AN ACT CONCERNING NOTICE TO THE DEPARTMENT OF CONSUMER PROTECTION REGARDING DEPLETION ALLOWANCES FOR WINE OR SPIRITS.

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

1 Section 1. Section 30-94 of the general statutes is repealed and the following is substituted in lieu thereof (Effective from passage):

(a) No permittee or group of permittees licensed under the provisions of this chapter, in any transaction with another permittee or group of permittees, shall directly or indirectly offer, furnish or receive any free goods, gratuities, gifts, prizes, coupons, premiums, combination items, quantity prices, cash returns, loans, discounts, guarantees, special prices or other inducements in connection with the sale of alcoholic beverages or liquors. No such permittee shall require any purchaser to accept additional alcoholic liquors in order to make a purchase of any other alcoholic liquor.

(b) Notwithstanding the provisions of subsection (a) of this section and subsection (b) of section 30-63, a holder of a manufacturer permit issued under subsection (a) of section 30-16 or an out-of-state shipper's
permit for alcoholic liquor other than beer issued under section 30-18
may offer and provide to a holder of a wholesaler permit issued under
subsection (a) of section 30-17 a floor stock allowance or a depletion
allowance, or both, with the prior approval of the department or upon
written notice to the department in advance. Such allowances shall be
offered and provided on a nondiscriminatory basis to all such
wholesaler permittees authorized to distribute the products of any
such manufacturer or out-of-state shipper permittee in accordance
with such requirements as the department may prescribe by regulation
adopted under chapter 54, provided (1) no such manufacturer or out-
of-state shipper permittee may require any such wholesaler permittee
to participate in any program providing such allowances, and (2) the
rate or percentage used to calculate any such allowance may not vary
based on the quantity of alcoholic liquor other than beer that is sold.
As used in this subsection, "floor stock allowance" means any rebate,
discount or other inducement that is given to a wholesaler permittee to
be used for the sales promotion or the destruction of any alcoholic
liquor other than beer that is stored in the wholesaler permittee's
warehouse or other storage facilities at the time such rebate, discount
or other inducement is given, and "depletion allowance" means any
rebate, discount or other inducement used for the sales promotion of
any alcoholic liquor other than beer that is given to a wholesaler
permittee based on the amount of such alcoholic liquor subject to such
promotion that is sold at wholesale by the wholesaler permittee.

| Section 1 | from passage | 30-94 |

**Statement of Purpose:**
To allow an alcoholic liquor wholesaler who intends to offer a
debt allowance for wine or spirits to provide written notice to the
Department of Consumer Protection.
Co-Sponsors: SEN. LARSON, 3rd Dist.

S.B. 485