



General Assembly

February Session, 2012

Raised Bill No. 5360

LCO No. 1633

01633 _____ GL_

Referred to Committee on General Law

Introduced by:
(GL)

AN ACT PROHIBITING THE SALE OF CERTAIN DANGEROUS SUBSTANCES, ITEMS AND PRODUCTS TO MINORS AND PROHIBITING CERTAIN PERSONS FROM ALLOWING MINORS TO POSSESS ALCOHOLIC LIQUOR IN DWELLING UNITS AND ON PRIVATE PROPERTY.

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

1 Section 1. (NEW) (*Effective from passage*) (a) Not later than January 1,
2 2013, the Commissioner of Consumer Protection, in consultation with
3 the Commissioner of Public Health, shall adopt regulations, in
4 accordance with the provisions of chapter 54 of the general statutes, to
5 identify certain substances, items and products that are dangerous or
6 potentially dangerous to the health and well being of persons under
7 the age of eighteen years. Such regulations shall establish a list of such
8 substances, items and products, including, but not limited to: (1)
9 Substances that mimic the effect of a controlled substance, as defined
10 in section 21a-240 of the general statutes; (2) energy drinks containing
11 excessively high levels of caffeine, caffeine derivatives, guarana or
12 taurine; (3) products marketed for human consumption containing
13 melatonin in amounts not less than three milligrams per serving; and
14 (4) tobacco-related products, including, but not limited to, rolling

15 paper, smoking pipes, air-driven and water pipes, smoking tubes and
16 masks, and bongs.

17 (b) No person shall sell any substance, item or product listed in the
18 regulations adopted pursuant to subsection (a) of this section to a
19 person under the age of eighteen years.

20 (c) The Commissioner of Consumer Protection shall post the
21 regulations adopted pursuant to subsection (a) of this section on the
22 Department of Consumer Protection's Internet web site. Said
23 commissioner shall update such regulations annually.

24 (d) A person who violates subsection (b) of this section shall be
25 guilty of a class B misdemeanor.

26 Sec. 2. Section 30-89a of the general statutes is repealed and the
27 following is substituted in lieu thereof (*Effective October 1, 2012*):

28 (a) No person having possession of, or exercising dominion and
29 control over, any dwelling unit or private property shall, while being
30 physically present in such dwelling unit or on such private property,
31 (1) knowingly permit any minor to possess alcoholic liquor in violation
32 of subsection (b) of section 30-89 in such dwelling unit or on such
33 private property, or (2) knowing that any minor possesses alcoholic
34 liquor in violation of subsection (b) of section 30-89 in such dwelling
35 unit or on such private property, fail to make reasonable efforts to halt
36 such possession. For the purposes of this subsection, "minor" means a
37 person under twenty-one years of age.

38 (b) Any person who violates the provisions of subsection (a) of this
39 section shall [, for a first offense, have committed an infraction and, for
40 any subsequent offense,] be fined not more than five hundred dollars
41 or imprisoned not more than one year, or both.

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

Section 1	<i>from passage</i>	New section
Sec. 2	<i>October 1, 2012</i>	30-89a

Statement of Purpose:

To protect the health and safety of persons under the age of eighteen and to prohibit certain persons from allowing minors to possess alcoholic liquor in dwelling units or on private property.

[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.]