



General Assembly

February Session, 2024

***Raised Bill No. 5234***

LCO No. 1421



Referred to Committee on GENERAL LAW

Introduced by:  
(GL)

***AN ACT CONCERNING THE DEPARTMENT OF CONSUMER PROTECTION'S RECOMMENDATIONS REGARDING ALCOHOLIC LIQUOR REGULATION.***

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

1 Section 1. Section 30-1 of the 2024 supplement to the general statutes  
2 is repealed and the following is substituted in lieu thereof (*Effective from*  
3 *passage*):

4 For the purposes of this chapter and section 2 of this act, unless the  
5 context indicates a different meaning:

6 (1) "Airline" means any (A) United States airline carrier holding a  
7 certificate of public convenience and necessity from the Civil  
8 Aeronautics Board under Section 401 of the Federal Aviation Act of  
9 1958, as amended from time to time, or (B) foreign flag carrier holding a  
10 permit under Section 402 of said act.

11 (2) "Alcohol" (A) means the product of distillation of any fermented  
12 liquid that is rectified at least once and regardless of such liquid's origin,  
13 and (B) includes synthetic ethyl alcohol which is considered nonpotable.

14 (3) "Alcoholic beverage" and "alcoholic liquor" include the four  
15 varieties of liquor defined in subdivisions (2), (5), ~~[(20)]~~ (21) and ~~[(21)]~~  
16 (22) of this section (alcohol, beer, spirits and wine) and every liquid or  
17 solid, patented or unpatented, containing alcohol, beer, spirits or wine  
18 and at least one-half of one per cent alcohol by volume, and capable of  
19 being consumed by a human being as a beverage. Any liquid or solid  
20 containing more than one of the four varieties so defined belongs to the  
21 variety which has the highest percentage of alcohol according to the  
22 following order: Alcohol, spirits, wine and beer, except as provided in  
23 subdivision ~~[(21)]~~ (22) of this section.

24 (4) "Backer" means, except in cases where the permittee is the  
25 proprietor, the proprietor of any business or club, incorporated or  
26 unincorporated, that is engaged in manufacturing or selling alcoholic  
27 liquor and in which business a permittee is associated, whether as an  
28 agent, employee or part owner.

29 (5) "Beer" means any beverage obtained by the alcoholic fermentation  
30 of a decoction or infusion of barley, hops and malt in drinking water.

31 (6) "Boat" means any vessel that is (A) operating on any waterway of  
32 this state, and (B) engaged in transporting passengers for hire to or from  
33 any port of this state.

34 (7) "Business entity" means any incorporated or unincorporated  
35 association, corporation, firm, joint stock company, limited liability  
36 company, limited liability partnership, partnership, trust or other legal  
37 entity.

38 ~~[(7)]~~ (8) "Case price" means the price of a container made of  
39 cardboard, wood or any other material and containing units of the same  
40 class and size of alcoholic liquor. A case of alcoholic liquor, other than  
41 beer, cocktails, cordials, prepared mixed drinks and wines, shall be in  
42 the quantity and number, or fewer, with the permission of the  
43 Commissioner of Consumer Protection, of bottles or units as follows:  
44 (A) Six one thousand seven hundred fifty milliliter bottles, (B) six one  
45 thousand eight hundred milliliter bottles, (C) twelve seven hundred

46 milliliter bottles, (D) twelve seven hundred twenty milliliter bottles, (E)  
47 twelve seven hundred fifty milliliter bottles, (F) twelve nine hundred  
48 milliliter bottles, (G) twelve one liter bottles, (H) twenty-four three  
49 hundred seventy-five milliliter bottles, (I) forty-eight two hundred  
50 milliliter bottles, (J) sixty one hundred milliliter bottles, or (K) one  
51 hundred twenty fifty milliliter bottles, except a case of fifty milliliter  
52 bottles may be in a quantity and number as originally configured,  
53 packaged and sold by the manufacturer or out-of-state shipper prior to  
54 shipment if the number of such bottles in such case is not greater than  
55 two hundred. The commissioner shall not authorize fewer quantities or  
56 numbers of bottles or units as specified in this subdivision for any one  
57 person or entity more than eight times in any calendar year. For the  
58 purposes of this subdivision, "class" has the same meaning as provided  
59 in 27 CFR 4.21 for wine, 27 CFR 5.22 for spirits and 27 CFR 7.24 for beer.

60       [(8)] (9) "Club" has the same meaning as provided in section 30-22aa.

61       [(9)] (10) "Coliseum" has the same meaning as provided in section 30-  
62 33a.

63       [(10)] (11) "Commission" means the Liquor Control Commission  
64 established under this chapter.

65       [(11)] (12) "Department" means the Department of Consumer  
66 Protection.

67       [(12)] (13) "Dining room" means any room or rooms (A) located in  
68 premises operating under (i) a hotel permit issued under section 30-21,  
69 (ii) a restaurant permit issued under subsection (a) of section 30-22, (iii)  
70 a restaurant permit for wine and beer issued under subsection (b) of  
71 section 30-22, or (iv) a cafe permit issued under section 30-22a, and (B)  
72 where meals are customarily served to any member of the public who  
73 has means of payment and a proper demeanor.

74       [(13)] (14) "Mead" means fermented honey (A) with or without  
75 additions or adjunct ingredients, and (B) regardless of (i) alcohol  
76 content, (ii) process, and (iii) whether such honey is carbonated,

77 sparkling or still.

78 [(14)] (15) "Minor" means any person who is younger than twenty-  
79 one years of age.

80 [(15)] (16) "Noncommercial entity" means an academic institution,  
81 charitable organization, government organization, nonprofit  
82 organization or similar entity that is not primarily dedicated to  
83 obtaining a commercial advantage or monetary compensation.

84 [(16)] (17) "Nonprofit club" has the same meaning as provided in  
85 section 30-22aa.

86 [(17)] (18) (A) "Person" means an individual, including, but not  
87 limited to, a partner.

88 (B) "Person" does not include [a corporation, joint stock company,  
89 limited liability company or other association of individuals] any  
90 business entity.

91 [(18)] (19) (A) "Proprietor" includes all owners of a business or club,  
92 incorporated or unincorporated, that is engaged in manufacturing or  
93 selling alcoholic liquor, whether such owners are persons, fiduciaries,  
94 [joint stock companies] business entities, stockholders of corporations  
95 or otherwise.

96 (B) "Proprietor" does not include any person who, or [corporation]  
97 business entity that, is merely a creditor, whether as a bond holder,  
98 franchisor, landlord or note holder, of a business or club, incorporated  
99 or unincorporated, that is engaged in manufacturing or selling alcoholic  
100 liquor.

101 [(19)] (20) "Restaurant" has the same meaning as provided in section  
102 30-22.

103 [(20)] (21) "Spirits" means any beverage that contains alcohol  
104 obtained by distillation mixed with drinkable water and other  
105 substances in solution, including brandy, rum, whiskey and gin.

106     [(21)] (22) "Wine" means any alcoholic beverage obtained by  
107 fermenting the natural sugar content of fruits, such as apples, grapes or  
108 other agricultural products, containing such sugar, including fortified  
109 wines such as port, sherry and champagne.

110     Sec. 2. (NEW) (*Effective from passage*) (a) Subject to the provisions of  
111 subsection (b) of this section, a franchisor or landlord may, without  
112 obtaining approval as a backer, receive profits from a franchisee or  
113 tenant that is permitted to sell alcoholic liquor under the provisions of  
114 chapter 545 of the general statutes, provided the franchisor or landlord  
115 does not:

116         (1) Control the operations of the permit premises;

117         (2) Direct sales of alcoholic liquor from the permit premises; or

118         (3) Otherwise engage in activities indicating ownership or  
119 proprietorship of the franchisee or tenant.

120     (b) The Department of Consumer Protection may require a franchisor  
121 or landlord to obtain approval as a backer in order for the franchisor or  
122 landlord to receive profits as set forth in subsection (a) of this section. In  
123 determining whether to require a franchisor or landlord to receive such  
124 approval, the department shall:

125         (1) Consider the percentage of such profits that the franchisor or  
126 landlord receives; and

127         (2) Evaluate whether the franchisor or landlord may (A) supervise,  
128 hire, retain or discharge persons employed on the permit premises, (B)  
129 set menu selections or prices for the permit premises, (C) establish hours  
130 or days of operation for the permit premises, (D) decide whether or  
131 when a patio may be used in connection with the operations of the  
132 permit premises, (E) order or accept alcoholic liquor deliveries for the  
133 permit premises, (F) arrange advertising for the permit premises,  
134 including, but not limited to, advertising on the Internet or through  
135 social media, (G) dictate decorations for the permit premises, (H) access

136 banking accounts related to the permit premises, (I) incur debt on behalf  
137 of a backer for the permit, and (J) enter into agreements with other  
138 entities on behalf of a backer for the permit.

139 Sec. 3. Section 30-4 of the general statutes is repealed and the  
140 following is substituted in lieu thereof (*Effective from passage*):

141 No commissioner of the Liquor Control Commission and no  
142 employee of the Department of Consumer Protection who carries out  
143 the duties and responsibilities of sections 30-2 to 30-68m, inclusive, and  
144 the regulations enacted thereunder may, directly or indirectly,  
145 individually or as a member [of a partnership] or owner of a business  
146 entity or as a shareholder of a corporation, have any interest whatsoever  
147 in dealing in or in the manufacture of alcoholic liquor, nor receive any  
148 commission or profit whatsoever from nor have any interest whatsoever  
149 in the purchases or sales made by the persons authorized by this chapter  
150 to purchase or sell alcoholic liquor. No provision of this section shall  
151 prevent any such commissioner or employee from purchasing and  
152 keeping in [his] such commissioner's or employee's possession, for [the]  
153 personal use [of himself or] by such commissioner or employee,  
154 members of [his] such commissioner's or employee's family or guests,  
155 any alcoholic liquor which may be purchased or kept by any person by  
156 virtue of this chapter.

157 Sec. 4. Section 30-14a of the general statutes is repealed and the  
158 following is substituted in lieu thereof (*Effective from passage*):

159 (a) A package store permit issued under subsection (b) of section 30-  
160 20 may be renewed by the person to whom [it] such permit was issued  
161 or by any person who (1) is a transferee or purchaser of premises  
162 operating under a package store permit issued under subsection (b) of  
163 section 30-20, and [who] (2) meets the requirements of this chapter  
164 concerning eligibility for a liquor permit. Commencing June 8, 1986, the  
165 Department of Consumer Protection may issue one package store  
166 permit under subsection (b) of section 30-20 for every twenty-five  
167 hundred residents of a town as determined by the most recently

168 completed decennial census. The department may authorize the holder  
169 of such permit to remove [his] such holder's permit premises to a  
170 location in another town provided such removal complies with the  
171 provisions of this chapter.

172 (b) (1) The Department of Consumer Protection may (A) refuse to  
173 accept any incomplete application for a package store permit under  
174 subsection (b) of section 30-20, and (B) establish a deadline by which an  
175 applicant for a package store permit under subsection (b) of section 30-  
176 20 shall open to the public for continuous operation.

177 (2) If an applicant for a package store permit under subsection (b) of  
178 section 30-20 fails to open to the public for continuous operation on or  
179 before the deadline established by the Department of Consumer  
180 Protection under subparagraph (B) of subdivision (1) of this subsection,  
181 the department may deem such applicant's application to have been  
182 withdrawn and expired for the purpose of preventing placeholdering. For  
183 the purposes of this subdivision, "placeholdering" means (A) applying for  
184 the last available package store permit in a town, and (B) failing to open  
185 to the public for continuous operation on or before the deadline  
186 established by the department under subparagraph (B) of subdivision  
187 (1) of this subsection.

188 Sec. 5. Subsection (a) of section 30-17 of the general statutes is  
189 repealed and the following is substituted in lieu thereof (*Effective from*  
190 *passage*):

191 (a) (1) A wholesaler permit shall allow the bottling of alcoholic liquor  
192 and the wholesale sale of alcoholic liquor to permittees in this state and  
193 without the state, as may be permitted by law, and the sale of alcoholic  
194 liquors to vessels engaged in coastwise or foreign commerce, and the  
195 sale of alcohol and alcoholic liquor for industrial purposes to  
196 nonpermittees, such sales to be made in accordance with the regulations  
197 adopted by the Department of Consumer Protection, and the sale of  
198 alcohol and alcoholic liquor for medicinal purposes to hospitals and  
199 charitable institutions and to religious organizations for sacramental

200 purposes and the receipt from out-of-state shippers of multiple  
201 packages of alcoholic liquor. The holder of a wholesaler permit may  
202 apply for and shall thereupon receive an out-of-state shipper's permit  
203 for direct importation from abroad of alcoholic liquors manufactured  
204 outside the United States and an out-of-state shipper's permit for direct  
205 importation from abroad of beer manufactured outside the United  
206 States. The annual fee for a wholesaler permit shall be two thousand six  
207 hundred fifty dollars.

208 (2) When a holder of a wholesaler permit has had the distributorship  
209 of any alcohol, beer, spirits or wine product of a manufacturer or out-  
210 of-state shipper for six months or more, such distributorship may be  
211 terminated or its geographic territory diminished upon (A) the  
212 execution of a written stipulation by the wholesaler and manufacturer  
213 or out-of-state shipper agreeing to the change and the approval of such  
214 change by the Department of Consumer Protection; or (B) the sending  
215 of a written notice by certified or registered mail, return receipt  
216 requested, by the manufacturer or out-of-state shipper to the  
217 wholesaler, a copy of which notice has been sent simultaneously [by  
218 certified or registered mail, return receipt requested,] to the  
219 [Department of Consumer Protection] department in a manner  
220 prescribed by the Commissioner of Consumer Protection. No such  
221 termination or diminishment shall become effective except for just and  
222 sufficient cause, provided such cause shall be set forth in such notice  
223 and the [Department of Consumer Protection] department shall  
224 determine, after hearing, that just and sufficient cause exists. If an  
225 emergency occurs, caused by the wholesaler, prior to such hearing,  
226 which threatens the manufacturers' or out-of-state shippers' products or  
227 otherwise endangers the business of the manufacturer or out-of-state  
228 shipper and said emergency is established to the satisfaction of the  
229 [Department of Consumer Protection] department, the department may  
230 temporarily suspend such wholesaler permit or take whatever  
231 reasonable action the department deems advisable to provide for such  
232 emergency and the department may continue such temporary action  
233 until its decision after a full hearing. The [Department of Consumer



234 Protection] department shall render its decision with reasonable  
235 promptness following such hearing. Notwithstanding the aforesaid, a  
236 manufacturer or out-of-state shipper may appoint one or more  
237 additional wholesalers as the distributor for an alcohol, spirits or wine  
238 product within such territory, provided such appointment shall not be  
239 effective until six months from the date such manufacturer or out-of-  
240 state shipper sets forth such intention in written notice to the existing  
241 wholesaler by certified or registered mail, return receipt requested, with  
242 a copy of such notice simultaneously sent [by certified or registered  
243 mail, return receipt requested,] to the [Department of Consumer  
244 Protection] department in a manner prescribed by the Commissioner of  
245 Consumer Protection. For just and sufficient cause, a manufacturer or  
246 out-of-state shipper may appoint one or more additional wholesalers as  
247 the distributor for a beer product within such territory provided such  
248 manufacturer or out-of-state shipper sets forth such intention and cause  
249 in written notice to the existing wholesaler by certified or registered  
250 mail, return receipt requested, with a copy of such notice  
251 simultaneously sent [by certified or registered mail, return receipt  
252 requested,] to the [Department of Consumer Protection] department in  
253 a manner prescribed by the Commissioner of Consumer Protection.  
254 Such written notice shall include the name of each additional wholesaler  
255 appointed as a distributor and provide a detailed description of the just  
256 and sufficient cause necessitating such appointment. For the purposes  
257 of this section, "just and sufficient cause" means the existence of  
258 circumstances which, in the opinion of a reasonable person considering  
259 all of the equities of both the wholesaler and the manufacturer or out-  
260 of-state shipper warrants a termination or a diminishment of a  
261 distributorship as the case may be. For the purposes of this section,  
262 "manufacturer or out-of-state shipper" means the manufacturer or out-  
263 of-state shipper who originally granted a distributorship of any alcohol,  
264 beer, spirits or wine product to a wholesaler, any successor to such  
265 manufacturer or out-of-state shipper, which successor has assumed the  
266 contractual relationship with such wholesaler by assignment or  
267 otherwise, or any other manufacturer or out-of-state shipper who  
268 acquires the right to ship such alcohol, beer, spirits or wine into the state.

269 (3) Nothing contained in this section shall be construed to interfere  
270 with the authority of the Department of Consumer Protection to retain  
271 or adopt reasonable regulations concerning the termination or  
272 diminishment of a distributorship held by a wholesaler for less than six  
273 months.

274 (4) All hearings held under this section shall be held in accordance  
275 with the provisions of chapter 54.

276 Sec. 6. Subsection (b) of section 30-19f of the general statutes is  
277 repealed and the following is substituted in lieu thereof (*Effective from*  
278 *passage*):

279 (b) No [person, corporation, incorporated or unincorporated  
280 association, partnership, trust or other legal entity] individual or  
281 business entity, except the holder of an out-of-state shipper's permit  
282 issued under section 30-18 or 30-19, a manufacturer's permit issued  
283 under section 30-16, other than a manufacturer permit for a farm winery  
284 or a manufacturer permit for wine, cider and mead, or a wholesaler's  
285 permit issued under section 30-17, as amended by this act, shall  
286 transport any alcoholic beverages imported into this state unless: [such  
287 person: (1) Holds] (1) Such individual or business entity holds an in-  
288 state transporter's permit issued under section 30-19f, as amended by  
289 this act; (2) the tax imposed on such alcoholic liquor under section 12-  
290 435 has been paid; and (3) if applicable, the tax imposed on the sale of  
291 such alcoholic liquor under chapter 219 has been paid.

292 Sec. 7. Subsection (d) of section 30-22b of the general statutes is  
293 repealed and the following is substituted in lieu thereof (*Effective from*  
294 *passage*):

295 (d) "Catering establishment" means any premises that (1) has an  
296 adequate, suitable and sanitary kitchen, dining room and facilities to  
297 provide hot meals, (2) has no sleeping accommodations for the public,  
298 (3) is owned or operated by any [person, firm, association, partnership  
299 or corporation] individual who, or business entity that, (A) regularly  
300 furnishes for hire on such premises [,] one or more ballrooms, reception

301 rooms, dining rooms, banquet halls or similar places of assemblage for  
302 a particular function, occasion or event, or [that] (B) furnishes provisions  
303 and services for consumption or use at [such] any function, occasion or  
304 event described in subparagraph (A) of this subdivision, and (4)  
305 employs an adequate number of employees on such premises at the time  
306 of any [such] function, occasion or event described in subparagraph (A)  
307 of subdivision (3) of this subsection.

308 Sec. 8. Section 30-35 of the 2024 supplement to the general statutes is  
309 repealed and the following is substituted in lieu thereof (*Effective from*  
310 *passage*):

311 (a) A temporary liquor permit for a noncommercial entity shall allow  
312 the sale of beer, spirits or wine at any fundraising event, outing, picnic  
313 or social gathering conducted by a bona fide noncommercial entity, club  
314 or golf country club, as described in subsection (g) of section 30-22a,  
315 which noncommercial entity, club or golf country club shall be the  
316 backer of the permittee under such permit. No for-profit business entity  
317 may be the backer of any such permittee. Each temporary liquor permit  
318 for a noncommercial entity shall also allow the retail sale of beer, spirits  
319 or wine at an in-person or online auction, provided such auction is held  
320 as part of a fundraising event to benefit the tax-exempt activities of the  
321 noncommercial entity, club or golf country club. All profits from the  
322 auction or sale of such beer, spirits or wine shall be retained by the  
323 backer or permittee conducting such fundraising event, outing, picnic,  
324 social gathering or auction, and no portion of such profits shall be paid,  
325 directly or indirectly, to any individual or [other corporation] business  
326 entity. Such permit shall be issued subject to the approval of the  
327 [department] Department of Consumer Protection and shall be effective  
328 only for specified dates and times limited by the department. The  
329 combined total of fundraising events, outings, picnics, social gatherings  
330 or auctions, for which a temporary liquor permit for a noncommercial  
331 entity is issued under this section, shall not exceed twelve in any  
332 calendar year and the approved dates and times for each such  
333 fundraising event, outing, picnic, social gathering or auction shall be  
334 displayed on such permit. Each temporary liquor permit for a

335 noncommercial entity issued under this section shall be subject to the  
336 hours of sale established in subsection (a) of section 30-91 and the  
337 combined total of days for which such permit is issued shall not exceed  
338 twenty days in any calendar year. The holder of a temporary liquor  
339 permit for a noncommercial entity issued under this section shall  
340 display such permit, and the days for which such permit has been  
341 issued, in a prominent location adjacent to the entrance to the  
342 fundraising event, outing, picnic, social gathering or auction. The fee for  
343 a temporary liquor permit for a noncommercial entity shall be fifty  
344 dollars per day.

345 (b) The holder of a manufacturer permit issued under section 30-16,  
346 a wholesaler permit issued under section 30-17, as amended by this act,  
347 [or] an out-of-state shipper's permit for alcoholic liquor issued under  
348 section 30-18, an out-of-state retail shipper's permit for wine or out-of-  
349 state winery shipper's permit for wine issued under section 30-18a, an  
350 out-of-state shipper's permit for beer issued under section 30-19, a  
351 package store permit issued under subsection (b) of section 30-20, a  
352 restaurant permit issued under section 30-22 or a cafe permit issued  
353 under subsection (c) of section 30-22a may offer tastings for, and donate  
354 to, the holder of a temporary liquor permit for a noncommercial entity  
355 issued under this section any beer, spirits or wine such manufacturer  
356 permittee manufactures, for which such wholesaler permittee holds  
357 distribution rights or which such package store permittee sells at retail.

358 Sec. 9. Subsection (b) of section 30-39 of the 2024 supplement to the  
359 general statutes is repealed and the following is substituted in lieu  
360 thereof (*Effective from passage*):

361 (b) (1) Any person desiring a liquor permit or a renewal of such a  
362 permit shall make an affirmed application therefor to the Department of  
363 Consumer Protection, upon forms to be furnished by the department,  
364 showing the name and address of the applicant and of the applicant's  
365 backer, if any, the location of the club or place of business which is to be  
366 operated under such permit and a financial statement setting forth all  
367 elements and details of any business transactions connected with the

368 application. Such application shall include a detailed description of the  
369 type of live entertainment that is to be provided. A club or place of  
370 business shall be exempt from providing such detailed description if the  
371 club or place of business (A) was issued a liquor permit prior to October  
372 1, 1993, and (B) has not altered the type of entertainment provided. The  
373 application shall also indicate any crimes of which the applicant or the  
374 applicant's backer may have been convicted. Applicants shall submit  
375 documents, only upon initial application, sufficient to establish that  
376 state and local building, fire and zoning requirements and local  
377 ordinances concerning hours and days of sale will be met, except that  
378 local building and zoning requirements and local ordinances  
379 concerning hours and days of sale shall not apply to a cafe permit issued  
380 under subsection (d) or (h) of section 30-22a. The State Fire Marshal or  
381 the marshal's certified designee shall be responsible for approving  
382 compliance with the State Fire Code at Bradley International Airport.  
383 Any person desiring a permit provided for in section 30-33b shall file a  
384 copy of such person's license with such application if such license was  
385 issued by the Department of Consumer Protection. The department  
386 may, at its discretion, conduct an investigation to determine (i) whether  
387 a permit shall be issued to an applicant or the applicant's backer, or (ii)  
388 the suitability of the proposed permit premises. Completion of an  
389 inspection pursuant to subsection (f) of section 29-305 shall not be  
390 deemed to constitute a precondition to renewal of a permit that is  
391 subject to subsection (f) of section 29-305.

392 (2) The applicant shall pay to the department a nonrefundable  
393 application fee, which fee shall be in addition to the fees prescribed in  
394 this chapter for the permit sought. An application fee shall not be  
395 charged for an application to renew a permit. The application fee shall  
396 be in the amount of ten dollars for the filing of each application for a  
397 permit by a nonprofit golf tournament permit under section 30-37g or a  
398 temporary liquor permit for a noncommercial entity under section 30-  
399 35, as amended by this act; and in the amount of one hundred dollars  
400 for the filing of an initial application for all other permits. Any permit  
401 issued shall be valid only for the purposes and activities described in

402 the application.

403 (3) The applicant, immediately after filing an application, shall give  
404 notice thereof, with the name and residence of the permittee, the type of  
405 permit applied for and the location of the place of business for which  
406 such permit is to be issued and the type of live entertainment to be  
407 provided, all in a form prescribed by the department, by publishing the  
408 same in a newspaper having a circulation in the town in which the place  
409 of business to be operated under such permit is to be located, at least  
410 once a week for two successive weeks, the first publication to be not  
411 more than seven days after the filing date of the application and the last  
412 publication not more than fourteen days after the filing date of the  
413 application. The applicant shall affix, and maintain in a legible condition  
414 upon the outer door of the building wherein such place of business is to  
415 be located and clearly visible from the public highway, the placard  
416 provided by the department, not later than the day following the receipt  
417 of the placard by the applicant. If such outer door of such premises is so  
418 far from the public highway that such placard is not clearly visible as  
419 provided, the department shall direct a suitable method to notify the  
420 public of such application. When an application is filed for any type of  
421 permit for a building that has not been constructed, such applicant shall  
422 erect and maintain in a legible condition a sign not less than six feet by  
423 four feet upon the site where such place of business is to be located,  
424 instead of such placard upon the outer door of the building. The sign  
425 shall set forth the type of permit applied for and the name of the  
426 proposed permittee, shall be clearly visible from the public highway and  
427 shall be so erected not later than the day following the receipt of the  
428 placard. Such applicant shall make a return to the department, under  
429 oath, of compliance with the foregoing requirements, in such form as  
430 the department may determine, but the department may require any  
431 additional proof of such compliance. Upon receipt of evidence of such  
432 compliance, the department may hold a hearing as to the suitability of  
433 the proposed location. The provisions of this subdivision shall not apply  
434 to applications for (A) airline permits issued under section 30-28a, (B)  
435 temporary liquor permits for noncommercial entities issued under

436 section 30-35, as amended by this act, (C) concession permits issued  
437 under section 30-33, (D) military permits issued under section 30-34, (E)  
438 cafe permits issued under subsection (h) of section 30-22a, (F)  
439 warehouse permits issued under section 30-32, (G) broker's permits  
440 issued under section 30-30, (H) out-of-state shipper's permits for  
441 alcoholic liquor issued under section 30-18, (I) out-of-state shipper's  
442 permits for beer issued under section 30-19, (J) coliseum permits issued  
443 under section 30-33a, (K) nonprofit golf tournament permits issued  
444 under section 30-37g, (L) Connecticut craft cafe permits issued under  
445 section 30-22d to permittees who held a manufacturer permit for a brew  
446 pub or a manufacturer permit for beer issued under subsection (b) of  
447 section 30-16 and a brew pub before July 1, 2020, (M) off-site farm  
448 winery sales and wine, cider and mead tasting permits issued under  
449 section 30-16a, (N) out-of-state retailer shipper's permits for wine issued  
450 under section 30-18a, (O) out-of-state winery shipper's permits for wine  
451 issued under section 30-18a, (P) in-state transporter's permits for  
452 alcoholic liquor issued under section 30-19f, as amended by this act,  
453 including, but not limited to, boats operating under such permits, (Q)  
454 seasonal outdoor open-air permits issued under section 30-22e, (R)  
455 festival permits issued under section 30-37t, (S) temporary auction  
456 permits issued under section 30-37u, (T) outdoor open-air permits  
457 issued under section 30-22f, and (U) renewals of any permit described  
458 in subparagraphs (A) to (T), inclusive, of this subdivision, if applicable.  
459 The provisions of this subdivision regarding publication and placard  
460 display shall also be required of any applicant who seeks to amend the  
461 type of entertainment either upon filing of a renewal application or  
462 upon requesting permission of the department in a form that requires  
463 the approval of the municipal zoning official.

464 (4) In any case in which a permit has been issued to a partnership, if  
465 one or more of the partners dies or retires, the remaining partner or  
466 partners need not file a new application for the unexpired portion of the  
467 current permit, and no additional fee for such unexpired portion shall  
468 be required. Notice of any such change shall be given to the department  
469 and the permit shall be endorsed to show correct ownership. When any

470 partnership changes by reason of the addition of one or more persons, a  
471 new application with new fees shall be required.

472 Sec. 10. Subsection (a) of section 30-47 of the general statutes is  
473 repealed and the following is substituted in lieu thereof (*Effective from*  
474 *passage*):

475 (a) The Department of Consumer Protection may, in its discretion,  
476 suspend, revoke or refuse to grant or renew a permit for the sale of  
477 alcoholic liquor, or impose a fine of not greater than one thousand  
478 dollars per violation, if [it] the department has reasonable cause to  
479 believe: (1) That the applicant or permittee appears to be financially  
480 irresponsible or neglects to provide for [his] the applicant's or  
481 permittee's family, or neglects or is unable to pay [his] the applicant's or  
482 permittee's just debts; (2) that the applicant or permittee has been  
483 provided with funds by any wholesaler or manufacturer or has any  
484 forbidden connection with any other class of permittee as provided in  
485 this chapter; (3) that the applicant or permittee is in the habit of using  
486 alcoholic beverages to excess; (4) that the applicant or permittee has  
487 wilfully made any false statement to the department in a material  
488 matter; (5) that the applicant or permittee has been convicted of  
489 violating any of the liquor laws of this or any other state or the liquor  
490 laws of the United States or has been convicted of a felony as such term  
491 is defined in section 53a-25, provided any action taken is based upon (A)  
492 the nature of the conviction and its relationship to the applicant or  
493 permittee's ability to safely or competently perform the duties  
494 associated with such permit, (B) information pertaining to the degree of  
495 rehabilitation of the applicant or permittee, and (C) the time elapsed  
496 since the conviction or release, or has such a criminal record that the  
497 department reasonably believes [he] the applicant or permittee is not a  
498 suitable person to hold a permit, provided no refusal shall be rendered  
499 under this subdivision except in accordance with the provisions of  
500 sections 46a-80 and 46a-81; (6) that the applicant or permittee has not  
501 been delegated full authority and control of the permit premises and of  
502 the conduct of all business on such premises; or (7) that the applicant,  
503 applicant's backer, backer or permittee has violated any provision of this



504 chapter or any regulation adopted under this chapter. Any applicant,  
505 applicant's backer or backer shall be subject to the same disqualifications  
506 as provided in this [section in the case of an applicant for a permit or a  
507 permittee] chapter, or any regulation adopted under this chapter, for  
508 permittees.

509 Sec. 11. Subsection (a) of section 30-48 of the 2024 supplement to the  
510 general statutes is repealed and the following is substituted in lieu  
511 thereof (*Effective from passage*):

512 (a) No backer or permittee of one permit class shall be a backer or  
513 permittee of any other permit class except in the case of airline permits  
514 issued under section 30-28a, boats operating under in-state transporter's  
515 permits issued under section 30-19f, as amended by this act, and cafe  
516 permits issued under subsections (d) and (h) of section 30-22a, except  
517 that: (1) A backer of a hotel permit issued under section 30-21 or a  
518 restaurant permit issued under section 30-22 may be a backer of both  
519 such classes; (2) a holder or backer of a restaurant permit issued under  
520 section 30-22 or a cafe permit issued under subsection (a) of section 30-  
521 22a may be a holder or backer of any other or all of such classes; (3) a  
522 holder or backer of a restaurant permit issued under section 30-22 may  
523 be a holder or backer of a cafe permit issued under subsection (f) of  
524 section 30-22a; (4) a backer of a restaurant permit issued under section  
525 30-22 may be a backer of a coliseum permit issued under section 30-33a  
526 when such restaurant is within a coliseum; (5) a backer of a hotel permit  
527 issued under section 30-21 may be a backer of a coliseum permit issued  
528 under section 30-33a; (6) a backer of a grocery store beer permit issued  
529 under subsection (c) of section 30-20 may be (A) a backer of a package  
530 store permit issued under subsection (b) of section 30-20 if such was the  
531 case on or before May 1, 1996, and (B) a backer of a restaurant permit  
532 issued under section 30-22, provided the restaurant permit premises do  
533 not abut or share the same space as the grocery store beer permit  
534 premises; (7) a backer of a cafe permit issued under subsection (j) of  
535 section 30-22a, may be a backer of a nonprofit theater permit issued  
536 under section 30-35a; (8) a backer of a nonprofit theater permit issued  
537 under section 30-35a may be a holder or backer of a hotel permit issued

538 under section 30-21 or a coliseum permit issued under section 30-33a;  
539 (9) a backer of a concession permit issued under section 30-33 may be a  
540 backer of a coliseum permit issued under section 30-33a; (10) a holder of  
541 an out-of-state winery shipper's permit for wine issued under section  
542 30-18a may be a holder of an in-state transporter's permit issued under  
543 section 30-19f, as amended by this act; (11) a holder of an out-of-state  
544 shipper's permit for alcoholic liquor issued under section 30-18 or an  
545 out-of-state winery shipper's permit for wine issued under section 30-  
546 18a may be a holder of an in-state transporter's permit issued under  
547 section 30-19f, as amended by this act; (12) a holder of a manufacturer  
548 permit for a farm winery issued under subsection (c) of section 30-16 or  
549 a manufacturer permit for wine, cider and mead issued under  
550 subsection (d) of section 30-16 may be a holder of an in-state  
551 transporter's permit issued under section 30-19f, as amended by this act,  
552 an off-site farm winery sales and tasting permit issued under section 30-  
553 16a or any combination of such permits; (13) the holder of a  
554 manufacturer permit for spirits, beer, a farm winery or wine, cider and  
555 mead, issued under subsection (a), (b), (c) or (d), respectively, of section  
556 30-16 may be a holder of a Connecticut craft cafe permit issued under  
557 section 30-22d, a restaurant permit or a restaurant permit for wine and  
558 beer issued under section 30-22 or a farmers' market sales permit issued  
559 under section 30-37o; (14) the holder of a restaurant permit issued under  
560 section 30-22, a cafe permit issued under section 30-22a, or an in-state  
561 transporter's permit issued under section 30-19f, as amended by this act,  
562 may be the holder of a seasonal outdoor open-air permit issued under  
563 section 30-22e or an outdoor open-air permit issued under section 30-  
564 22f; [and] (15) the holder of a festival permit issued under section 30-37t  
565 may be the holder or backer of one or more of such other classes; (16)  
566 the holder of an out-of-state shipper's permit for alcoholic liquor other  
567 than beer issued under section 30-18 or an out-of-state winery shipper's  
568 permit for wine issued under section 30-18a may be the holder of an out-  
569 of-state retailer shipper's permit for wine issued under section 30-18a;  
570 and (17) the holder of a restaurant permit issued under section 30-22  
571 may be a holder of a Connecticut craft cafe permit issued under section  
572 30-22d, provided the permit premises are located at two different

573 addresses. Any person may be a permittee of more than one permit. No  
574 holder of a manufacturer permit for beer issued under subsection (b) of  
575 section 30-16 and no spouse or child of such holder may be a holder or  
576 backer of more than three restaurant permits issued under section 30-22  
577 or cafe permits issued under section 30-22a.

578 Sec. 12. Section 30-51a of the general statutes is repealed and the  
579 following is substituted in lieu thereof (*Effective from passage*):

580 Notwithstanding the provisions of subdivision (6) of subsection (a)  
581 of section 30-47, as amended by this act, and section 30-51, as amended  
582 by this act, a permittee of premises operating under a grocery store beer  
583 permit issued under subsection (c) of section 30-20 may lease up to fifty  
584 per cent of the total square footage of the premises to any person for  
585 lawful purposes. The Department of Consumer Protection shall not  
586 issue a permit allowing the sale or consumption of alcoholic liquor on  
587 any such leased premises, and the sale or consumption of alcoholic  
588 liquor shall be unlawful on any such leased premises.

589 Sec. 13. Section 30-51 of the general statutes is repealed and the  
590 following is substituted in lieu thereof (*Effective from passage*):

591 No permit may be issued for the sale of alcoholic liquor in any  
592 building, a portion of which will not be used as the permit premises,  
593 unless the application therefor is accompanied by an affidavit signed  
594 and affirmed by the applicant, stating that access from the portion of the  
595 building that will not be used as the permit premises to the portion of  
596 the building that will be used as the permit premises is effectually  
597 [closed] separate, unless the Department of Consumer Protection  
598 endorses upon such application that it has dispensed with such affidavit  
599 for reasons considered by it good and satisfactory and also endorses  
600 thereon such reasons. [If any way] No new means of access [from the  
601 other portion of such building to the portion used as] into the permit  
602 premises [is] shall be opened, after such permit is issued, without the  
603 written consent of the Department of Consumer Protection endorsed on  
604 such permit. [, such permit shall thereupon become and be forfeited,

605 with or without notice from the Department of Consumer Protection,  
606 and shall be null and void. If such applicant or] If any permittee or any  
607 backer thereof opens, causes to be opened, [permits] allows to be opened  
608 or allows to remain open, at any time during the term for which such  
609 permit is issued, any [way] new means of access from any portion of a  
610 building not part of the permit premises [to any other portion of such  
611 building that is] into the permit premises, without the written consent  
612 of the Department of Consumer Protection endorsed on such permit,  
613 such [persons] permittee or [backers] backer shall be subject to the  
614 penalties provided in section 30-113. The Department of Consumer  
615 Protection shall require every applicant for a permit to sell alcoholic  
616 liquor to state under oath whether any portion of the building in which  
617 it is proposed to carry on such business will not be used as the permit  
618 premises; and, if so, the Department of Consumer Protection shall  
619 appoint a suitable person to examine the premises and to see that any  
620 and all access between the portion so to be used for the sale of alcoholic  
621 liquor and the portion not so used is effectually [closed] separate, and  
622 may designate the manner of such [closing] separation, and, if  
623 necessary, order seals to be placed so that such way of access cannot be  
624 opened without breaking the seals, and the breaking or removal of such  
625 seals or other methods of preventing access, so ordered and provided,  
626 shall be prima facie evidence of a violation of this section. The above  
627 provisions shall not apply to any premises operating under a hotel  
628 permit.

629       Sec. 14. Section 30-55 of the general statutes is repealed and the  
630 following is substituted in lieu thereof (*Effective from passage*):

631       (a) The Department of Consumer Protection may, in its discretion,  
632 revoke, suspend or place conditions on any permit or provisional permit  
633 or impose a fine of not greater than one thousand dollars per violation,  
634 upon cause found after hearing, provided [ten days'] written notice of  
635 such hearing has been given to the permittee, [setting forth, with the  
636 particulars required in civil pleadings, the charges upon which such  
637 proposed revocation, suspension, condition or fine is predicated. Any  
638 appeal from such order of revocation, suspension, condition or fine shall

639 be taken in accordance with the provisions of section 4-183] applicant,  
640 backer or proposed backer in accordance with the provisions of chapter  
641 54.

642 (b) The surrender of a permit or provisional permit for cancellation,  
643 the withdrawal of an application or the expiration of a permit shall not  
644 prevent the [department] Department of Consumer Protection from  
645 suspending or revoking any such permit pursuant to the provisions of  
646 this section.

647 Sec. 15. Section 30-58a of the general statutes is repealed and the  
648 following is substituted in lieu thereof (*Effective from passage*):

649 The Department of Consumer Protection, in [its] the department's  
650 discretion and subject to such regulations as [it] the department may  
651 adopt, may accept from any applicant, applicant's backer, backer or  
652 permittee [or backer] an offer in compromise in such an amount as may  
653 in the discretion of the department be proper under the circumstances  
654 in lieu of the suspension of any permit previously imposed by the  
655 department. Any sums of money so collected by the department shall  
656 be paid forthwith into the State Treasury for the general purposes of the  
657 state.

658 Sec. 16. Section 30-60 of the general statutes is repealed and the  
659 following is substituted in lieu thereof (*Effective from passage*):

660 Any applicant for a permit or for the renewal of a permit for the  
661 manufacture or sale of alcoholic liquor whose application is refused or  
662 any applicant or permittee whose permit is denied, revoked or  
663 suspended by the Department of Consumer Protection or any ten  
664 residents who have filed a remonstrance pursuant to the provisions of  
665 section 30-39, as amended by this act, and who are aggrieved by the  
666 granting of a permit by the department may appeal therefrom in  
667 accordance with section 4-183. Appeals shall be privileged in respect to  
668 the assignment thereof. If said court decides, upon the trial of such  
669 appeal, that the appellant is a suitable person to sell alcoholic liquor and  
670 that the place named in [his] the appellant's application is a suitable

671 place, within the class of permit applied for or revoked, and renders  
672 judgment accordingly, a copy of such judgment shall be forthwith  
673 transmitted by the clerk of said court to the department, and the  
674 department shall thereupon issue a permit to such appellant to sell such  
675 alcoholic liquor at such place for the remainder of the permit year, and  
676 the fee to be paid therefor, unless the application is for the renewal of  
677 the permit, in which case the full fee shall be paid, shall bear the same  
678 proportion to the full permit fee for a year as the unexpired portion of  
679 the year from the time when such permit was granted bears to the full  
680 year. If the court decides on such trial that the applicant is not a suitable  
681 person to sell alcoholic liquor or that the place named in the application  
682 is not a suitable place, and renders judgment accordingly, a copy of such  
683 judgment shall be forthwith transmitted by the clerk of said court to the  
684 department and the department shall not issue a permit to such  
685 applicant or shall rescind the granting of a permit, as the case may be. If  
686 said court upholds the decision of the department upon the trial of such  
687 appeal, or modifies such decision in whole or in part and renders  
688 judgment accordingly, a copy of such judgment shall be forthwith  
689 transmitted by the clerk of said court to the department and, if a renewal  
690 fee has been paid within the time during which such appeal has been  
691 pending, the department shall thereupon certify to the Treasurer a  
692 deduction from such fee of a sum which shall bear the same proportion  
693 to the full permit fee for a year as the portion of the year from the time  
694 when such renewal would have become effective to the time when such  
695 judgment was rendered bears to the full year, and the amount of such  
696 deduction shall be paid in accordance with the provisions of section 30-  
697 5, and the remainder of such fee shall be paid by the state to the  
698 applicant.

699 Sec. 17. Section 30-62a of the general statutes is repealed and the  
700 following is substituted in lieu thereof (*Effective from passage*):

701 (a) The Department of Consumer Protection, subject to such  
702 regulations as said department [shall] may adopt, may permit more  
703 than one consumer bar in any premises for which a permit has been  
704 issued under this part for the retail sale of alcoholic liquor to be

705 consumed on the premises. A consumer bar is a counter, with or without  
706 seats, at which a patron may purchase and consume or purchase  
707 alcoholic liquor. The fee for each additional consumer bar shall be one  
708 hundred ninety dollars per annum.

709 (b) The Department of Consumer Protection, subject to such  
710 regulations as said department may adopt, may permit more than one  
711 consumer service bar in any premises for which a permit has been  
712 issued under this part for the retail sale of alcoholic liquor to be  
713 consumed on such premises. A consumer service bar is a counter,  
714 without seats, at which a patron may purchase alcoholic liquor, but for  
715 which the primary function is to facilitate the purchase of food.  
716 Alcoholic liquor may be served to a patron across the consumer service  
717 bar, but no patron shall sit or consume alcoholic liquor or food at the  
718 consumer service bar. Minors may stand at a consumer service bar for  
719 the purpose of ordering and receiving food. No premises shall have both  
720 a self-pour endorsement and a consumer service bar endorsement.

721 Sec. 18. Section 30-78 of the general statutes is repealed and the  
722 following is substituted in lieu thereof (*Effective from passage*):

723 (a) All alcoholic liquor which is intended by the owner or keeper  
724 thereof to be manufactured or sold in violation of law shall, together  
725 with the vessels in which such liquor is contained, be a nuisance and  
726 subject to confiscation by the Commissioner of Consumer Protection or  
727 the commissioner's authorized agent. The Department of Consumer  
728 Protection may dispose of any intoxicating liquor, acquired in  
729 connection with the administration of this chapter, by public or private  
730 sale in such manner and upon such terms as it deems practical and, in  
731 cases where sale is impracticable, by delivering [it] such intoxicating  
732 liquor to any state institution which has use therefor. All proceeds from  
733 such sale shall be paid into the State Treasury to the credit of the General  
734 Fund.

735 (b) (1) If, during an inspection or investigation of a permittee, the  
736 Commissioner of Consumer Protection or the commissioner's

737 authorized agent has probable cause to believe that the permittee is in  
738 possession of, or there exists on the permit premises, any item listed in  
739 subdivision (2) of this subsection, the commissioner or the  
740 commissioner's authorized agent may affix to such item a tag or other  
741 appropriate marking to indicate that such item is, or is suspected to be,  
742 in violation of this chapter and has been embargoed, provided the  
743 commissioner or the commissioner's authorized agent gives advance  
744 written notice to the permittee disclosing such violation, or suspected  
745 violation, and embargo.

746 (2) Subject to the provisions of this subsection, the commissioner or  
747 the commissioner's authorized agent may embargo the following items  
748 if such items are discovered as part of an inspection or investigation  
749 described in subdivision (1) of this subsection:

750 (A) Any unauthorized gambling device, illegitimate lottery ticket, or  
751 illegal gambling or bookmaking equipment;

752 (B) Any driver's license or identification card, issued in accordance  
753 with the provisions of section 1-1h, that is used by any person, other  
754 than the person to whom such driver's license or identification card was  
755 issued, to unlawfully (i) enter, or attempt to enter, the permit premises,  
756 or (ii) purchase, or attempt to purchase, alcoholic liquor;

757 (C) Any imitation of a driver's license or identification card, issued in  
758 accordance with the provisions of section 1-1h, that is used by any  
759 person to unlawfully (i) enter, or attempt to enter, the permit premises,  
760 or (ii) purchase, or attempt to purchase, alcoholic liquor;

761 (D) Any drug, as defined in section 20-571, that is offered or made  
762 available for sale by any person who is not authorized to offer such drug  
763 or make such drug available for sale;

764 (E) Any high-THC hemp product, as defined in section 21a-240;

765 (F) Any synthetic cannabinoid, as defined in section 21a-240; and

766 (G) Any tobacco products that are sold without a stamp or by any



767 person other than a dealer, as said terms are defined in section 12-285.

768 (3) No person shall remove or dispose of any embargoed item, by sale  
769 or otherwise, unless such person obtains advance written consent from  
770 the commissioner or the commissioner's authorized agent for such  
771 removal or disposal.

772 (4) Not later than fifteen days after a permittee receives a written  
773 notice under subdivision (1) of this subsection, the permittee may  
774 submit to the department a written request for a hearing to remove the  
775 embargo. The commissioner shall cause such hearing to be held not later  
776 than forty-five days after the department receives the permittee's  
777 written request for a hearing, and such hearing shall be conducted  
778 pursuant to chapter 54. If the embargo is removed, neither the  
779 commissioner nor the state shall be held liable for any damages incurred  
780 for any injury sustained due to such embargo if the commissioner, the  
781 commissioner's designee or a court of competent jurisdiction finds that  
782 there was probable cause to impose such embargo.

783 (c) (1) In addition to any embargo imposed under subsection (b) of  
784 this section, the Commissioner of Consumer Protection or the  
785 commissioner's authorized agent may confiscate the following items if  
786 such items are present on any permit premises:

787 (A) Any driver's license or identification card, issued in accordance  
788 with the provisions of section 1-1h, that is used by any person, other  
789 than the person to whom such driver's license or identification card was  
790 issued, to unlawfully (i) enter, or attempt to enter, the permit premises,  
791 or (ii) purchase, or attempt to purchase, alcoholic liquor; and

792 (B) Any imitation of a driver's license or identification card, issued in  
793 accordance with the provisions of section 1-1h, that is used by any  
794 person to unlawfully (i) enter, or attempt to enter, the permit premises,  
795 or (ii) purchase, or attempt to purchase, alcoholic liquor.

796 (2) To effectuate any confiscation authorized under subdivision (1) of  
797 this subsection, the commissioner or commissioner's authorized agent

798 shall provide to the permittee a written inventory of the items that the  
799 commissioner or the commissioner's authorized agent has confiscated,  
800 along with a narrative description of the basis for such confiscation.

801 (3) Not later than two days after the commissioner or the  
802 commissioner's authorized agent completes any confiscation authorized  
803 under subdivision (1) of this subsection, the commissioner or the  
804 commissioner's authorized agent shall submit to the law enforcement  
805 agency having jurisdiction over the permit premises a written notice  
806 disclosing that such confiscation occurred.

807 (4) Not later than fifteen days after the commissioner or the  
808 commissioner's authorized agent completes any confiscation authorized  
809 under subdivision (1) of this subsection, the permittee may submit to  
810 the department a written request for a hearing to revoke the  
811 confiscation. The commissioner shall cause such hearing to be held not  
812 later than forty-five days after the department receives the permittee's  
813 written request for a hearing, and such hearing shall be conducted  
814 pursuant to chapter 54. If the confiscation is revoked, neither the  
815 commissioner nor the state shall be held liable for any damages incurred  
816 for any injury sustained due to such confiscation if the commissioner,  
817 the commissioner's designee or a court of competent jurisdiction finds  
818 that there was probable cause to make such confiscation.

819 Sec. 19. Section 30-86 of the general statutes is repealed and the  
820 following is substituted in lieu thereof (*Effective from passage*):

821 (a) As used in this section:

822 (1) "Cardholder" means any person who presents a driver's license or  
823 an identity card to a permittee or permittee's agent or employee, to  
824 purchase or receive alcoholic liquor from such permittee or permittee's  
825 agent or employee;

826 (2) "Identity card" means an identification card issued in accordance  
827 with the provisions of section 1-1h;

828 (3) "Transaction scan" means the process by which a permittee or  
829 permittee's agent or employee checks, by means of a transaction scan  
830 device, the validity of a driver's license or an identity card; and

831 (4) "Transaction scan device" means any commercial device or  
832 combination of devices used at a point of sale that is capable of  
833 deciphering in an electronically readable format the information  
834 encoded on the magnetic strip or bar code of a driver's license or an  
835 identity card.

836 (b) (1) Any permittee or any servant or agent of a permittee who sells  
837 or delivers alcoholic liquor to any minor or any intoxicated person, or to  
838 any habitual drunkard, knowing the person to be such [an] a habitual  
839 drunkard, shall be subject to the penalties of section 30-113.

840 (2) Any person who sells, ships, delivers or gives alcoholic liquor to  
841 a minor, by any means, including, but not limited to, the Internet or any  
842 other on-line computer network, except on the order of a practicing  
843 physician, shall be fined not more than three thousand five hundred  
844 dollars or imprisoned not more than eighteen months, or both.

845 (3) The provisions of this subsection shall not apply (A) to a sale,  
846 shipment or delivery made to a person over age eighteen who is an  
847 employee or permit holder under section 30-90a and where such sale,  
848 shipment or delivery is made in the course of such person's employment  
849 or business, (B) to a sale, shipment or delivery made in good faith to a  
850 minor who practices any deceit in the procurement of an identity card  
851 issued in accordance with the provisions of section 1-1h, who uses or  
852 exhibits any such identity card belonging to any other person or who  
853 uses or exhibits any such identity card that has been altered or tampered  
854 with in any way, or (C) to a shipment or delivery made to a minor by a  
855 parent, guardian or spouse of the minor, provided such parent,  
856 guardian or spouse has attained the age of twenty-one and provided  
857 such minor possesses such alcoholic liquor while accompanied by such  
858 parent, guardian or spouse.

859 (4) Nothing in this subsection shall be construed to burden a person's

860 exercise of religion under section 3 of article first of the Constitution of  
861 the state in violation of subsection (a) of section 52-571b.

862 (c) (1) A permittee or permittee's agent or employee may perform a  
863 transaction scan to check the validity of a driver's license or identity card  
864 presented by a cardholder as a condition for selling, giving away or  
865 otherwise distributing alcoholic liquor to the cardholder.

866 (2) If the information deciphered by the transaction scan performed  
867 under subdivision (1) of this subsection fails to match the information  
868 printed on the driver's license or identity card presented by the  
869 cardholder, or if the transaction scan indicates that the information so  
870 printed is false or fraudulent, neither the permittee nor any permittee's  
871 agent or employee shall sell, give away or otherwise distribute any  
872 alcoholic liquor to the cardholder.

873 (3) Subdivision (1) of this subsection does not preclude a permittee or  
874 permittee's agent or employee from using a transaction scan device to  
875 check the validity of a document presented as identification other than  
876 a driver's license or an identity card, if the document includes a bar code  
877 or magnetic strip that may be scanned by the device, as a condition for  
878 selling, giving away or otherwise distributing alcoholic liquor to the  
879 person presenting the document.

880 (d) (1) No permittee or permittee's agent or employee shall  
881 electronically or mechanically record or maintain any information  
882 derived from a transaction scan, except the following: (A) The name and  
883 date of birth of the person listed on the driver's license or identity card  
884 presented by a cardholder; and (B) the expiration date and identification  
885 number of the driver's license or identity card presented by a  
886 cardholder.

887 (2) No permittee or permittee's agent or employee shall use a  
888 transaction scan device for a purpose other than the purposes specified  
889 in subsection (c) of this section, subsection (d) of section 53-344 or  
890 subsection (e) of section 53-344b.

891 (3) No permittee or permittee's agent or employee shall sell or  
892 otherwise disseminate the information derived from a transaction scan  
893 to any third party for any purpose, including, but not limited to, any  
894 marketing, advertising or promotional activities, except that a permittee  
895 or permittee's agent or employee may release that information pursuant  
896 to a court order.

897 (4) Nothing in subsection (c) of this section or this subsection relieves  
898 a permittee or permittee's agent or employee of any responsibility to  
899 comply with any other applicable state or federal laws or rules  
900 governing the sale, giving away or other distribution of alcoholic liquor.

901 (5) Any person who violates this subsection shall be subject to any  
902 penalty set forth in section 30-55, as amended by this act.

903 (e) (1) In any prosecution of a permittee or permittee's agent or  
904 employee for selling alcoholic liquor to a minor in violation of  
905 subsection (b) of this section, it shall be an affirmative defense that all of  
906 the following occurred: (A) A cardholder attempting to purchase or  
907 receive alcoholic liquor presented a driver's license or an identity card;  
908 (B) a transaction scan of the driver's license or identity card that the  
909 cardholder presented indicated that the license or card was valid; and  
910 (C) the alcoholic liquor was sold, given away or otherwise distributed  
911 to the cardholder in reasonable reliance upon the identification  
912 presented and the completed transaction scan.

913 (2) In determining whether a permittee or permittee's agent or  
914 employee has proven the affirmative defense provided by subdivision  
915 (1) of this subsection, the trier of fact in such prosecution shall consider  
916 that reasonable reliance upon the identification presented and the  
917 completed transaction scan may require a permittee or permittee's agent  
918 or employee to exercise reasonable diligence and that the use of a  
919 transaction scan device does not excuse a permittee or permittee's agent  
920 or employee from exercising such reasonable diligence to determine the  
921 following: (A) Whether a person to whom the permittee or permittee's  
922 agent or employee sells, gives away or otherwise distributes alcoholic

923 liquor is twenty-one years of age or older; and (B) whether the  
924 description and picture appearing on the driver's license or identity card  
925 presented by a cardholder are those of the cardholder.

926 (f) Any minor who participates in an investigation or enforcement  
927 action initiated by, or operated in conjunction with, the Department of  
928 Consumer Protection pursuant to this chapter shall be considered a state  
929 officer, afforded the legal protections set forth in section 4-165 and  
930 indemnified by the state under section 5-141d for any action taken  
931 pursuant to a directive by the department related to such minor's  
932 participation in such investigation or action.

933 Sec. 20. Subsection (a) of section 30-86a of the general statutes is  
934 repealed and the following is substituted in lieu thereof (*Effective from*  
935 *passage*):

936 (a) For the purposes of section 30-86, as amended by this act, any  
937 permittee shall require any person whose age is in question to fill out  
938 and sign a statement in the following form on one occasion when each  
939 such person makes a purchase:

940 ...., 20..

941 I, ...., hereby represent to ...., a permittee of the Connecticut  
942 Department of Consumer Protection, that I am over the age of 21 years,  
943 having been born on ...., 19.. or 20.., at .... This statement is made to  
944 induce said permittee to sell or otherwise furnish alcoholic beverages to  
945 the undersigned. I understand that title 30 of the general statutes  
946 prohibits the sale of alcoholic liquor to any person who is not twenty-  
947 one years of age.

948 I understand that I am subject to a fine of one hundred dollars for the  
949 first offense and not more than two hundred fifty dollars for each  
950 subsequent offense for wilfully misrepresenting my age for the  
951 purposes set forth in this statement.

952 .... (Name)

953 .... (Address)

954 Such statement once taken shall be applicable both to the particular  
955 sale in connection with which such statement was taken, as well as to all  
956 future sales at the same premises, and shall have full force and effect  
957 under subsection (b) of this section as to every subsequent sale or  
958 purchase. Such statement shall be printed upon appropriate forms to be  
959 furnished by the [permittees] permittee and approved by the  
960 Department of Consumer Protection [and] or electronically displayed  
961 by the permittee on an electronic device that is capable of allowing the  
962 person whose age is in question to electronically fill out and sign such  
963 statement. If such statement is filled out and signed in paper form, such  
964 statement shall be kept on file on the permit premises, alphabetically  
965 indexed, in a suitable file box, and shall be open to inspection by the  
966 [Department of Consumer Protection] department or any of [its] the  
967 department's agents or inspectors at any reasonable time. If such  
968 statement is filled out and signed in electronic form, such statement  
969 shall be stored in an electronic medium that is immediately accessible  
970 from the permit premises, alphabetically indexed, and shall be in an  
971 electronic format that is accessible to the department or any of the  
972 department's agents or inspectors at any reasonable time. Any person  
973 who makes any false statement on a form signed by [him] such person  
974 as required by this section shall be fined not more than one hundred  
975 dollars for the first offense and not more than two hundred fifty dollars  
976 for each subsequent offense.

977 Sec. 21. Section 30-90 of the general statutes is repealed and the  
978 following is substituted in lieu thereof (*Effective from passage*):

979 Any permittee who, either personally or through such permittee's  
980 servant or agent, allows any minor, intoxicated person or [any] person  
981 to whom the sale or gift of alcoholic liquor has been prohibited by law  
982 to loiter on the permit premises where alcoholic liquor is kept for sale,  
983 or who allows any minor, other than a person who is at least eighteen  
984 years of age and an employee or permit holder under section 30-90a or  
985 a minor accompanied by the minor's parent or guardian, or intoxicated

986 person to be in any room where alcoholic liquor is served at any bar,  
 987 shall be subject to the penalties described in section 30-113. For  
 988 barrooms consisting of only one room and for permit premises without  
 989 effective separation between a barroom and a dining room, an  
 990 unaccompanied minor or intoxicated person may remain on the permit  
 991 premises while waiting for and consuming food prepared on such  
 992 permit premises. No minor may sit or stand at a consumer bar without  
 993 being accompanied by a parent, guardian or spouse, and no intoxicated  
 994 person may sit or stand at a consumer bar, as described in subsection (a)  
 995 of section 30-62a, as amended by this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	30-1
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage</i>	30-4
Sec. 4	<i>from passage</i>	30-14a
Sec. 5	<i>from passage</i>	30-17(a)
Sec. 6	<i>from passage</i>	30-19f(b)
Sec. 7	<i>from passage</i>	30-22b(d)
Sec. 8	<i>from passage</i>	30-35
Sec. 9	<i>from passage</i>	30-39(b)
Sec. 10	<i>from passage</i>	30-47(a)
Sec. 11	<i>from passage</i>	30-48(a)
Sec. 12	<i>from passage</i>	30-51a
Sec. 13	<i>from passage</i>	30-51
Sec. 14	<i>from passage</i>	30-55
Sec. 15	<i>from passage</i>	30-58a
Sec. 16	<i>from passage</i>	30-60
Sec. 17	<i>from passage</i>	30-62a
Sec. 18	<i>from passage</i>	30-78
Sec. 19	<i>from passage</i>	30-86
Sec. 20	<i>from passage</i>	30-86a(a)
Sec. 21	<i>from passage</i>	30-90

**Statement of Purpose:**

To: (1) Define "business entity"; (2) specify the circumstances in which a franchisor or landlord may receive profits; (3) prohibit "placeholder";



(4) modify certain notice requirements; (5) require certain permittees that appoint additional wholesalers to disclose additional information; (6) allow additional permit holders to offer tastings and make donations; (7) empower the department to conduct additional investigations and impose additional fines; (8) allow the holders of certain permits to hold other permits; (9) modify requirements concerning changes to means of access; (10) modify certain notice and hearing requirements; (11) enable the department to accept offers in compromise; (12) enable applicants to appeal from denials of liquor permit applications; (13) authorize consumer service bars; (14) establish requirements concerning embargoes and confiscations; (15) indemnify and shield certain minors; (16) authorize electronic age statements; (17) impose additional requirements concerning intoxicated persons; and (18) make various conforming, technical and minor changes to the Liquor Control Act.

*[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.]*