, as
537 amended by this act; [and said section 30-64; and (7) permit the sale at
538 a price which is less than cost by a supplier, wholesaler or retailer for
539 any item of alcoholic liquor, except beer, that is damaged or
540 deteriorated in quality, or, subject to the provisions of section 30-63f,]
541 and (4) permit the closeout of a brand or size for the purpose of
542 discontinuing its sale, under such terms and conditions as are
543 necessary to carry out the purposes of [sections 30-68k to 30-68m,
544 inclusive, and] section 30-76a.

545 Sec. 20. Section 30-67 of the general statutes is repealed and the
546 following is substituted in lieu thereof (*Effective from passage*):

547 In addition to the penalties otherwise provided under this chapter,
548 the Department of Consumer Protection may, for any violation of any
549 provision of [section 30-64 or of] any regulation adopted under
550 [subdivisions (1), (2), (3) and (4)] subdivision (1) of subsection (b) of
551 section 30-6a, as amended by this act, suspend, cancel or revoke any
552 permit as follows: For a first offense, not exceeding ten days'
553 suspension of permit; for a second offense, not exceeding thirty days'
554 suspension of permit; and for a third offense, the department may
555 suspend, cancel or revoke the permit.

556 Sec. 21. Subsection (c) of section 1-84b of the general statutes is
557 repealed and the following is substituted in lieu thereof (*Effective from*
558 *passage*):

559 (c) The provisions of this subsection apply to present or former
560 executive branch public officials or state employees who hold or

561 formerly held positions which involve significant decision-making or
562 supervisory responsibility and are designated as such by the Office of
563 State Ethics in consultation with the agency concerned except that such
564 provisions shall not apply to members or former members of the
565 boards or commissions who serve ex officio, who are required by
566 statute to represent the regulated industry or who are permitted by
567 statute to have a past or present affiliation with the regulated industry.
568 Designation of positions subject to the provisions of this subsection
569 shall be by regulations adopted by the Citizen's Ethics Advisory Board
570 in accordance with chapter 54. As used in this subsection, "agency"
571 means the Office of Health Care Access division within the
572 Department of Public Health, the Connecticut Siting Council, the
573 Department of Banking, the Insurance Department, the Department of
574 Emergency Services and Public Protection, the office within the
575 Department of Consumer Protection that carries out the duties and
576 responsibilities of sections 30-2 to [30-68m] 30-67, inclusive, as
577 amended by this act, the Public Utilities Regulatory Authority,
578 including the Office of Consumer Counsel, the Department of
579 Consumer Protection and the Gaming Policy Board and the term
580 "employment" means professional services or other services rendered
581 as an employee or as an independent contractor.

582 (1) No public official or state employee in an executive branch
583 position designated by the Office of State Ethics shall negotiate for,
584 seek or accept employment with any business subject to regulation by
585 his agency.

586 (2) No former public official or state employee who held such a
587 position in the executive branch shall within one year after leaving an
588 agency, accept employment with a business subject to regulation by
589 that agency.

590 (3) No business shall employ a present or former public official or
591 state employee in violation of this subsection.

592 Sec. 22. Subsection (a) of section 5-142 of the general statutes is

593 repealed and the following is substituted in lieu thereof (*Effective from*
594 *passage*):

595 (a) If any member of the Division of State Police within the
596 Department of Emergency Services and Public Protection or of any
597 correctional institution, or any institution or facility of the Department
598 of Mental Health and Addiction Services giving care and treatment to
599 persons afflicted with a mental disorder or disease, or any institution
600 for the care and treatment of persons afflicted with any mental defect,
601 or any full-time enforcement officer of the Department of Energy and
602 Environmental Protection, the Department of Motor Vehicles, the
603 Department of Consumer Protection who carries out the duties and
604 responsibilities of sections 30-2 to [30-68m] 30-67, inclusive, as
605 amended by this act, the Office of Adult Probation, the Department of
606 Construction Services or the Board of Pardons and Paroles, any
607 probation officer for juveniles or any employee of any juvenile
608 detention home, any member of the police or fire security force of The
609 University of Connecticut, any member of the police or fire security
610 force of Bradley International Airport, any member of the Office of
611 State Capitol Police or any person appointed under section 29-18 as a
612 special policeman for the State Capitol building and grounds and the
613 Legislative Office Building and parking garage and related structures
614 and facilities and other areas under the supervision and control of the
615 Joint Committee on Legislative Management, the Chief State's
616 Attorney, the Chief Public Defender, the Deputy Chief State's
617 Attorney, the Deputy Chief Public Defender, any state's attorney, any
618 assistant state's attorney or deputy assistant state's attorney, any public
619 defender, assistant public defender or deputy assistant public
620 defender, any chief inspector or inspector appointed under section 51-
621 286 or any staff member or employee of the Division of Criminal
622 Justice or of the Division of Public Defender Services, or any Judicial
623 Department employee sustains any injury (1) while making an arrest
624 or in the actual performance of such police duties or guard duties or
625 fire duties or inspection duties, or prosecution or public defender or
626 courthouse duties, or while attending or restraining an inmate of any

627 such institution or as a result of being assaulted in the performance of
628 such person's duty, or while responding to an emergency or code at a
629 correctional institution, and (2) that is a direct result of the special
630 hazards inherent in such duties, the state shall pay all necessary
631 medical and hospital expenses resulting from such injury. If total
632 incapacity results from such injury, such person shall be removed from
633 the active payroll the first day of incapacity, exclusive of the day of
634 injury, and placed on an inactive payroll. Such person shall continue to
635 receive the full salary that such person was receiving at the time of
636 injury subject to all salary benefits of active employees, including
637 annual increments, and all salary adjustments, including salary
638 deductions, required in the case of active employees, for a period of
639 two hundred sixty weeks from the date of the beginning of such
640 incapacity. Thereafter, such person shall be removed from the payroll
641 and shall receive compensation at the rate of fifty per cent of the salary
642 that such person was receiving at the expiration of said two hundred
643 sixty weeks as long as such person remains so disabled, except that
644 any such person who is a member of the Division of State Police within
645 the Department of Emergency Services and Public Protection shall
646 receive compensation at the rate of sixty-five per cent of such salary as
647 long as such person remains so disabled. Such benefits shall be payable
648 to a member of the Division of State Police after two hundred sixty
649 weeks of disability only if the member elects in writing to receive such
650 benefits in lieu of any benefits payable to the employee under the state
651 employees retirement system. In the event that such disabled member
652 of the Division of State Police elects the compensation provided under
653 this subsection, no benefits shall be payable under chapter 568 or the
654 state employees retirement system until the former of the employee's
655 death or recovery from such disability. The provisions of section 31-
656 293 shall apply to any such payments, and the state of Connecticut is
657 authorized to bring an action or join in an action as provided by said
658 section for reimbursement of moneys paid and which it is obligated to
659 pay under the terms of this subsection. All other provisions of the
660 workers' compensation law not inconsistent with this subsection,

661 including the specific indemnities and provisions for hearing and
662 appeal, shall be available to any such state employee or the dependents
663 of such a deceased employee. All payments of compensation made to a
664 state employee under this subsection shall be charged to the
665 appropriation provided for compensation awards to state employees.
666 On and after October 1, 1991, any full-time officer of the Department of
667 Energy and Environmental Protection, the Department of Motor
668 Vehicles, the Department of Consumer Protection who carries out the
669 duties and responsibilities of sections 30-2 to [30-68m] 30-67, inclusive,
670 as amended by this act, the Office of Adult Probation, the Department
671 of Construction Services or the Board of Pardons and Paroles, any
672 probation officer for juveniles or any employee of any juvenile
673 detention home, the Chief State's Attorney, the Chief Public Defender,
674 the Deputy Chief State's Attorney, the Deputy Chief Public Defender,
675 any state's attorney, assistant state's attorney or deputy assistant state's
676 attorney, any public defender, assistant public defender or deputy
677 assistant public defender, any chief inspector or inspector appointed
678 under section 51-286 or any staff member or employee of the Division
679 of Criminal Justice or the Division of Public Defender Services, or any
680 Judicial Department employee who sustains any injury in the course
681 and scope of such person's employment shall be paid compensation in
682 accordance with the provisions of section 5-143 and chapter 568,
683 except, if such injury is sustained as a result of being assaulted in the
684 performance of such person's duty, any such person shall be
685 compensated pursuant to the provisions of this subsection.

686 Sec. 23. Section 30-4 of the general statutes is repealed and the
687 following is substituted in lieu thereof (*Effective from passage*):

688 No commissioner of the Liquor Control Commission and no
689 employee of the Department of Consumer Protection who carries out
690 the duties and responsibilities of sections 30-2 to [30-68m] 30-67,
691 inclusive, as amended by this act, and the regulations [enacted]
692 adopted thereunder may, directly or indirectly, individually or as a
693 member of a partnership or as a shareholder of a corporation, have any

694 interest whatsoever in dealing in or in the manufacture of alcoholic
 695 liquor, nor receive any commission or profit whatsoever from nor have
 696 any interest whatsoever in the purchases or sales made by the persons
 697 authorized by this chapter to purchase or sell alcoholic liquor. No
 698 provision of this section shall prevent any such commissioner or
 699 employee from purchasing and keeping in his possession, for the
 700 personal use of himself or members of his family or guests, any
 701 alcoholic liquor which may be purchased or kept by any person by
 702 virtue of this chapter.

703 Sec. 24. Sections 30-63e, 30-63f, 30-64, 30-68, 30-68i, 30-68k, 30-68l
 704 and 30-68m of the general statutes are repealed. (*Effective from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2012</i>	30-14a
Sec. 2	<i>July 1, 2012</i>	30-16(b)
Sec. 3	<i>July 1, 2012</i>	30-16(f)
Sec. 4	<i>July 1, 2012</i>	30-16
Sec. 5	<i>July 1, 2012</i>	30-17b(a)
Sec. 6	<i>July 1, 2012</i>	30-20(a) and (b)
Sec. 7	<i>July 1, 2012</i>	30-20
Sec. 8	<i>July 1, 2012</i>	30-37c
Sec. 9	<i>July 1, 2012</i>	30-48(a)
Sec. 10	<i>from passage</i>	30-48a(a)
Sec. 11	<i>July 1, 2012</i>	30-51
Sec. 12	<i>July 1, 2012</i>	30-63(b) and (c)
Sec. 13	<i>July 1, 2012</i>	30-77
Sec. 14	<i>from passage</i>	30-91(a)
Sec. 15	<i>from passage</i>	30-91(d) and (e)
Sec. 16	<i>from passage</i>	30-91
Sec. 17	<i>July 1, 2012</i>	30-94
Sec. 18	<i>July 1, 2012</i>	New section
Sec. 19	<i>from passage</i>	30-6a(b)
Sec. 20	<i>from passage</i>	30-67
Sec. 21	<i>from passage</i>	1-84b(c)
Sec. 22	<i>from passage</i>	5-142(a)

Sec. 23	<i>from passage</i>	30-4
Sec. 24	<i>from passage</i>	Repealer section

Statement of Purpose:

To implement the Governor's budget recommendations.

[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.]