



General Assembly

January Session, 2021

Raised Bill No. 919

LCO No. 3504



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

**AN ACT CONCERNING IMMUNITY FROM CRIMINAL PROSECUTION
FOR A MINOR WHO POSSESSES ALCOHOL WHEN THE MINOR
SEEKS EMERGENCY ASSISTANCE TO PREVENT THE DEATH OR
SERIOUS INJURY OF ANOTHER PERSON.**

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

1 Section 1. Section 30-89 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2021*):

3 (a) Any person to whom the sale of alcoholic liquor is by law
4 forbidden who purchases or attempts to purchase such liquor or who
5 makes any false statement for the purpose of procuring such liquor shall
6 be fined not less than two hundred or more than five hundred dollars.

7 (b) Any minor who possesses any alcoholic liquor (1) on any public
8 street or highway, or (2) in any other public or private location, shall, for
9 a first offense, have committed an infraction and for any subsequent
10 offense, be fined not less than two hundred dollars or more than five
11 hundred dollars.

12 (c) The provisions of subsection (b) of this section shall not apply to

13 (1) a person over age eighteen who is an employee or permit holder
14 under section 30-90a and who possesses alcoholic liquor in the course of
15 such person's employment or business, (2) a minor who possesses
16 alcoholic liquor on the order of a practicing physician, or (3) a minor
17 who possesses alcoholic liquor while accompanied by a parent,
18 guardian or spouse of the minor, who has attained the age of twenty-
19 one. Nothing in this subsection shall be construed to burden a person's
20 exercise of religion under section 3 of article first of the Constitution of
21 the state in violation of subsection (a) of section 52-571b.

22 (d) Notwithstanding the provisions of subsection (b) of this section, a
23 minor who possesses alcohol shall not be criminally prosecuted for the
24 commission of an offense of subsection (b) of this section when:

25 (1) A law enforcement officer first became aware of the minor's
26 violation of subsection (b) of this section after the minor placed a 9-1-1
27 call to a law enforcement agency requesting emergency medical
28 assistance based on the minor's reasonable belief that another individual
29 was in need of immediate medical assistance to prevent death or serious
30 bodily injury;

31 (2) The minor placing the 9-1-1 call was the first person to make the
32 9-1-1 call requesting immediate medical assistance to prevent the death
33 or serious bodily injury of another individual;

34 (3) The minor provided his or her own full name and any other
35 relevant information requested by the law enforcement agency during
36 the 9-1-1 call; and

37 (4) The minor remained at the scene with the individual needing
38 immediate medical assistance until a law enforcement officer and
39 emergency medical personnel arrived, and thereafter the minor fully
40 cooperated with the law enforcement officer and emergency medical
41 personnel at the scene.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>October 1, 2021</i>	30-89
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JUD *Joint Favorable*