

**STATE OF CONNECTICUT**  
**REGULATION**  
of the  
**DEPARTMENT OF CONSUMER PROTECTION**  
concerning  
**ALCOHOL SELLER AND SERVER TRAINING**

The Regulations of Connecticut State Agencies are amended by adding Section 30-6a-H1 as follows:

(NEW) Section 30-6a-H1. Alcohol Seller and Server Training.

(a) To obtain recognition from the Commissioner of the Department of Consumer Protection as an approved alcohol seller and server training program pursuant to section 30-47(b) of the Connecticut General Statutes, a program provider shall submit to the commissioner the following:

- (1) proof of registration to do business in the state of Connecticut;
- (2) a copy of the proposed curriculum;
- (3) a copy of all audio, video, and instructional materials that will be used in the program;
- (4) a copy of all printed materials that will be disseminated to program participants;
- (5) a copy of the examination materials to be administered in the program;
- (6) a written description of the testing procedures;
- (7) a written description of grading procedures;
- (8) a written description of minimum grade requirements for issuance of certificate of completion;
- (9) a copy of the certificate of completion for program participants;
- (10) a written description detailing methods for safeguarding test integrity;
- (11) the names and qualifications of each instructor; and
- (12) a fee schedule for program participants.

(b) In addition to providing the materials listed in subsection (a) of this section, in order to obtain recognition as an approved alcohol seller and server training program pursuant to section 30-47(b) of the Connecticut General Statutes, and in order to maintain said recognition, the following minimum standards shall be adhered to:

- (1) each participant shall receive a minimum of five (5) hours of actual classroom instruction, exclusive of breaks and test administration;
- (2) instruction shall be conducted primarily in the live lecture format with an instructor physically present, and may include other instructional mediums such as video or interactive computer programs, training manuals, and role-playing; and
- (3) curriculum content shall include, but not be limited to, the following topic areas:
  - (A) prevention of sales to minors, including:
    - (i) review of relevant state statutes and regulations;
    - (ii) acceptable forms of identification;
    - (iii) how to check identification; standard of scrutiny;
    - (iv) detecting false identification; effective methods and equipment;
    - (v) common mistakes made when checking age identification; and
    - (vi) responsibility of server versus door-person.
  - (B) prevention of over-service of alcohol, including:
    - (i) review of relevant state statutes and regulations;
    - (ii) recognition and prevention; and
    - (iii) intervention techniques.

(C) restrictions on drink promotions, including:

- (i) review of relevant state regulations;
- (ii) drinks as prizes prohibited;
- (iii) unlimited drinks at set price; and
- (iv) "one drink, one patron" rule.

(D) criminal, civil, and administrative liability, including:

- (i) the Dram Shop Act;
- (ii) criminal liability for server; and
- (iii) permittee - strict liability standard, including:
  - (I) responsibility for actions by promoters, employees, and other agents;
  - (II) responsibility for all activity occurring on the permit premises; and
  - (III) that a permit is a privilege, not a right.

(c) To maintain its recognition as an approved alcohol seller and server training program pursuant to section 30-47(b) of the Connecticut General Statutes, a recognized program shall notify the Commissioner of the Department of Consumer Protection immediately, in writing, of any changes or proposed changes to any of the items listed in subsection (a) of this section. Any such change may result in the loss of recognition following the commissioner's review.

(d) Notwithstanding subsection (c) of this section, a program already recognized by the Commissioner of the Department of Consumer Protection must be re-approved by the commissioner every two years from the date of original approval. In order to obtain re-approval, a program provider shall submit all of the items listed in subsection (a) of this section and shall maintain the minimum standards as required by subsection (b) of this section.

#### **STATEMENT OF PURPOSE:**

- (A) The purpose of the proposed regulation change is to implement Public Act 07-41, which legislation modified Connecticut General Statutes section 30-47 to allow the commissioner to require an alcohol licensee to have all employees undergo an approved alcohol server training program. The regulation change will add specificity to the type of program that will be acceptable to the commissioner.
- (B) This proposed regulation change allows for the commissioner to approve alcohol server training programs that meet certain registration requirements. Allowing the commissioner to order employees to undergo training is a useful tool to help prevent underage drinking and the service of alcohol to intoxicated patrons.
- (C) This proposed regulation change adds a new section to the Regulations of Connecticut State Agencies that creates a process for alcohol server training programs to be approved by the commissioner, pursuant to Public Act 07-41.

CERTIFICATION

Be it known that the foregoing:

Regulations  Emergency Regulations

Are:

Adopted  Amended as hereinabove stated  Repealed

By the aforesaid agency pursuant to:

Sections 4-168 and 30-6(a) of the General Statutes and

Sections 30-47(b) of the General Statutes, as amended by Public Act No. 41 of the 2007 Public Acts.

Public Act No. \_\_\_\_\_ of the \_\_\_\_\_ Public Acts.

After publication in the Connecticut Law Journal on JANUARY 8, 2008 of the notice of the proposal to:

Adopt regulations  Amend  Repeal such

(If applicable): And the holding of an advertised public hearing on the 13<sup>th</sup> day of February 2008.

WHEREFORE, the foregoing regulations are hereby:

Adopted  Amended as hereinabove  stated  Repealed

Effective:

When filed with the Secretary of the State.  
(OR)

The \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

In Witness Whereof:	DATE <u>3/26/08</u>	SIGNED (Head of Board, Agency or Commission) <u>Jerry Farwell</u>	OFFICIAL TITLE, DULY AUTHORIZED COMMISSIONER
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Approved by the Attorney General as to legal sufficiency in accordance with Sec. 4-169, as amended, C.G.S.:	SIGNED <u>William B. R. L.</u>	DATE <u>4/14/08</u>	OFFICIAL TITLE, DULY AUTHORIZED ASSOC. ATTY. GENERAL
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- Approved
- Disapproved
- Disapproved in part, (Indicate Section Numbers disapproved only)
- Rejected without prejudice.

By the Legislative Regulation Review Committee in accordance with Sec. 4-170, as amended, of the General Statutes	DATE <u>6/24/08</u>	SIGNED (Clerk of the Legislative Regulation Review Committee) <u>Camela B. Booth</u>
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Two certified copies received and filed, and one such copy forwarded to the Commission on Official Legal Publications in accordance with Section 4-172, as amended, of the General Statutes.

2008 JUL -9 PM 2:36  
LEGISLATION & ELECTIONS ADMINISTRATION DIVISION  
SECRETARY OF THE STATE

DATE <u>7-9-2008</u>	SIGNED (Secretary of the State) <u>Susan Bysiewicz</u>	BY <u>[Signature]</u>
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INSTRUCTIONS

One copy of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the Attorney General for his determination of legal sufficiency. Section 4-169 of the General Statutes.

Seventeen copies of all regulations for adoption, amendment or repeal, except emergency regulations, must be presented to the standing Legislative Regulation Review Committee for its approval. Section 4-170 of the General Statutes.

Each regulation must be in the form intended for publication and must include the appropriate regulation section number and section heading. Section 4-172 of the General Statutes.

Indicate by "(NEW)" in heading if new regulation. Amended regulations must contain new language in capital letters and deleted language in brackets. Section 4-170 of the General Statutes.

