



General Assembly

January Session, 2025

Raised Bill No. 1357

LCO No. 4689



Referred to Committee on GENERAL LAW

Introduced by:
(GL)

AN ACT CONCERNING THE DEPARTMENT OF CONSUMER PROTECTION'S RECOMMENDATIONS REGARDING VARIOUS STATUTES CONCERNING CONSUMER PROTECTION.

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

1 Section 1. Subsection (b) of section 20-281 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (b) The State Board of Accountancy shall require, by regulation, that
5 on and after January 1, 1990, as a condition to renewal of a permit to
6 practice issued under section 20-281e that permit holders undergo a
7 quality review, conducted in such manner as the board may by
8 regulation specify, to determine and report on the degree of compliance
9 by the permit holder with generally accepted accounting principals,
10 generally accepted auditing standards and other similarly recognized
11 authoritative technical standards. Such a review shall be required every
12 three years, except as provided in subsection (c) of this section. Any such
13 regulations shall provide that an applicant may comply with such
14 regulations by furnishing sufficient evidence to the board that a similar

15 quality review has been completed for other purposes. Each such review
 16 shall be performed by a reviewer having such qualifications as shall be
 17 set forth by regulation. Each reviewer shall be independent of the firm
 18 being reviewed. The firm which is the subject of the quality review shall
 19 [furnish] provide a copy of the opinion letter [accompanying the report
 20 of the review performed by] issued by the reviewer and a copy of an
 21 acceptance letter issued by a qualified oversight body confirming that
 22 the firm has received final approval from such body and taken all
 23 corrective actions required by such body related to such review. The
 24 firm shall submit such copies to the [board within] Department of
 25 Consumer Protection not later than thirty days [of the] after acceptance
 26 of the final report by [a] the qualified oversight body as determined by
 27 the board. Such letter shall not be a public record unless it is made part
 28 of the record of a disciplinary hearing. If the quality review [report is
 29 designated "modified"] discloses the existence of any deficiencies or
 30 delinquencies, the board may require the firm which is the subject of the
 31 quality review to submit an affidavit, within such time as the board may
 32 specify, indicating that [the remedial] corrective action [suggested by
 33 the reviewer] has been completed. Payment for any quality review shall
 34 be the responsibility of the firm which is the subject of [the] such review.
 35 A firm may comply with the reporting requirements established in this
 36 subsection by providing the department with digital access to the
 37 opinion letter and acceptance letter for at least ninety days by way of a
 38 secure Internet web site, including, but not limited to, by way of the
 39 American Institute of Certified Public Accountants' facilitated state
 40 board access process.

41 Sec. 2. Subsections (a) to (c), inclusive, of section 20-281c of the
 42 general statutes are repealed and the following is substituted in lieu
 43 thereof (*Effective from passage*):

44 (a) The [board] Department of Consumer Protection shall grant the
 45 certificate of "certified public accountant" to any person who (1) submits
 46 a complete application in a form and manner prescribed by the
 47 Commissioner of Consumer Protection, (2) meets the good character,

48 education, experience and examination requirements of subsections (b)
49 to (e), inclusive, of this section, and [upon the payment of] (3) remits to
50 the department a fee in the amount of one hundred fifty dollars.

51 (b) Good character for purposes of this section means lack of a history
52 of dishonest or felonious acts. The board or the Department of
53 Consumer Protection may refuse to grant a certificate on the grounds of
54 failure to satisfy this requirement only if there is a substantial connection
55 between the lack of good character of the applicant and the professional
56 responsibilities of a licensee and if the finding by the board or
57 department of lack of good character is supported by clear and
58 convincing evidence, and when based upon the prior conviction of a
59 crime, is in accordance with the provisions of section 46a-80. When an
60 applicant is found to be unqualified for a certificate because of a finding
61 of lack of good character, the board or department shall furnish the
62 applicant a statement containing the findings of the board and a
63 complete record of the evidence upon which the determination was
64 based.

65 (c) An applicant may apply to take the examination if such person, at
66 the time of the examination, has completed not less than one hundred
67 twenty semester hours of education, as determined [by the board] by
68 regulation, adopted by the Commissioner of Consumer Protection in
69 consultation with the board, to be appropriate. The educational
70 requirements for a certificate shall be prescribed in regulations [to be
71 adopted by the board as follows] and require:

72 (1) Until December 31, 1999, a baccalaureate degree or its equivalent
73 conferred by a college or university acceptable to the board, with an
74 accounting concentration or equivalent as determined by the board by
75 regulation to be appropriate;

76 (2) After January 1, 2000, at least one hundred fifty semester hours of
77 college education including a baccalaureate or higher degree conferred
78 by a college or university acceptable to the board. The total educational

79 program shall include an accounting concentration or equivalent, as
80 determined by the board by regulation to be appropriate.

81 Sec. 3. Section 20-289 of the general statutes is repealed and the
82 following is substituted in lieu thereof (*Effective from passage*):

83 There shall be an Architectural Licensing Board in the Department of
84 Consumer Protection. The board shall consist of five members. The
85 Governor shall appoint two members of the board who shall be public
86 members and three members of the board who shall be architects
87 residing in this state. The Governor shall have the power to remove any
88 member from office for misconduct, incapacity or neglect of duty.
89 Members shall not be compensated for their services but shall be
90 reimbursed for necessary expenses incurred in the performance of their
91 duties. The board shall keep a record of its proceedings and a roster of
92 all licensed architects entitled to practice architecture and of all persons
93 holding certificates of authority under sections 20-295 and 20-295a of the
94 general statutes, revised to 1968, and corporations holding certificates
95 of authorization for the practice of architecture under section 20-298b in
96 this state. The department shall adopt regulations, in consultation with
97 the board and in accordance with chapter 54, concerning eligibility for
98 architectural licensing examinations, appeals of examination grades,
99 reciprocal licensing, requirements for continuing professional education
100 for renewal of licensure, qualifications for registration for Architect
101 Emeritus and such other matters as the department deems necessary to
102 carry out the purposes of this chapter. The board shall, annually,
103 prepare a roster of all licensed architects and the last-known mailing
104 address of such architects. A copy of such roster shall be placed on file
105 with the Secretary of the State and with the town building department
106 of each town. The Commissioner of Consumer Protection, with advice
107 and assistance from the board, shall adopt regulations, in accordance
108 with chapter 54, (1) concerning professional ethics and conduct
109 appropriate to establish and maintain a high standard of integrity and
110 dignity in the practice of the profession, and (2) for the conduct of the
111 board's affairs and for the examination of applicants for a license. The

112 board shall, after public notice, hold at least one meeting per quarter, in
113 each calendar year, for the purpose of considering applications for
114 licenses and for the transaction of other business. Any person aggrieved
115 by an order made under this chapter may appeal from such order as
116 provided in section 4-183. Appeals under this section shall be privileged
117 in respect to the order of trial and assignment.

118 Sec. 4. Section 20-290 of the general statutes is repealed and the
119 following is substituted in lieu thereof (*Effective from passage*):

120 In order to safeguard life, health and property, no person shall
121 practice architecture in this state, except as provided in this chapter, or
122 use the title "architect", or display or use any words, terms, letters,
123 figures, title, sign, seal, advertisement or other device to indicate that
124 such person practices or offers to practice architecture, including, but
125 not limited to, the terms "architectural design", "architectural services"
126 and "architectural drawings", unless such person has obtained a license
127 as provided in this chapter. Nothing in this chapter shall prevent any
128 Connecticut corporation in existence prior to 1933, whose charter
129 authorizes the practice of architecture, from making plans and
130 specifications or supervising the construction of any building, except
131 that no such corporation shall issue plans or specifications unless such
132 plans or specifications have been signed and sealed by an architect
133 licensed under the provisions of this chapter.

134 Sec. 5. Section 20-292 of the general statutes is repealed and the
135 following is substituted in lieu thereof (*Effective from passage*):

136 (a) Each licensed architect shall renew his or her license annually.
137 Pursuant to section 20-289, as amended by this act, a licensee shall pay
138 to the department the professional services fee for class F, as defined in
139 section 33-182l and shall submit proof of, or attest to, completion of
140 continuing professional education requirements.

141 (b) Each corporation holding a certificate of authorization for the
142 practice of architecture shall renew its certificate of authorization for the

143 practice of architecture each year and pay to the department a renewal
144 fee of two hundred twenty dollars.

145 (c) An applicant for examination or reexamination under this chapter
146 shall pay a nonrefundable fee of seventy-two dollars and an amount
147 sufficient to meet the cost of conducting each portion of the examination
148 taken by such applicant. The fee for an applicant who qualifies for a
149 license, other than by examination, in accordance with the provisions of
150 section 20-291, shall be one hundred dollars.

151 (d) Pursuant to section 20-289, as amended by this act, an architect
152 who is retired and not practicing any aspect of architecture and who is
153 (1) sixty-five years of age or older, or (2) has been licensed for a
154 minimum of ten years in this state, may apply for registration as an
155 Architect Emeritus. The fee for such registration shall be ten dollars. An
156 Architect Emeritus may not engage in the practice of architecture
157 without applying for and receiving an architect license.

158 (e) (1) [For] Except as provided in subdivisions (2) to (4), inclusive, of
159 this subsection, for renewal of a license under this section, other than
160 under subsection (d) of this section, an applicant shall submit proof or
161 attest that he or she has completed twelve hours of continuing
162 professional education during the continuing professional education
163 period. The continuing professional education period shall commence
164 three calendar months prior to the license expiration date and shall run
165 for a period of twelve months from the date of commencement.

166 (2) No licensed architect shall be required to comply with the
167 continuing professional education requirements established in this
168 section until after the licensed architect's first license renewal.

169 (3) No architect who is registered as an Architect Emeritus in the
170 manner set forth in subsection (d) of this section shall be subject to the
171 continuing professional education requirements established in this
172 section.

173 (4) (A) The board may, in the board's discretion, excuse a licensed
174 architect from the continuing professional education requirements
175 established in this section for reasons of health, military service or other
176 individual hardship, provided (i) the licensed architect otherwise
177 satisfies all requirements to renew such licensed architect's license, and
178 (ii) the board issues its decision to excuse the licensed architect from
179 such continuing professional education requirements in writing.

180 (B) A written decision issued by the board pursuant to subparagraph
181 (A) of this subdivision shall be a final decision and not appealable to the
182 department.

183 (f) (1) For renewal of a license under this section, the department shall
184 charge the following fees for failure to earn continuing professional
185 education credits by the end of the continuing professional education
186 period:

187 (A) Three hundred fifteen dollars for reporting on a renewal
188 application that any of the minimum of twelve hours of continuing
189 professional education was earned up to thirteen weeks following the
190 end of the continuing professional education period; and

191 (B) Six hundred twenty-five dollars for reporting on a renewal
192 application that any of the minimum of twelve hours of continuing
193 professional education was earned for more than thirteen weeks and up
194 to twenty-six weeks following the end of the continuing professional
195 education period.

196 (2) Failure, on the part of a licensee under this section to comply with
197 the continuing professional education requirements for more than
198 twenty-six weeks beyond the continuing professional education period
199 may result in the imposition of a civil penalty in an amount not to exceed
200 one thousand dollars, or in the suspension, revocation or refusal to
201 renew the licensee's license, by the board or department [,] following an
202 administrative hearing held pursuant to chapter 54.

203 Sec. 6. Section 20-298 of the general statutes is repealed and the
204 following is substituted in lieu thereof (*Effective from passage*):

205 (a) The following activities are exempted from the provisions of this
206 chapter: (1) The practice of engineering by a professional engineer
207 licensed under the provisions of chapter 391, and the performance by
208 such professional engineer of architectural work for which such
209 professional engineer is qualified by education and experience and
210 which is incidental to such professional engineer's engineering work; (2)
211 the construction or alteration of a residential building to provide
212 dwelling space for not more than two families, or of a private garage or
213 other accessory building intended for use with such residential
214 building, or of any farm building or structure for agricultural use; (3)
215 the preparation of details and shop drawings by persons other than
216 architects, for use in execution of the work of such persons, when
217 buildings are designed in accordance with the requirements of this
218 chapter; (4) the activities of employees of architects licensed in this state
219 acting under the instructions, control or supervision of their employers;
220 (5) the superintendence by builders, or properly qualified
221 superintendents employed by such builders, of the construction or
222 structural alteration of buildings or structures; (6) the activities of
223 officers and employees of any public utility corporation whose
224 operations are under the jurisdiction of the Public Utilities Regulatory
225 Authority; (7) the activities of officers and employees of the government
226 of the United States while engaged in this state in the practice of
227 architecture for said government; and (8) the making of plans and
228 specifications for or supervising the erection of any building, any
229 building addition or any alteration to an existing building, where the
230 building, including any addition, contains less than five thousand
231 square feet total area, provided (A) this subdivision shall not be
232 construed to exempt from the provisions of this chapter buildings of less
233 than five thousand square feet total area of the use groups as defined in
234 the State Building Code as follows: Assembly, educational, institutional,
235 high hazard, transient residential, which includes hotels, motels,

236 rooming or boarding houses, dormitories and similar buildings, and (B)
237 the area specified in this subdivision is to be calculated from the exterior
238 dimensions of the outside walls of the building and shall include all
239 occupiable floors or levels.

240 (b) No person claiming an exemption under subsection (a) of this
241 section shall use the title "architect", or display or use any words, terms,
242 letters, figures, title, sign, seal, advertisement or other device to indicate
243 or imply that such person practices or offers to practice architecture,
244 including, but not limited to, the terms "architectural design",
245 "architectural services" and "architectural drawings", unless such person
246 has obtained a license as provided in this chapter.

247 (c) A person claiming an exemption under subdivisions (1) to (6),
248 inclusive, of subsection (a) of this section or subdivision (8) of said
249 subsection (a) of this section who has not obtained a license as provided
250 in this chapter shall clearly and conspicuously include the words "NOT
251 A LICENSED ARCHITECT" on all contracts, advertisements,
252 promotional materials, plans and specifications.

253 Sec. 7. Subsection (c) of section 20-314 of the general statutes is
254 repealed and the following is substituted in lieu thereof (*Effective July 1,*
255 *2025*):

256 (c) In order to determine the competency of any applicant for a real
257 estate licensee's license, the commission or Commissioner of Consumer
258 Protection shall, on payment of an application fee of one hundred
259 twenty dollars by an applicant for a real estate broker's license or an
260 application fee of eighty dollars by an applicant for a real estate
261 salesperson's license, subject such applicant to personal written
262 examination as to the applicant's competency to act as a real estate
263 broker or real estate salesperson, as the case may be. Each examination
264 shall be prepared by the department or by a national testing service
265 designated by the commissioner and shall be administered to applicants
266 by the department or by such testing service at such times and places as

267 the commissioner may deem necessary. The commission or
268 commissioner may waive the uniform portion of the written
269 examination requirement in the case of an applicant who has taken the
270 national testing service examination in another state within two years
271 from the date of application and has received a score deemed
272 satisfactory by the commission or commissioner. An applicant shall
273 submit evidence of the applicant's successful completion of the required
274 written examination, which successful completion shall occur not later
275 than two years after the date of application unless the commission, in
276 the commission's discretion, grants a hardship extension to the
277 applicant. The commissioner shall adopt regulations, in accordance
278 with chapter 54, establishing passing scores for examinations. In
279 addition to such application fee, applicants taking the examination
280 administered by a national testing service shall be required to pay
281 directly to such testing service an examination fee covering the cost of
282 such examination. Each payment of such application fee shall entitle the
283 applicant to take such examination within the one-year period from the
284 date of payment.

285 Sec. 8. Section 20-324e of the general statutes is repealed and the
286 following is substituted in lieu thereof (*Effective from passage*):

287 [(a) When any aggrieved person commences any action for a
288 judgment which may result in collection from the Real Estate Guaranty
289 Fund, the aggrieved person shall notify the commission or department
290 in writing to this effect at the time of the commencement of such action.
291 Such written notice shall toll the time for making application to the
292 commission pursuant to section 20-324d. The commission or
293 department shall have the right to enter an appearance, intervene in or
294 defend any such action and may waive the required written notice for
295 good cause shown.]

296 [(b)] (a) When any aggrieved person [recovers a valid judgment in
297 the Superior Court] obtains a binding arbitration decision or a court
298 judgment, order or decree against any real estate licensee or the

299 unlicensed employee of any such real estate licensee for loss or damages
300 sustained by reason of the embezzlement of money or property, or
301 money or property unlawfully obtained from any person by false
302 pretenses, artifice or forgery or by reason of any fraud,
303 misrepresentation or deceit by or on the part of such real estate licensee
304 or the unlicensed employee of any such real estate [broker] licensee,
305 such aggrieved person may upon the final determination of, or
306 expiration of time for appeal in connection with, any decision,
307 judgment, order or decree, apply to the [commission] department for an
308 order directing payment out of the Real Estate Guaranty Fund of the
309 amount unpaid upon the decision, judgment, order or decree, subject to
310 the limitations stated in section 20-324a and the limitations specified in
311 this section.

312 [(c)] (b) The [commission] department shall proceed upon such
313 application in a summary manner, and [, upon the hearing thereof,] the
314 aggrieved person shall be required to show that: (1) Such aggrieved
315 person is not a spouse of the debtor or the personal representative of
316 such spouse; (2) such aggrieved person has complied with all the
317 requirements of this section; (3) such aggrieved person has obtained a
318 decision, judgment, order or decree as provided in subsection [(b)] (a)
319 of this section, stating the amount thereof and the amount owing
320 thereon at the date of the application; (4) such aggrieved person has
321 caused to be issued a writ of execution upon the decision, judgment,
322 order or decree and the officer executing the same has made a return
323 showing that no personal or real property of the [judgment] debtor
324 liable to be levied upon in satisfaction of the decision, judgment, order
325 or decree could be found, or that the amount realized on the sale of them
326 or of such of them as were found, under the execution, was insufficient
327 to satisfy the decision, judgment, order or decree, stating the amount so
328 realized and the balance remaining due on the decision, judgment, order
329 or decree after application thereon of the amount realized; (5) such
330 aggrieved person has made all reasonable searches and inquiries to
331 ascertain whether the [judgment debtor] real estate licensee or

332 unlicensed employee of a real estate licensee possesses real or personal
333 property or other assets, liable to be sold or applied in satisfaction of the
334 decision, judgment, order or decree; and (6) that by such search such
335 aggrieved person has discovered no personal or real property or other
336 assets liable to be sold or applied, or that such aggrieved person has
337 discovered certain of them, describing them, owned by the [judgment
338 debtor] real estate licensee or unlicensed employee of a real estate
339 licensee and liable to be so applied, and that such aggrieved person has
340 taken all necessary action and proceedings for the realization thereof,
341 and that the amount thereby realized was insufficient to satisfy the
342 decision, judgment, order or decree, stating the amount so realized and
343 the balance remaining due on the decision, judgment, order or decree
344 after application of the amount realized.

345 [(d)] (c) Whenever the aggrieved person satisfies the [commission]
346 department that it is not practicable to comply with one or more of the
347 requirements enumerated in subdivisions (4), (5) and (6) of subsection
348 [(c)] (b) of this section and that such aggrieved person has taken all
349 reasonable steps to collect the amount of the decision, judgment, order
350 or decree or the unsatisfied part thereof and has been unable to collect
351 the same, the [commission] department may in its discretion waive such
352 requirements.

353 [(e)] (d) The [commission] department shall order payment from the
354 Real Estate Guaranty Fund of any sum it shall find to be payable upon
355 the claim, pursuant to the provisions of and in accordance with the
356 limitations contained in this section and section 20-324a, if the
357 [commission] department is satisfied [, upon the hearing,] of the truth
358 of all matters required to be shown by the aggrieved person by
359 subsection [(c)] (b) of this section and that such aggrieved person has
360 fully pursued and exhausted all remedies available to such aggrieved
361 person for recovering the amount awarded by the decision, judgment,
362 [of the court] order or decree.

363 [(f)] (e) If the [commission] department pays from the Real Estate

364 Guaranty Fund any amount in settlement of a claim or toward
365 satisfaction of a decision, judgment, order or decree against a real estate
366 licensee or an unlicensed employee of a real estate licensee pursuant to
367 an order under subsection [(e)] (d) of this section, such [real estate
368 licensee] person shall not be eligible to receive a new license until such
369 [real estate licensee] person has repaid in full, plus interest at [a] the rate
370 [to be determined by the commission and which shall reflect current
371 market rates, the amount paid from the fund on such real estate
372 licensee's account] of ten per cent per year. A discharge in bankruptcy
373 shall not relieve a person from the penalties and disabilities provided in
374 this subsection.

375 [(g)] (f) If, at any time, the money deposited in the Real Estate
376 Guaranty Fund is insufficient to satisfy any duly authorized claim or
377 portion thereof, the [commission] department shall, when sufficient
378 money has been deposited in the fund, satisfy such unpaid claims or
379 portions thereof, in the order that such claims or portions thereof were
380 originally filed, plus accumulated interest at the rate of four per cent a
381 year.

382 Sec. 9. Subsection (b) of section 20-333 of the general statutes is
383 repealed and the following is substituted in lieu thereof (*Effective from*
384 *passage*):

385 (b) The department shall conduct such written, oral and practical
386 examinations as the appropriate board, with the consent of the
387 commissioner, deems necessary to test the knowledge of the applicant
388 in the work for which a license is being sought. The department shall
389 allow any applicant, who has not participated in [an] a registered
390 apprenticeship program, as set forth in section 31-22r, but either
391 presents a recommendation for review issued pursuant to section 31-
392 22u [.] or demonstrates to the department, in consultation with the
393 applicable board, equivalent experience and training, to sit for any such
394 examination. Any person completing the required apprentice training
395 program for a journeyman's license under section 20-334a shall, [within]

396 not later than thirty days [following such completion] after completing
397 such program, apply for a licensure examination given by the
398 department or a person authorized by the department to give such
399 examination. If an applicant does not pass such licensure examination,
400 the commissioner shall provide each failed applicant with information
401 on how to retake the examination and a report describing the applicant's
402 strengths and weaknesses in such examination. Any apprentice permit
403 issued under section 20-334a to an applicant who fails three licensure
404 examinations in any one-year period shall remain in effect if such
405 applicant applies for and takes the first licensure examination given by
406 the department following the one-year period [from] beginning on the
407 date of such applicant's third and last unsuccessful licensure
408 examination. Otherwise, such permit shall be revoked as of the date of
409 the first examination given by the department following expiration of
410 such one-year period. An applicant shall submit evidence of successful
411 completion of the applicant's final licensure examination, which
412 successful completion shall occur not later than two years after the date
413 of the relevant licensure application, unless the appropriate board
414 grants a hardship extension of such two-year period.

415 Sec. 10. Section 20-341 of the general statutes is repealed and the
416 following is substituted in lieu thereof (*Effective October 1, 2025*):

417 (a) (1) Any person who wilfully engages in or practices the work or
418 occupation for which a license is required by this chapter or chapter
419 399b without having first obtained an apprentice permit or a certificate
420 and license for such work, as applicable, or who wilfully employs or
421 supplies for employment a person who does not have a certificate and
422 license for such work, or who wilfully and falsely pretends to qualify to
423 engage in or practice such work or occupation, including, but not
424 limited to, offering to perform such work in any print, electronic,
425 television or radio advertising or listing when such person does not hold
426 a license for such work as required by this chapter, or who wilfully
427 engages in or practices any of the work or occupations for which a
428 license is required by this chapter after the expiration of such person's

429 license, shall be guilty of a class B misdemeanor, except that no criminal
430 charges shall be instituted against such person pursuant to this
431 [subsection] subdivision unless the work activity in question is
432 reviewed by the Commissioner of Consumer Protection, or the
433 commissioner's authorized agent, and the commissioner or such agent
434 specifically determines, in writing, that such work activity requires a
435 license and is not the subject of a bona fide dispute between persons
436 engaged in any trade or craft, whether licensed or unlicensed.
437 Notwithstanding the provisions of subsection (d) or (e) of section 53a-
438 29 and subsection (d) of section 54-56e, if the court determines that such
439 person cannot fully repay any victims of such person within the period
440 of probation established in subsection (d) or (e) of section 53a-29 or
441 subsection (d) of section 54-56e, the court may impose probation for a
442 period of not more than five years. The penalty provided in this
443 [subsection] subdivision shall be in addition to any other penalties and
444 remedies available under this chapter or chapter 416.

445 [(b)] (2) The Commissioner of Consumer Protection may order any
446 person who is not registered as an apprenticeship sponsor with the
447 Labor Department and who advertises, offers, engages in or practices
448 the work of a program of apprenticeship training for the purpose of
449 providing the experience necessary to obtain a journeyperson's license
450 under this chapter without first registering such program with the
451 Labor Department pursuant to sections 31-22m to 31-22v, inclusive, to
452 immediately cease and desist such advertising, offer, engagement or
453 practice until such person and program are properly registered with the
454 Labor Department pursuant to sections 31-22m to 31-22v, inclusive. The
455 Commissioner of Consumer Protection may, after a hearing held in
456 accordance with chapter 54, impose a fine in an amount not to exceed
457 five thousand dollars for each violation of this [subsection] subdivision.

458 [(c)] (3) The Commissioner of Consumer Protection may order any
459 person who is registered as an apprenticeship sponsor with the Labor
460 Department to provide a program of apprenticeship training pursuant
461 to sections 31-22m to 31-22v, inclusive, for the purpose of providing the

462 experience necessary to obtain a journeyperson's license under this
463 chapter and who employs an individual as an apprentice without first
464 verifying that such individual is registered as an apprentice under this
465 chapter to immediately cease and desist any conduct for which an
466 apprenticeship registration is required under this chapter. The
467 commissioner may, after a hearing held in accordance with chapter 54,
468 impose a fine in an amount not to exceed five thousand dollars for each
469 violation of this [subsection] subdivision.

470 [(d)] (4) The appropriate examining board or the Commissioner of
471 Consumer Protection may, after notice and a hearing conducted in
472 accordance with chapter 54, impose a civil penalty for each violation on
473 any person who [(1)] (A) engages in or practices the work or occupation
474 for which a license or apprentice registration certificate is required by
475 this chapter, chapter 394, chapter 399b or chapter 482 without having
476 first obtained such a license or certificate, [or (2)] (B) wilfully employs
477 or supplies for employment a person who does not have such a license
478 or certificate or who wilfully and falsely pretends to qualify to engage
479 in or practice such work or occupation, [or (3)] (C) engages in or
480 practices any of the work or occupations for which a license or certificate
481 is required by this chapter, chapter 394, chapter 399b or chapter 482 after
482 the expiration of the license or certificate, or [(4)] (D) violates any of the
483 provisions of this chapter, chapter 394, chapter 399b or chapter 482 or
484 the regulations adopted pursuant thereto. Such penalty shall be in an
485 amount not to exceed three thousand dollars for each violation of this
486 [subsection] subdivision, except that any individual employed as an
487 apprentice but improperly registered shall not be penalized for a first
488 offense.

489 [(e)] (5) If an examining board or the Commissioner of Consumer
490 Protection imposes a civil penalty under the provisions of [subsection
491 (d) of this section] subdivision (4) of this subsection as a result of a
492 violation initially reported by a municipal building official in
493 accordance with subsection (c) of section 29-261, the commissioner shall,
494 not less than sixty days after collecting such civil penalty, remit one-half

495 of the amount collected to such municipality.

496 [(f)] (6) A violation of any of the provisions of this chapter shall be
497 deemed an unfair or deceptive trade practice under subsection (a) of
498 section 42-110b.

499 [(g)] (7) This section shall not apply to any person who [(1)] (A) holds
500 a license issued under this chapter, chapter 394, chapter 399b or chapter
501 482 and performs work that is incidentally, directly and immediately
502 appropriate to the performance of such person's trade where such work
503 commences at an outlet, receptacle or connection previously installed
504 by a person holding the proper license, or [(2)] (B) engages in work that
505 does not require a license under this chapter, chapter 394, chapter 399b
506 or chapter 482.

507 (b) (1) The Department of Consumer Protection may issue a notice of
508 violation against a person following an inspection of any place or
509 premises, performed in accordance with section 21a-11, as amended by
510 this act, where the department discovers one or more of the following
511 violations: (A) Offering or performing work that requires a license
512 under this chapter without the appropriate license, in violation of
513 section 20-334, (B) failure to comply with the allowable hiring ratios set
514 forth in section 20-332b, (C) failure to obtain an apprentice registration
515 certificate for one or more persons as required by applicable law, or (D)
516 failure to obtain a permit as required by applicable law.

517 (2) (A) If the Department of Consumer Protection determines that a
518 person has failed to correct all violations for which a notice of violation
519 was issued pursuant to subdivision (1) of this subsection, the
520 department may issue a stop work order against such person requiring
521 the cessation of the practice of the trade or occupation for which a license
522 is required under this chapter, at the place or premises where the
523 violation was found, as set forth in the notice of violation. Such stop
524 work order shall be effective when served upon such person by (i)
525 personal service, (ii) delivery by United States mail with delivery

526 tracking, (iii) delivery by electronic mail with tracking and delivery
527 confirmation, or (iv) posting notice of the stop work order in a
528 conspicuous location at the place or premises subject to such stop work
529 order.

530 (B) A stop work order served in the manner set forth in subparagraph
531 (A) of this subdivision shall remain in effect until the department (i)
532 determines that the person against whom the department issued the
533 stop work order has come into compliance with the requirements set
534 forth in the notice of violation issued pursuant to subdivision (1) of this
535 subsection, and (ii) issues an order releasing such stop work order (I)
536 after a hearing decision rendered in accordance with subdivision (4) of
537 this subsection, or (II) after a decision rendered by the commissioner or
538 the commissioner's authorized representative pursuant to subdivision
539 (5) of this subsection.

540 (3) If a person fails to comply with a stop work order following
541 service made in accordance with the provisions of subdivision (2) of this
542 subsection, the Department of Consumer Protection may impose on
543 such person a fine in an amount not to exceed five hundred dollars per
544 violation per day after such stop work order was served. Such fine shall
545 be effective upon written notice to the person who failed to comply with
546 the stop work order and payment of such fine shall be due to the
547 department not later than fifteen days after such person receives such
548 written notice. Any fine for failure to comply with a stop work order
549 shall be deposited in the consumer protection enforcement account
550 established in section 21a-8a.

551 (4) Any person who holds a license issued by the Department of
552 Consumer Protection pursuant to this chapter and has been served with
553 a stop work order pursuant to subdivision (2) of this subsection may
554 request an administrative hearing to contest such stop work order and
555 any associated fine imposed on such person pursuant to subdivision (3)
556 of this subsection. Such request shall be made in writing to the
557 commissioner or the commissioner's authorized representative not

558 more than fifteen days after such person was served with such stop
559 work order. Such hearing shall be conducted in accordance with the
560 provisions of chapter 54. No request for an administrative hearing made
561 pursuant to this subdivision shall operate to toll the stop work order or
562 any fine associated with such stop work order unless so ordered by the
563 commissioner or the commissioner's authorized representative.

564 (5) (A) Any person who does not hold a license issued by the
565 Department of Consumer Protection pursuant to this chapter and has
566 been served with a stop work order pursuant to subdivision (2) of this
567 subsection may submit a petition to the commissioner or the
568 commissioner's authorized representative to lift the stop work order on
569 the ground that (i) an error of fact or law should be corrected, (ii) new
570 evidence has been discovered (I) which materially affects the merits of
571 such stop work order, and (II) which for good reasons was not presented
572 to the department upon such person's receipt of the notice of violation,
573 or (iii) other good cause has been shown.

574 (B) A petition submitted pursuant to subparagraph (A) of this
575 subdivision shall be submitted in writing not later than fifteen days after
576 the person was served with a stop work order pursuant to subdivision
577 (2) of this subsection. Such petition shall not operate to toll such stop
578 work order or any associated fine imposed on such person pursuant to
579 subdivision (3) of this subsection unless so ordered by the commissioner
580 or the commissioner's authorized representative. The decision of the
581 commissioner or the commissioner's authorized representative on such
582 petition, or the failure by the commissioner or the commissioner's
583 authorized representative to render a decision within the fifteen-day
584 period beginning on the date on which the commissioner or the
585 commissioner's authorized representative received such petition, shall
586 constitute a final decision for purposes of chapter 54 and the person may
587 appeal therefrom in accordance with section 4-183.

588 (6) The commissioner or the commissioner's authorized
589 representative may apply to the Superior Court, which court, after a

590 hearing thereon, may issue (A) a temporary restraining order,
591 temporary injunction or permanent injunction ordering compliance
592 with a stop work order issued and served pursuant to subdivision (2) of
593 this subsection, and (B) such other relief as may be required until the
594 person obeys the stop work order. Any disobedience of an order issued
595 by a court under this subdivision shall be punishable as a contempt
596 thereof. Such application for a temporary restraining order, temporary
597 injunction, permanent injunction and for such other relief shall be
598 brought, and the proceedings thereon conducted, by the Attorney
599 General.

600 Sec. 11. Subsection (b) of section 20-341gg of the general statutes is
601 repealed and the following is substituted in lieu thereof (*Effective July 1,*
602 *2025*):

603 (b) No person shall engage in or offer to perform the work of any
604 major contractor in this state on any proposed structure or existing
605 structure or addition that exceeds the threshold limits contained in
606 section 29-276b unless such person has first obtained a license or
607 certificate of registration as required under the provisions of chapter 539
608 or a registration from the Department of Consumer Protection in
609 accordance with the provisions of this section. Individuals licensed
610 under chapter 393 shall be exempt from the provisions of this chapter
611 while engaging in work that they are licensed to perform. The
612 [department] Department of Consumer Protection shall issue a
613 certificate of registration to any person who demonstrates to the
614 Department of Consumer Protection that such person is prequalified as
615 a contractor or substantial subcontractor by the Department of
616 Administrative Services pursuant to section 4a-100. [who applies for
617 registration in accordance with this section. Such prequalified person
618 shall not be required to pay a fee for such registration at any time that
619 the person maintains valid prequalification.] Any person who
620 demonstrates to the Department of Consumer Protection that such
621 person is prequalified as a contractor or substantial subcontractor
622 pursuant to section 4a-100 shall be issued a certificate of registration as

623 a major contractor, and shall not be required to pay any fee for such
624 registration or submit any additional proof that such person is qualified
625 for such registration. If the individual or the firm, company, partnership
626 or corporation employing such individual is engaged in work on a
627 structure or addition that exceeds the threshold limits contained in
628 section 29-276b and requires licensure under chapter 393, the firm,
629 company, partnership or corporation shall be exempt from the
630 provisions of this chapter concerning registration of major contractors,
631 if the firm, company, partnership or corporation employs an individual
632 who is licensed as a contractor under chapter 393 to perform such work.
633 The department shall furnish to each qualified applicant a registration
634 certifying that the holder of such registration is entitled to engage in the
635 work for which the person has been issued a registration under this
636 subsection, and the holder of such registration shall carry [it] such
637 registration on his or her person while engaging in such work. Such
638 registration shall be shown to any properly interested person upon
639 request. No such registration shall be transferred to or used by any
640 person other than the person to whom the registration was issued. The
641 department shall maintain rosters of registrants and shall update such
642 rosters annually. The department may provide copies of rosters to the
643 public for an appropriate fee. The department may deny, suspend or
644 revoke any registration issued by the department if the holder of such
645 registration (1) is convicted of a felony, provided any action taken is
646 based upon (A) the nature of the conviction and its relationship to the
647 registration holder's ability to safely or competently perform the work
648 under such registration, (B) information pertaining to the degree of
649 rehabilitation of the registration holder, and (C) the time elapsed since
650 the conviction or release, (2) is grossly incompetent, (3) is disqualified,
651 pursuant to section 4a-100 or whose prequalification certificate has been
652 revoked pursuant to section 4a-100, (4) engages in malpractice or
653 unethical conduct or knowingly makes false, misleading or deceptive
654 representations regarding his work, or (5) violates any regulation
655 adopted under subsection (c) of this section. Before any registration is
656 suspended or revoked, such holder shall be given notice and an

657 opportunity for hearing as provided in regulations adopted under
658 subsection (c) of this section. The Commissioner of Consumer Protection
659 shall provide written notice of any suspension or revocation of a
660 registration to the Commissioner of Administrative Services not later
661 than ten days after such suspension or revocation.

662 Sec. 12. Section 20-417a of the general statutes is repealed and the
663 following is substituted in lieu thereof (*Effective from passage*):

664 As used in this section and sections 20-417b to 20-417j, inclusive:

665 (1) "Certificate" means a certificate of registration issued under
666 section 20-417b;

667 (2) "Commissioner" means the Commissioner of Consumer
668 Protection or any person designated by the commissioner to administer
669 and enforce this section and sections 20-417b to 20-417j, inclusive;

670 (3) "Completion" means the stage of construction of a new home in
671 which the new home construction contractor is in receipt of the
672 certificate of occupancy for such new home issued by the municipality
673 in which such new home is constructed;

674 (4) "Consumer" means (A) the buyer or prospective buyer, or the heir
675 or designated representative of the buyer or prospective buyer, of any
676 new home, and (B) the owner of property on which a new home is being
677 or will be constructed, regardless of whether such owner obtains a
678 building permit as the owner of premises affected pursuant to section
679 29-263;

680 [(3)] (5) "Contract" means any agreement between a new home
681 construction contractor and a consumer for the construction or sale of a
682 new home or any portion of a new home prior to occupancy;

683 [(4)] (6) "Engage in the business" means that the person engages in
684 the business for the purpose of compensation or profit;

685 (7) "New home" means any newly constructed (A) single-family
686 dwelling unit, (B) dwelling consisting of not more than two units, (C)
687 unit, common element or limited common element in a condominium,
688 as said terms are defined in section 47-68a, or (D) unit, common element
689 or limited common element in a common interest community, as said
690 terms are defined in section 47-202;

691 [(5)] (8) "New home construction contractor" means any person who
692 contracts with a consumer to construct or sell a new home or any portion
693 of a new home prior to occupancy;

694 [(6)] "New home" means any newly constructed (A) single-family
695 dwelling unit, (B) dwelling consisting of not more than two units, or (C)
696 unit, common element or limited common element in a condominium,
697 as defined in section 47-68a, or in a common interest community, as
698 defined in section 47-202;]

699 [(7)] (9) "Person" means one or more individuals, partnerships,
700 associations, corporations, limited liability companies, business trusts,
701 legal representatives or any organized group of persons; and

702 [(8)] "Consumer" means the buyer or prospective buyer, or the buyer's
703 or prospective buyer's heirs or designated representatives, of any new
704 home or the owner of property on which a new home is being or will be
705 constructed regardless of whether such owner obtains a building permit
706 as the owner of the premises affected pursuant to section 29-263; and

707 (9) "Completion" means the stage of construction of a new home in
708 which the new home construction contractor is in receipt of the
709 certificate of occupancy for such new home issued by the municipality
710 in which such new home is constructed.]

711 (10) "Proprietor" means an individual who (A) has an ownership
712 interest in a business entity that holds, or previously held, a certificate
713 of registration issued under section 20-417b, and (B) has been found by
714 a court of competent jurisdiction to have violated any provision of this

715 chapter related to the conduct of a business entity that (i) holds a
716 certificate of registration issued under section 20-417b, or (ii) held a
717 certificate of registration issued under section 20-417b during the two-
718 year period beginning on the date such business entity entered into a
719 contract with a consumer who was harmed by the actions of such
720 individual or business entity.

721 Sec. 13. Subsections (d) to (n), inclusive, of section 20-417i of the
722 general statutes are repealed and the following is substituted in lieu
723 thereof (*Effective from passage*):

724 (d) Whenever a consumer obtains a binding arbitration decision, a
725 court judgment, order or decree against or regarding any new home
726 construction contractor holding a certificate or who has held a certificate
727 under sections 20-417a to 20-417j, inclusive, as amended by this act, or
728 against a proprietor, within two years of the date [of entering] such
729 contractor entered into the contract with the consumer, for loss or
730 damages sustained by reason of any violation of the provisions of
731 sections 20-417a to 20-417j, inclusive, as amended by this act, by a person
732 holding a certificate under said sections, such consumer may, upon the
733 final determination of, or expiration of time for taking, an appeal in
734 connection with any such decision, judgment, order or decree, apply to
735 the commissioner for an order directing payment out of the New Home
736 Construction Guaranty Fund of the amount, not exceeding [thirty] fifty
737 thousand dollars, unpaid upon the decision, judgment, order or decree
738 for actual damages and costs taxed by the court against such contractor
739 or proprietor, exclusive of punitive damages. The application shall be
740 made on forms provided by the commissioner and shall be
741 accompanied by a copy of the decision, court judgment, order or decree
742 obtained against the new home construction contractor or proprietor
743 together with a statement signed and sworn to by the consumer,
744 affirming that the consumer has: (1) Complied with all the requirements
745 of this subsection; (2) obtained a decision, judgment, order or decree
746 stating the amount of the decision, judgment, order or decree and the
747 amount owing on the decision, judgment, order or decree at the date of

748 application; and (3) made a good faith effort to satisfy any such decision,
749 judgment, order or decree in accordance with the provisions of chapter
750 906, which effort may include causing to be issued a writ of execution
751 upon such decision, judgment, order or decree, [but] provided the
752 officer executing the same has made a return showing that no bank
753 accounts or personal property of such contractor liable to be levied upon
754 in satisfaction of the decision, judgment, order or decree could be found,
755 or that the amount realized on the sale of them or of such of them as
756 were found, under the execution, was insufficient to satisfy the actual
757 damage portion of the decision, judgment, order or decree or stating the
758 amount realized and the balance remaining due on the decision,
759 judgment, order or decree after application on the decision, judgment,
760 order or decree of the amount realized, except that the requirements of
761 this subdivision shall not apply to a judgment, order or decree obtained
762 by the consumer in small claims court. A true and attested copy of such
763 executing officer's return, when required, shall be attached to such
764 application. Whenever the consumer satisfies the commissioner or the
765 commissioner's designee that it is not practicable to comply with the
766 requirements of subdivision (3) of this subsection and that the consumer
767 has taken all reasonable steps to collect the amount of the decision,
768 judgment, order or decree or the unsatisfied part of the decision,
769 judgment, order or decree and has been unable to collect the same, the
770 commissioner or the commissioner's designee may, in the
771 commissioner's or the commissioner's designee's discretion, dispense
772 with the necessity for complying with such requirement. No application
773 for an order directing payment out of the fund shall be made later than
774 two years from the final determination of, or expiration of time for
775 taking, an appeal of such decision, court judgment, order or decree and
776 no such application shall be for an amount in excess of [thirty] fifty
777 thousand dollars.

778 (e) Upon receipt of such application together with such copy of the
779 decision, court judgment, order or decree, statement and, except as
780 otherwise provided in subsection (d) of this section, true and attested

781 copy of the executing officer's return, the commissioner or the
782 commissioner's designee shall inspect such documents for their veracity
783 and upon a determination that such documents are complete and
784 authentic and that the consumer has not been paid, the commissioner
785 shall order payment out of the New Home Construction Guaranty Fund
786 of the amount not exceeding [thirty] fifty thousand dollars unpaid upon
787 the decision, judgment, order or decree for actual damages and costs
788 taxed by the court against the new home construction contractor or
789 proprietor, exclusive of punitive damages.

790 (f) (1) [Beginning] During the period beginning October 1, 2000, and
791 ending on the date immediately preceding the effective date of this
792 section, whenever a consumer is awarded an order of restitution against
793 any new home construction contractor for loss or damages sustained as
794 a result of any violation of the provisions of sections 20-417a to 20-417j,
795 inclusive, as amended by this act, by a person holding a certificate or
796 who has held a certificate under said sections within two years of the
797 date [of entering] such contractor entered into the contract with the
798 consumer, in [(1)] (A) a proceeding brought by the commissioner
799 pursuant to subsection [(h)] (i) of this section or subsection (d) of section
800 42-110d, as amended by this act, [(2)] (B) a proceeding brought by the
801 Attorney General pursuant to subsection (a) of section 42-110m or
802 subsection (d) of section 42-110d, as amended by this act, or [(3)] (C) a
803 criminal proceeding pursuant to section 20-417e, such consumer may,
804 upon the final determination of, or expiration of time for taking, an
805 appeal in connection with any such order of restitution, apply to the
806 commissioner for an order directing payment out of the New Home
807 Construction Guaranty Fund [of the] in an amount not [exceeding
808 thirty] to exceed fifty thousand dollars unpaid upon the order of
809 restitution. The commissioner may issue such order upon a
810 determination that the consumer has not been paid.

811 (2) Beginning on the effective date of this section, whenever a
812 consumer is awarded an order of restitution against any new home
813 construction contractor or proprietor for loss or damages sustained as a

814 result of any violation of the provisions of sections 20-417a to 20-417j,
815 inclusive, as amended by this act, by a person holding a certificate or
816 who held a certificate under said sections within two years of the date
817 such contractor entered into the contract with the consumer, in (A) a
818 proceeding brought by the commissioner pursuant to subsection (i) of
819 this section or subsection (d) of section 42-110d, as amended by this act,
820 (B) a proceeding brought by the Attorney General pursuant to
821 subsection (a) of section 42-110m or subsection (d) of section 42-110d, as
822 amended by this act, or (C) a criminal proceeding pursuant to section
823 20-417e, such consumer may, upon the final determination of, or
824 expiration of time for taking, an appeal in connection with any such
825 order of restitution, apply to the commissioner for an order directing
826 payment out of the New Home Construction Guaranty Fund in an
827 amount not to exceed fifty thousand dollars unpaid upon the order of
828 restitution. The commissioner may issue such order upon a
829 determination that the consumer has not been paid.

830 (g) Whenever the commissioner orders that payment be made to a
831 consumer out of the New Home Construction Guaranty Fund based on
832 a decision, judgment, order or decree of restitution, the new home
833 construction contractor and the proprietor of such contractor shall be
834 liable for the resulting debt to the fund.

835 [(g)] (h) Before the commissioner may issue any order directing
836 payment out of the New Home Construction Guaranty Fund to a
837 consumer pursuant to subsection (e) or (f) of this section, the
838 commissioner shall first notify the new home construction contractor of
839 the consumer's application for an order directing payment out of the
840 fund and of [the new home construction] such contractor's right to a
841 hearing to contest the disbursement in the event that such contractor or
842 the proprietor of such contractor has already paid the consumer. Such
843 notice shall be given to the new home construction contractor not later
844 than fifteen days after receipt by the commissioner of the consumer's
845 application for an order directing payment out of the fund. If the new
846 home construction contractor requests a hearing, in writing, by certified

847 mail not later than fifteen days after receiving the notice from the
848 commissioner, the commissioner shall grant such request and shall
849 conduct a hearing in accordance with the provisions of chapter 54. If the
850 commissioner does not receive a written request for a hearing by
851 certified mail from the new home construction contractor on or before
852 the fifteenth day from [the] such contractor's receipt of such notice, the
853 commissioner shall conclude that the consumer has not been paid, and
854 the commissioner shall issue an order directing payment out of the fund
855 for the amount not exceeding [thirty] fifty thousand dollars unpaid
856 upon the judgment, order or decree for actual damages and costs taxed
857 by the court against [the new home construction] such contractor or the
858 proprietor of such contractor, exclusive of punitive damages, or for the
859 amount not exceeding [thirty] fifty thousand dollars unpaid upon the
860 order of restitution.

861 [(h)] (i) The commissioner or the commissioner's designee may
862 proceed against any new home construction contractor holding a
863 certificate or who has held a certificate under sections 20-417a to 20-417j,
864 inclusive, as amended by this act, within two years of the [effective date
865 of entering] date such contractor entered into the contract with the
866 consumer, for an order of restitution arising from loss or damages
867 sustained by any consumer as a result of any violation of the provisions
868 of said sections 20-417a to 20-417j, inclusive, by such contractor or the
869 proprietor of such contractor. Any such proceeding shall be held in
870 accordance with the provisions of chapter 54. In the course of such
871 proceeding, the commissioner or the commissioner's designee shall
872 decide whether to (1) exercise the powers specified in section 20-417c,
873 (2) order restitution arising from loss or damages sustained by any
874 consumer as a result of any violation of the provisions of sections 20-
875 417a to 20-417j, inclusive, as amended by this act, and (3) order payment
876 out of the New Home Construction Guaranty Fund. Notwithstanding
877 the provisions of chapter 54, the decision of the commissioner or the
878 commissioner's designee shall be final with respect to any proceeding to
879 order payment out of the fund and the commissioner and the

880 commissioner's designee shall not be subject to the requirements of
881 chapter 54 as such requirements relate to an appeal from any such
882 decision. The commissioner or the commissioner's designee may hear
883 complaints of all consumers submitting claims against a single new
884 home construction contractor in one proceeding.

885 [(i)] (j) No application for an order directing payment out of the New
886 Home Construction Guaranty Fund shall be made later than two years
887 from the final determination of, or expiration of time for, an appeal in
888 connection with any judgment, order or decree of restitution, and no
889 such application shall be for an amount in excess of [thirty] fifty
890 thousand dollars.

891 [(j)] (k) In order to preserve the integrity of the New Home
892 Construction Guaranty Fund, the commissioner, in the commissioner's
893 sole discretion, may order payment out of the fund of an amount less
894 than the actual loss or damages incurred by the consumer or less than
895 the order of restitution awarded by the commissioner or the Superior
896 Court. In no event shall any payment out of the fund be in excess of
897 [thirty] fifty thousand dollars for any single claim by a consumer.

898 [(k)] (l) If the money deposited in the New Home Construction
899 Guaranty Fund is insufficient to satisfy any duly authorized claim or
900 portion of a claim, the commissioner shall, when sufficient money has
901 been deposited in the fund, satisfy such unpaid claims or portions of
902 claims not exceeding [thirty] fifty thousand dollars, in the order that
903 such claims or portions of claims were originally determined.

904 [(l)] (m) Whenever the commissioner has caused any sum to be paid
905 from the New Home Construction Guaranty Fund to a consumer, the
906 commissioner shall be subrogated to all of the rights of the consumer up
907 to the amount paid plus reasonable interest, and prior to receipt of any
908 payment from the fund, the consumer shall assign all of the consumer's
909 right, title and interest in the claim up to such amount to the
910 commissioner, and any amount and interest recovered by the

911 commissioner on the claim shall be deposited in the fund.

912 [(m)] (n) If the commissioner orders the payment of any amount as a
913 result of a guaranty fund claim against a new home construction
914 contractor or proprietor, the commissioner shall determine if such
915 contractor is possessed of assets liable to be sold or applied in
916 satisfaction of the claim on the New Home Construction Guaranty
917 Fund. If the commissioner discovers any such assets, the commissioner
918 may request that the Attorney General take any action necessary for the
919 reimbursement of the fund.

920 [(n)] (o) If the commissioner orders the payment of an amount as a
921 result of a guaranty fund claim against a new home construction
922 contractor, the commissioner may, after notice and hearing in
923 accordance with the provisions of chapter 54, revoke the certificate of
924 such contractor and such contractor shall not be eligible to receive a new
925 or renewed certificate until such contractor has repaid such amount in
926 full, plus interest from the time such payment is made from the New
927 Home Construction Guaranty Fund, at a rate to be in accordance with
928 section 37-3b, except that the commissioner may, in the commissioner's
929 sole discretion, permit a new home construction contractor to receive a
930 new or renewed certificate after such contractor has entered into an
931 agreement with the commissioner whereby such contractor agrees to
932 repay the fund in full in the form of periodic payments over a set period
933 of time. Any such agreement shall include a provision providing for the
934 summary suspension of any and all certificates held by the new home
935 construction contractor if payment is not made in accordance with the
936 terms of the agreement.

937 Sec. 14. Section 20-450 of the general statutes is repealed and the
938 following is substituted in lieu thereof (*Effective from passage*):

939 As used in this section and sections [20-450] 20-451 to 20-462,
940 inclusive, unless the context otherwise requires:

941 (1) "Association" means (A) an association, as defined in section 47-

942 202, and an association of unit owners, as defined in section 47-68a and
943 in section 47-68 of the general statutes, revision of 1958, revised to
944 January 1, 1975, and (B) the mandatory owners organization of any
945 common interest community, as defined in section 47-202, which
946 community was not created under chapter 825 or 828 or under chapter
947 825 of the general statutes, revision of 1958, revised to January 1, 1975.
948 "Association" does not include an association of a common interest
949 community which contains only units restricted to nonresidential use;

950 [(2) "Community association manager" means a natural person who
951 directly provides association management services;]

952 [(3)] (2) "Association management services" means services provided
953 to an association for remuneration, including one or more of the
954 following: (A) Collecting, controlling or disbursing funds of the
955 association or having the authority to do so; (B) preparing budgets or
956 other financial documents for the association; (C) assisting in the
957 conduct of, or conducting, association meetings; (D) advising or
958 assisting the association in obtaining insurance; (E) coordinating or
959 supervising the [overall] operations of the association; and (F) advising
960 the association on the [overall] operations of the association; [. Any
961 person licensed in this state under any provision of the general statutes
962 or rules of court who provides the services for which such person is
963 licensed to an association for remuneration shall not be deemed to be
964 providing association management services. Any director, officer or
965 other member of an association who provides services specified in this
966 subdivision to the association of which he or she is a member shall not
967 be deemed to be providing association management services unless
968 such director, officer or other member owns or controls more than two-
969 thirds but less than all of the votes in such association;]

970 [(4)] (3) "Commission" means the Connecticut Real Estate
971 Commission appointed under the provisions of section 20-311a;

972 (4) "Community association manager" means a natural person who

973 directly provides association management services;

974 (5) "Community association manager trainee" means a natural person
975 working under the direct supervision of a community association
976 manager for the purpose of being trained in the provision of association
977 management services;

978 ~~[(5)]~~ (6) "Department" means the Department of Consumer
979 Protection; and

980 ~~[(6)]~~ (7) "Person" means an individual, partnership, corporation,
981 limited liability company or other legal entity. ; and

982 (7) "Community association manager trainee" means a natural person
983 working under the direct supervision of a community association
984 manager, for the purpose of being trained in the provision of association
985 management services.]

986 Sec. 15. Section 20-452 of the general statutes is repealed and the
987 following is substituted in lieu thereof (*Effective from passage*):

988 (a) Any person seeking a certificate of registration as a community
989 association manager or as a community association manager trainee
990 shall apply to the department in writing, on a form provided by the
991 department. Such application shall include the applicant's name,
992 residence address, business address, business telephone number, a
993 question as to whether the applicant has been convicted of a felony in
994 any state or jurisdiction and such other information as the department
995 may require. Except for a community association manager trainee, any
996 person seeking an initial certificate of registration as a community
997 association manager shall submit to a request by the [commissioner]
998 Commissioner of Consumer Protection for a state and national criminal
999 history records check, conducted in accordance with the provisions of
1000 section 29-17a. No registration as a community association manager
1001 shall be issued unless the commissioner has received the results of such
1002 records check.

1003 (b) Each application for a certificate of registration as a community
1004 association manager shall be accompanied by an application fee of sixty
1005 dollars and a registration fee of one hundred dollars. The department
1006 shall refund the registration fee if it refuses to issue a certificate of
1007 registration. The department shall not charge either an application or a
1008 registration fee for a certificate of registration as a community
1009 association manager trainee.

1010 (c) The following persons shall be exempt from registration as a
1011 community association manager under this chapter: (1) Any person
1012 who (A) is admitted to practice law in this state, is a certified public
1013 accountant licensed under chapter 389, is an insurance producer
1014 licensed under chapter 701a or is otherwise licensed in this state under
1015 any provision of the general statutes, and (B) provides to an association
1016 professional services, for which such person is licensed or admitted, for
1017 remuneration; (2) any director, officer or other member of an association
1018 who provides association management services to the association of
1019 which he or she is a member, unless such director, officer or other
1020 member owns or controls more than two-thirds but less than all of the
1021 votes in such association; and (3) any person who provides
1022 administrative support services to a community association manager as
1023 set forth in section 20-451.

1024 Sec. 16. Section 20-457 of the general statutes is repealed and the
1025 following is substituted in lieu thereof (*Effective October 1, 2025*):

1026 (a) Each community association manager shall (1) exhibit his or her
1027 certificate of registration upon request by any interested party, (2) state
1028 in any advertisement the fact that he or she is registered, and (3) include
1029 his or her registration number in any advertisement. In the case of a
1030 business entity, the advertisement shall identify at least one principal,
1031 officer or director of the entity that is a community association manager
1032 and shall include the registration number of such principal, officer or
1033 director.

1034 (b) No person shall: (1) Present or attempt to present, as his or her
1035 own, the certificate of another, (2) knowingly give false evidence of a
1036 material nature to the commission or department for the purpose of
1037 procuring a certificate, (3) represent himself or herself falsely as, or
1038 impersonate, a registered community association manager, (4) use or
1039 attempt to use a certificate which has expired or which has been
1040 suspended or revoked, (5) offer to provide association management
1041 services without having a current certificate of registration under
1042 sections 20-450 to 20-462, inclusive, as amended by this act, or (6)
1043 represent in any manner that his or her registration constitutes an
1044 endorsement of the quality of his or her services or of his or her
1045 competency by the commission or department. In addition to any other
1046 remedy provided for in sections 20-450 to 20-462, inclusive, as amended
1047 by this act, any person who violates any provision of this subsection
1048 shall [, after an administrative hearing,] be fined not more than one
1049 thousand dollars, or shall be imprisoned for not more than one year or
1050 be both fined and imprisoned. A violation of any of the provisions of
1051 sections 20-450 to 20-462, inclusive, as amended by this act, shall be
1052 deemed an unfair or deceptive trade practice under subsection (a) of
1053 section 42-110b.

1054 (c) Certificates issued to community association managers shall not
1055 be transferable or assignable.

1056 (d) All certificates issued to community association managers under
1057 the provisions of sections 20-450 to 20-462, inclusive, as amended by this
1058 act, shall expire annually on the thirty-first day of January. A holder of
1059 a certificate of registration who seeks to renew his or her certificate shall,
1060 when filing an application for renewal of the certificate, submit
1061 documentation to the department which establishes that he or she has
1062 passed any examination and completed any educational coursework, as
1063 the case may be, required for certification under this chapter. The fee for
1064 renewal of a certificate shall be two hundred dollars.

1065 (e) Failure to receive a notice of expiration or a renewal application

1066 shall not exempt a community association manager from the obligation
1067 to renew.

1068 (f) All certificates issued to community association manager trainees
1069 under the provisions of sections 20-450 to 20-462, inclusive, as amended
1070 by this act, shall expire six months from the date of issuance and shall
1071 not be renewable.

1072 (g) (1) Each community association manager who enters into a
1073 contract with an association for the purpose of providing association
1074 management services shall disclose to the association:

1075 (A) Whether the community association manager has any ownership
1076 or managerial interest in any entity that solicits business from the
1077 association or the community association manager; and

1078 (B) If the community association manager is required to provide any
1079 construction oversight or project coordination services to the association
1080 that are not included in the scope of the general association management
1081 services the community association manager is required to provide
1082 under such contract, any amount the community association manager
1083 will charge to provide such construction oversight or project
1084 coordination services.

1085 (2) Each disclosure made pursuant to this subsection shall be clear,
1086 conspicuous and in writing.

1087 Sec. 17. Section 21-35b of the general statutes is repealed and the
1088 following is substituted in lieu thereof (*Effective from passage*):

1089 (a) No person shall advertise, offer for sale or sell a stock of goods,
1090 wares or merchandise [under the description] as part of a closing-out
1091 sale unless [he shall have] such person has obtained [a license] from the
1092 Commissioner of Consumer Protection a state closing-out sale license
1093 authorizing [the conducting of] such sale for each location at which such
1094 sale is to be conducted.

1095 (b) Each person desiring to conduct a closing-out sale shall [deposit
1096 with] pay to the Commissioner of Consumer Protection [the sum of five
1097 hundred dollars or a dollar amount equal to one per cent of the
1098 wholesale cost of the inventory filed pursuant to subsection (c) of this
1099 section whichever is greater; provided that no such deposit shall exceed
1100 five thousand dollars. Upon application in the sum to be prescribed by
1101 said commissioner and upon deposit to said commissioner of a further
1102 sum] a state closing-out sale license fee in the amount of one hundred
1103 dollars [as a state license fee, said] and the commissioner shall issue to
1104 the applicant a ["closing-out sale license"] state closing-out sale license,
1105 authorizing [him] the licensee to advertise and conduct a closing-out
1106 sale consistent with that requested in the application.

1107 (c) Each person applying for a ["closing-out sale license"] state
1108 closing-out sale license shall make [such] an application [therefor] for
1109 such license in a form and manner prescribed by the Commissioner of
1110 Consumer Protection. Such application shall be in writing and [under
1111 oath stating all the facts relating to the reasons and character of such
1112 sale, including] include the opening and terminating dates of the
1113 proposed closing-out sale [, a complete inventory of the goods, wares
1114 and merchandise actually on hand in the place where such sale is to be
1115 conducted in the manner prescribed by the commissioner, and all
1116 details necessary to locate exactly and identify fully the goods, wares or
1117 merchandise to be sold, and shall disclose the names and residences of
1118 owner or owners or partners in whose interest the sale is to be
1119 conducted] and an attestation by the applicant that such applicant is not
1120 delinquent in payment of any taxes due and owing to this state or any
1121 political subdivision of this state. No state closing-out sale license shall
1122 be issued unless the application is submitted to the [commissioner]
1123 Department of Consumer Protection at least five days prior to the
1124 requested commencement date of the closing-out sale. Any applicant
1125 who uses the services of a promoter, as defined in section 21-35a, for a
1126 closing-out sale shall include [a signed and dated copy of the agreement
1127 between such applicant and such promoter as part of the application] in

1128 the application the name and license number for each such promoter.
1129 The commissioner may, by regulation, request such other information
1130 to be submitted by the applicant as he deems necessary.

1131 [(d) Each person holding a closing-out sale license issued under this
1132 section shall file with the Commissioner of Consumer Protection a
1133 monthly report, commencing one month from the opening date of the
1134 sale, enumerating all goods, wares or merchandise sold, transferred or
1135 otherwise disposed of by the licensee or his agents, servants or
1136 employees during that month pursuant to the closing-out sale. Said
1137 commissioner shall prescribe the form for such reporting.]

1138 [(e)] (d) All documentation concerning the goods, wares and
1139 merchandise to be included in such closing-out sale, including but not
1140 limited to purchase orders and delivery statements, shall be made
1141 available by the licensee for inspection by an authorized representative
1142 of the [commissioner] Commissioner of Consumer Protection during
1143 regular business hours.

1144 [(f)] (e) Each person holding a state closing-out sale license shall (1)
1145 include the state closing-out sale license number in any advertisement,
1146 together with clear and conspicuous disclosure of the termination date
1147 of such state closing-out sale license, and (2) post such state closing-out
1148 sale license in a conspicuous location at the point of sale.

1149 Sec. 18. Section 21-35c of the general statutes is repealed and the
1150 following is substituted in lieu thereof (*Effective from passage*):

1151 [(a) All state licenses] Except as provided in section 21-35e, as
1152 amended by this act, a state closing-out sale license issued under this
1153 chapter shall expire ninety days [from the date thereof] after the date on
1154 which such state closing-out sale license was issued or on the
1155 termination date designated in the original application for such state
1156 closing-out sale license, whichever occurs first. Each state closing-out
1157 sale license upon expiration, or voluntary surrender prior to expiration,
1158 shall be returned to the Commissioner of Consumer Protection who

1159 shall cancel the same, endorse the date of delivery and cancellation
1160 thereon and place the same on file. [The commissioner shall then hold
1161 the special deposit of each such licensee for a period of sixty days and,
1162 after satisfying all claims made upon the same under this section, shall
1163 return such deposit or such portion of the same, if any, as may remain
1164 in the commissioner's hands to the licensee depositing it, or as directed
1165 by the licensee in the original application. Each deposit made with the
1166 commissioner shall be subject, as long as it remains in the
1167 commissioner's hands, to attachment or execution on behalf of creditors
1168 or consumers whose claims may arise in connection with business done
1169 under the authorized sale. Said commissioner may also be held to
1170 answer as garnishee under process of foreign attachment, where such
1171 process is used, in any civil action brought against any licensee. The
1172 commissioner shall pay over, under order of court or upon execution of
1173 a judgment, such sum of money as the commissioner may be chargeable
1174 with upon the commissioner's disclosure or otherwise. Such deposit
1175 shall not be paid over by said commissioner on garnishee process or to
1176 such licensee until the expiration of the sixty-day period specified in this
1177 section. Such deposit shall also be subject to the payment of any fine or
1178 penalty imposed on the licensee for violation of any provision of this
1179 chapter, provided written notice of the name of such licensee and of the
1180 amount of such fine or penalty shall be given during such period to the
1181 commissioner by the clerk of the court in which such fine or penalty was
1182 imposed.

1183 (b) Whenever any state license, issued under the provisions of section
1184 21-35b has been lost or destroyed, so that such license cannot, after the
1185 expiration of the term thereof, be returned or surrendered under the
1186 provisions of subsection (a) of this section, the licensee may file an
1187 affidavit with the Commissioner of Consumer Protection describing
1188 such license with sufficient particularity to identify the same and the
1189 claimant thereunder, and showing such loss or destruction; and the
1190 commissioner, upon such proof of loss and identity as is satisfactory to
1191 him, may accept such affidavit in lieu of the return or surrender of such

1192 license, and such licensee shall have the same right to the return of the
1193 special deposit made by him as though he had returned or surrendered
1194 his license.]

1195 Sec. 19. Section 21-35d of the general statutes is repealed and the
1196 following is substituted in lieu thereof (*Effective from passage*):

1197 Before selling under the state closing-out sale license prescribed in
1198 section 21-35b, as amended by this act, in any town, city or borough,
1199 each person conducting a closing-out sale shall make application for a
1200 municipal closing-out sale license to the selectmen or other authority of
1201 such town, city or borough authorized to issue licenses therein; and,
1202 unless the fee therefor is fixed as herein provided, shall file with them a
1203 true statement, under oath, of the average quantity and value of the
1204 stock of goods, wares and merchandise kept or intended to be kept or
1205 exposed by [him] such person for sale. Such selectmen or other authority
1206 shall submit such statement to the assessors of the town, who, after such
1207 examination and inquiry as they deem necessary, shall determine such
1208 average quantity and value, and shall forthwith transmit a certificate
1209 thereof to such selectmen or other authority. Thereupon such selectmen
1210 or other authority shall authorize the town clerk, upon the payment by
1211 the applicant of a fee equal to the taxes assessable in such town, city or
1212 borough under the last-preceding tax levy therein upon an amount of
1213 property of the same valuation, to issue to [him] such person a
1214 municipal closing-out sale license authorizing such closing-out sale in
1215 such municipality. Such authority may authorize the issue of such
1216 municipal closing-out sale license without the filing of such statement,
1217 upon the payment of a municipal closing-out sale license fee fixed by it.
1218 Upon payment of such fee, such town clerk shall issue such municipal
1219 closing-out sale license, which shall remain in force as long as the
1220 licensee continuously keeps and exposes for sale in such municipality
1221 such stock of goods, wares or merchandise, but not later than the first
1222 day of October following its date. [Upon such payment and proof of
1223 payment of all other license fees, if any, chargeable upon local sales,
1224 such town clerk shall record the state license of such transient vendor in

1225 full, shall endorse thereon the words "local license fees paid" and shall
1226 affix thereto his official signature and the date of such endorsement.]

1227 Sec. 20. Section 21-35e of the general statutes is repealed and the
1228 following is substituted in lieu thereof (*Effective from passage*):

1229 No [goods, wares or merchandise other than those listed in the
1230 inventory required in this chapter shall be included in any closing-out
1231 sale and no] sale shall continue beyond a reasonable date to be specified
1232 in the required application, except [, that an extension may be
1233 authorized] the Commissioner of Consumer Protection may authorize
1234 an extension upon a proper showing of need. [, such extension being
1235 contingent on the submitting of a revised inventory showing the items
1236 listed on the original inventory remaining unsold and not listing any
1237 goods not included in the original application and inventory.]

1238 Sec. 21. Section 21-35f of the general statutes is repealed and the
1239 following is substituted in lieu thereof (*Effective from passage*):

1240 No person in contemplation of a closing-out sale under a state
1241 closing-out sale license as provided for in section 21-35b, as amended by
1242 this act, shall order any goods, wares or merchandise for the purpose of
1243 selling and disposing of the same at such sale, and any unusual
1244 purchases and additions to the stock of such goods, wares or
1245 merchandise within sixty days prior to the filing of application for a
1246 state closing-out sale license to conduct such sale shall be presumptive
1247 evidence that such purchases and additions to stock were made in
1248 contemplation of such sale.

1249 Sec. 22. Subsections (a) to (h), inclusive, of section 21-82 of the general
1250 statutes are repealed and the following is substituted in lieu thereof
1251 (*Effective July 1, 2025*):

1252 (a) At all times during the tenancy the owner shall:

1253 (1) Comply with the requirements of the State Building Code, the Fire

1254 Safety Code, and all applicable state laws and regulations, local
1255 ordinances and planning and zoning regulations materially affecting
1256 health and safety;

1257 (2) Maintain the premises and regrade them when necessary to
1258 prevent the accumulation of stagnant water and to prevent the
1259 detrimental effects of moving water;

1260 (3) Maintain the ground at such a level that the mobile manufactured
1261 home will not tilt from its original position;

1262 (4) Keep each mobile manufactured home space or lot marked in such
1263 a way that each resident will be certain of his area of responsibility;

1264 (5) Keep any exterior area of the park not the responsibility of each
1265 resident free from any species of weed or plant growth which are
1266 noxious or detrimental to the health of the residents;

1267 (6) Make all repairs and do whatever is necessary to put and keep the
1268 portion of the mobile manufactured home park that is not the
1269 responsibility of each resident in a fit and habitable condition, except
1270 where such premises are intentionally rendered unfit or uninhabitable
1271 by the resident, a member of his family or other person on the premises
1272 with his consent, in which case such duty shall be the responsibility of
1273 the resident;

1274 (7) Keep all common areas of the premises in a clean and safe
1275 condition;

1276 (8) Be responsible for the extermination of any insect, rodent, vermin
1277 or other pest dangerous to the health of the residents whenever
1278 infestation exists in the area of the park not the responsibility of the
1279 resident or in the area for which the resident is responsible including the
1280 mobile manufactured home if such infestation is not the fault of the
1281 resident and particularly if such infestation existed prior to the
1282 occupancy of the resident claiming relief;

1283 (9) Maintain all mobile manufactured homes rented by the owner in
1284 a condition which is structurally sound and capable of withstanding
1285 adverse effects of weather conditions;

1286 (10) Maintain all electrical, plumbing, gas or other utilities provided
1287 by him in good working condition except during any emergency after
1288 which any repair shall be completed within seventy-two hours unless
1289 good cause is shown as to why such repair has not been completed;

1290 (11) Maintain all water and sewage lines and connections in good
1291 working order [.] and, in the event of any emergency, make necessary
1292 arrangements for the provision of such service on a temporary basis;

1293 (12) Maintain all septic systems, leaching fields and septic lines and
1294 connections in good working order and, in the event of any emergency,
1295 make necessary arrangements for the provision of temporary septic
1296 service;

1297 [(12)] (13) Arrange for the removal from waste receptacles of ashes,
1298 garbage, rubbish and other waste incidental to the occupancy of the
1299 dwelling unit;

1300 [(13)] (14) Maintain any road within the park in good condition,
1301 provide adequate space for parking of two cars for each lot except that
1302 any park which provided only one space for each lot on January 1, 1985,
1303 and which provided only one space for each lot on October 1, 1972, shall
1304 be exempt from such requirement, and be responsible for damage to any
1305 vehicle which is the direct result of any unrepaired or poorly maintained
1306 access road within the park;

1307 [(14)] (15) Respect the privacy of the resident and if only the space or
1308 lot is rented, agree to enter the mobile manufactured home only with
1309 the permission of the resident;

1310 [(15)] (16) Allow all residents freedom of choice in the purchase of all
1311 services pursuant to section 21-78;

1312 ~~[(16)]~~ (17) Allow a resident to terminate a rental agreement whenever
1313 a change in the location of such resident's employment requires a
1314 change in the location of his residence if such resident gives thirty days'
1315 notice; provided, a resident who is a member of the armed forces of the
1316 United States may terminate his rental agreement with less than notice
1317 of thirty days if he receives reassignment orders which do not allow
1318 such prior notification.

1319 (b) At all times during the tenancy the resident shall:

1320 (1) Comply with all obligations primarily imposed upon residents by
1321 applicable provisions of any building, housing or fire code materially
1322 affecting health and safety;

1323 (2) Keep the unit and his area of responsibility as marked by the
1324 owner in a clean and sanitary condition, free of garbage and rubbish;

1325 (3) Keep the supplied basic facilities including any plumbing fixture,
1326 cooking and refrigeration equipment and electrical fixtures in a rented
1327 mobile manufactured home unit in a clean and sanitary condition and
1328 exercise reasonable care in their proper use and operation;

1329 (4) Dispose of any rubbish, garbage and other waste material in a
1330 clean and sanitary manner;

1331 (5) Not wilfully or negligently destroy, deface, damage, impair or
1332 remove any part of the premises or permit any other person to do so;

1333 (6) Observe all reasonable rules of the owner concerning the use,
1334 occupation and maintenance of the premises, provided such reasonable
1335 rules are brought to his attention at the time he signs a rental agreement;

1336 (7) Unless otherwise agreed, occupy the dwelling unit only as a
1337 dwelling unit;

1338 (8) Conduct himself and require other persons on the premises with
1339 his consent to conduct themselves in a manner that will not disturb his

1340 neighbors' peaceful enjoyment of the premises or constitute a nuisance,
1341 as defined in section 47a-32, or a serious nuisance, as defined in section
1342 21-80;

1343 (9) If judgment has entered against a member of the resident's
1344 household pursuant to subsection (c) of section 47a-26h for serious
1345 nuisance by using the premises for the illegal sale of drugs, not permit
1346 such person to resume occupancy of the dwelling unit, except with the
1347 consent of the owner.

1348 (c) Rent is payable without demand or notice at the time and place
1349 agreed upon by the parties. Unless otherwise agreed, (1) rent is payable
1350 at the premises and (2) periodic rent is payable at the beginning of any
1351 term of one month or less and for terms of more than one month in equal
1352 monthly installments at the beginning of each month. In the absence of
1353 agreement, the resident shall pay the fair rental value for the use and
1354 occupancy of the premises.

1355 (d) The terms for the payment of rent shall be clearly set forth and
1356 any charge for services, space or lot rent, unit rent or any other charge
1357 shall be specifically itemized in the rental agreement and in any billing
1358 to the resident by the owner. The total rent for the term of the rental
1359 agreement shall be stated therein.

1360 (e) Reasonable rules for guest parking shall be clearly stated and
1361 unless violation thereof occurs, no fee shall be charged a resident or a
1362 guest.

1363 (f) Any action on the part of the resident which may be grounds for
1364 eviction from the park or termination of the rental agreement shall be
1365 clearly and specifically stated therein.

1366 (g) The right of the resident to sell his mobile manufactured home
1367 pursuant to section 21-79 shall be clearly stated in the rental agreement.

1368 (h) If the owner makes an entry prohibited by subdivision [(14)] (15)

1369 of subsection (a) of this section, or makes repeated demands for entry
1370 otherwise lawful but which have the effect of unreasonably harassing
1371 the resident, the resident may recover actual damages not less than an
1372 amount equal to one month's rent and reasonable attorney's fees. The
1373 resident may also obtain injunctive relief to prevent the recurrence of
1374 the conduct or terminate the rental agreement.

1375 Sec. 23. Section 21-83c of the general statutes is repealed and the
1376 following is substituted in lieu thereof (*Effective July 1, 2025*):

1377 A rental agreement shall not permit the receipt of rent for any period
1378 during which the owner has failed to comply with the provisions of
1379 subdivisions (1) to ~~[(13)] (14)~~, inclusive, of subsection (a) of section 21-
1380 82, as amended by this act, and such failure materially affects the health
1381 and safety of the residents or materially affects habitability.

1382 Sec. 24. Subsection (a) of section 47a-14h of the general statutes is
1383 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1384 *2025*):

1385 (a) Any tenant who claims that the landlord has failed to perform his
1386 or her legal duties, as required by section 47a-7 or 47a-7a or subdivisions
1387 (1) to ~~[(13)] (14)~~, inclusive, of subsection (a) of section 21-82, as amended
1388 by this act, may institute an action in the superior court having
1389 jurisdiction over housing matters in the judicial district in which such
1390 tenant resides to obtain the relief authorized by this section and sections
1391 47a-7a, 47a-20 and 47a-68. No tenant may institute an action under this
1392 section if a valid notice to quit possession or occupancy based upon
1393 nonpayment of rent has been served on such tenant prior to the
1394 institution of an action under this section or if a valid notice to quit
1395 possession or occupancy based on any other ground has been served on
1396 such tenant prior to such tenant making the complaint to the agency
1397 referred to in subsection (b) of this section, provided any such notice to
1398 quit is still effective.

1399 Sec. 25. Subsection (c) of section 21a-9 of the general statutes is

1400 repealed and the following is substituted in lieu thereof (*Effective from*
1401 *passage*):

1402 (c) Each such board or commission may act in accordance with the
1403 provisions of [subdivision (7) of] section 21a-7, and the commissioner
1404 may act in accordance with the provisions of [subdivision (4) of
1405 subsection (b) of] section 21a-8, in the case of a practitioner who: (1)
1406 Engages in fraud or material deception in order to obtain a license,
1407 registration or certificate issued by the board, commission or
1408 commissioner or to aid another in obtaining a license, registration or
1409 certificate issued by the board, commission or commissioner; (2)
1410 performs work beyond the scope of the license, registration or certificate
1411 issued by the board, commission or commissioner; (3) illegally uses or
1412 transfers a license, registration or certificate issued by the board,
1413 commission or commissioner; (4) performs incompetent or negligent
1414 work; (5) makes false, misleading or deceptive representations to the
1415 public; (6) has been subject to disciplinary action similar to that specified
1416 in [subdivision (7) of] section 21a-7 or [subdivision (4) of subsection (b)
1417 of section] 21a-8 by a duly authorized professional agency of the United
1418 States, any state within the United States, the District of Columbia, a
1419 United States possession or territory or a foreign jurisdiction; or (7)
1420 violates any provision of the general statutes or any regulation
1421 established thereunder, relating to the practitioner's profession or
1422 occupation.

1423 Sec. 26. Subsection (a) of section 21a-11 of the general statutes is
1424 repealed and the following is substituted in lieu thereof (*Effective from*
1425 *passage*):

1426 (a) (1) The Commissioner of Consumer Protection may, subject to the
1427 provisions of chapter 67, employ such agents and assistants as are
1428 necessary to enforce the provisions of the general statutes wherein the
1429 commissioner is empowered to carry out the duties and responsibilities
1430 assigned to the commissioner or the Department of Consumer
1431 Protection. For the purpose of inquiring into any suspected violation of

1432 such provisions, the commissioner and the commissioner's deputy and
1433 assistants shall (A) have free access, at all reasonable hours, to all places
1434 and premises, homes and apartments of private families keeping no
1435 boarders excepted, and shall be permitted therein to inspect and
1436 document by audio and visual means, and (B) unless prohibited by
1437 other applicable law, be provided, upon request, copies of any accounts,
1438 books, records, memoranda, correspondence, signage and other
1439 documents related to such suspected violation.

1440 (2) The commissioner and the commissioner's deputy or assistants
1441 shall have the authority to issue citations pursuant to section 51-164n for
1442 violations for the purpose of enforcing [such] the provisions of the
1443 general statutes wherein the commissioner is empowered to carry out
1444 the duties and responsibilities assigned to the commissioner or the
1445 department. The commissioner may delegate the commissioner's
1446 authority to render a final decision in a contested case to a hearing
1447 officer employed by, or contracted with, the department.

1448 [(2)] (3) Notwithstanding the provisions of the Freedom of
1449 Information Act, as defined in section 1-200, all records, papers and
1450 documents obtained during an investigation or enforcement action
1451 conducted pursuant to [subdivision] subdivisions (1) and (2) of this
1452 subsection shall be confidential and not subject to disclosure under said
1453 act until such investigation or enforcement action has been finally
1454 adjudicated or otherwise settled or closed.

1455 Sec. 27. Subsections (a) and (b) of section 21a-38 of the general statutes
1456 are repealed and the following is substituted in lieu thereof (*Effective*
1457 *from passage*):

1458 (a) [The] Following an administrative hearing held in accordance
1459 with the provisions of chapter 54, the commissioner may suspend or
1460 revoke any license issued under the provisions of section 21a-35 or 21a-
1461 36 for violation of the provisions of sections 21a-34 to 21a-45, inclusive,
1462 or any regulation adopted thereunder or for violation of any applicable

1463 municipal health ordinance or state or federal law or regulation. [No
1464 such suspension or revocation shall take effect except upon notice to the
1465 licensee and hearing thereon. Notice shall be in writing, given by
1466 registered or certified mail, and shall state: (1) The condition or violation
1467 found; (2) the corrective action, if any, to be taken and the period of time
1468 within which such action must be taken; and (3) that an opportunity for
1469 hearing will be provided upon written request filed within ten days
1470 after receipt of such notice.]

1471 (b) Whenever the commissioner finds any grossly unsanitary
1472 condition or any other condition which constitutes a substantial hazard
1473 to public health or safety involving the preparation or transportation of
1474 any food or beverage or the use of any vending machine [he] the
1475 commissioner may, without notice or hearing, issue a written order to
1476 the licensee citing the existence of such condition and specifying the
1477 corrective action to be taken, and, if [he] the commissioner deems it
1478 necessary, require that use of such facility or machine be discontinued.
1479 Any licensee to whom such order is issued may [petition for a hearing,
1480 which shall be granted, but no such petition shall] request an
1481 administrative hearing in accordance with the provisions of chapter 54
1482 to contest such order. No such request shall stay the execution or
1483 effectiveness of any order issued pursuant to this subsection pending an
1484 administrative hearing. Each such order shall continue in effect until [it]
1485 such order is rescinded by the commissioner or until the condition cited
1486 is corrected, as determined by the commissioner or the commissioner's
1487 designee.

1488 Sec. 28. Section 21a-54 of the general statutes is repealed and the
1489 following is substituted in lieu thereof (*Effective from passage*):

1490 Any license may be revoked by the Commissioner of Consumer
1491 Protection [after notice to the licensee by mail or otherwise and
1492 opportunity to be heard] if it appears that any statement upon which [it]
1493 such license was issued was false or misleading or that any frozen
1494 dessert and frozen dessert mix manufactured by the licensee is

1495 adulterated or misbranded, or was manufactured in a plant not
1496 maintained in accordance with the standards of sanitation prescribed in
1497 the regulations promulgated under the authority of section 21a-58, or
1498 that the brand name or any label or advertising of any frozen dessert
1499 and frozen dessert mix manufactured by the licensee gives a false
1500 indication of origin, character, composition or place of manufacture, or
1501 is otherwise false or misleading in any particular way. A license may
1502 also [, after such notice and hearing,] be suspended for any of the
1503 foregoing reasons until the licensee complies with the conditions
1504 prescribed by the [Commissioner of Consumer Protection]
1505 commissioner for its reinstatement. The commissioner shall not revoke
1506 or suspend a license except upon notice and hearing in accordance with
1507 chapter 54. The commissioner may summarily suspend a license
1508 pending such a hearing if the commissioner has reason to believe that
1509 the public health, safety or welfare imperatively requires emergency
1510 action.

1511 Sec. 29. Subsection (b) of section 21a-118 of the general statutes is
1512 repealed and the following is substituted in lieu thereof (*Effective October*
1513 *1, 2025*):

1514 (b) If an inspection reveals a violation of any provision of this chapter
1515 concerning a food factory, food warehouse or food establishment, the
1516 commissioner shall notify the owner of such factory, warehouse or
1517 establishment of any such violation and his right to a hearing under this
1518 section by certified mail within fifteen days of the date of such original
1519 inspection. Such owner may contest the violations cited in such notice
1520 by requesting a hearing in writing by certified mail within fifteen days
1521 of the date of receipt of such notice. The commissioner shall grant such
1522 a request and conduct a hearing in accordance with the provisions of
1523 chapter 54. The [cost of all reinspections] fee for each reinspection
1524 necessary to determine compliance with any such provision shall be
1525 [forty] one hundred seventy-five dollars [an hour] and shall be charged
1526 to such owner, [, except that if the first reinspection following the
1527 original inspection indicates compliance with such provision no charge

1528 shall be made.]

1529 Sec. 30. Subsections (c) and (d) of section 21a-152 of the general
1530 statutes are repealed and the following is substituted in lieu thereof
1531 (*Effective from passage*):

1532 (c) The Commissioner of Consumer Protection may revoke, suspend,
1533 place conditions upon or issue a civil penalty against a bakery, food
1534 manufacturing establishment or food warehouse license for any
1535 violation of sections 21a-151 to 21a-159, inclusive, [after a hearing
1536 conducted] in accordance with the provisions of chapter 54. In addition,
1537 the commissioner may summarily suspend a bakery, food
1538 manufacturing establishment or food warehouse license pending a
1539 hearing in accordance with the provisions of chapter 54 if the
1540 commissioner has reason to believe that the public health, safety or
1541 welfare imperatively requires emergency action. [Not later than ten
1542 days following the suspension order, the commissioner shall cause to be
1543 held a hearing which shall be conducted in accordance with the
1544 provisions of chapter 54. Following such hearing, the commissioner
1545 shall dissolve such suspension or order revocation of the bakery, food
1546 manufacturing establishment or food warehouse license. Any
1547 corporation, firm or person whose license has been revoked may apply
1548 for a new license and the commissioner shall act on such application not
1549 later than thirty days after the commissioner receives such application.
1550 The costs of any inspections] The fee for each inspection necessary to
1551 determine whether or not an applicant, whose license has been revoked,
1552 is entitled to have a new license granted shall be borne by the applicant
1553 at such rates as the commissioner may determine. The commissioner
1554 may refuse to grant any bakery, food manufacturing establishment or
1555 food warehouse a license if the commissioner finds that the applicant
1556 has evidenced a pattern of noncompliance with the provisions of
1557 sections 21a-151 to 21a-159, inclusive. Prima facie evidence of a pattern
1558 of noncompliance shall be established if the commissioner shows that
1559 the applicant has had two or more bakery, food manufacturing
1560 establishment or food warehouse licenses revoked.

1561 (d) All vehicles used in the transportation of food for human
1562 consumption, including, but not limited to, bakery, food manufacturing
1563 establishment or food warehouse products, shall be kept in a sanitary
1564 condition [and shall have the name and address of the bakery, food
1565 manufacturing establishment or food warehouse owner, operator or
1566 distributor legibly printed on both sides] in accordance with the sanitary
1567 transportation requirements established in the regulations adopted
1568 pursuant to the Food Safety Modernization Act, 21 CFR parts 1 and 11,
1569 as amended from time to time. Each compartment in which [unwrapped
1570 bakery, food manufacturing establishment or food warehouse products
1571 are] food for human consumption is transported shall be enclosed in a
1572 manner approved by the commissioner.

1573 Sec. 31. Section 21a-217 of the general statutes is repealed and the
1574 following is substituted in lieu thereof (*Effective October 1, 2025*):

1575 (a) [~~Every~~] Each contract for health club services shall provide that
1576 such contract may be cancelled [within] not later than three business
1577 days after the date [of receipt by] on which the buyer [of] under such
1578 contract receives a copy of [the] such contract, by written cancellation
1579 notice delivered, with delivery tracking, to the [seller] health club or the
1580 [seller's] health club's agent at an address [which] that shall be specified
1581 in [the] such contract. Not later than seven days after the health club or
1582 the health club's agent receives such written cancellation notice, the
1583 health club shall provide to the buyer a written statement confirming
1584 that such contract has been cancelled and disclosing the effective date of
1585 such cancellation. After receipt of such written cancellation notice, the
1586 health club may request the return of any cards or equipment that were
1587 delivered to the buyer as part of the membership. Cancellation shall be
1588 without liability on the part of the buyer, except for the fair market value
1589 of services actually received and the buyer shall be entitled to a refund
1590 of the entire consideration paid for the health club contract, if any, less
1591 the fair market value of the services or use of facilities already actually
1592 received. Such right of cancellation shall not be affected by the terms of
1593 the health club contract and may not be waived or otherwise

1594 surrendered.

1595 (b) (1) [Such] Each health club contract [for health club services] shall
1596 also [contain a clause providing] provide that:

1597 (A) The buyer or the buyer's estate shall be relieved of any further
1598 payment obligation not due and owing under such contract (i) if the
1599 person receiving the benefits of such contract (I) relocates further than
1600 twenty-five miles from a health club [facility] location operated by the
1601 [seller] health club or a substantially similar health club [facility]
1602 location which would accept the [seller's obligation] health club's
1603 obligations under [the] such contract, or (II) dies during the membership
1604 term following the effective date of such contract, or (ii) if the health club
1605 ceases operation at the health club location where the buyer entered into
1606 [the] such contract; [, the buyer or his estate shall be relieved of any
1607 further obligation for payment under the contract not then due and
1608 owing. The contract shall also provide that if]

1609 (B) If the buyer becomes disabled during the membership term, the
1610 buyer shall have the option of [(1)] (i) being relieved of liability for
1611 payment on that portion of the contract term for which the buyer is
1612 disabled, or [(2)] (ii) extending the [duration of the] original term of such
1613 contract, at no cost to the buyer, for a period equal to the duration of the
1614 disability; [.] and

1615 (C) The buyer may, at the buyer's option, void such contract
1616 prospectively if (i) the health club ceases to offer facilities or amenities
1617 that are substantially similar to the facilities or amenities that such
1618 health club offered to the buyer when the buyer initially entered into
1619 such contract, or (ii) the services offered under such contract are no
1620 longer available, or are substantially unavailable, because the
1621 operations of the health club have permanently discontinued or there
1622 has been a substantial change in the operations of the health club
1623 location primarily used by the buyer.

1624 (2) For the purposes of this subsection, the health club location

1625 primarily used by the buyer shall be (A) the health club location
1626 designated by the buyer as the buyer's preferred health club location for
1627 delivery of services under the health club contract, or (B) if the buyer
1628 does not designate a health club location as the buyer's preferred health
1629 club location for delivery of services under the health club contract, the
1630 health club location most frequented by the buyer during the preceding
1631 calendar year.

1632 (c) [The] A health club shall have the right to require and verify
1633 reasonable evidence of relocation, disability or death. In the case of
1634 disability, [the] a health club may require that documentation from a
1635 licensed physician, a licensed physician assistant, a licensed advanced
1636 practice registered nurse or another credentialed medical provider be
1637 submitted as verification.

1638 Sec. 32. Subsection (a) of section 21a-218 of the general statutes is
1639 repealed and the following is substituted in lieu thereof (*Effective October*
1640 *1, 2025*):

1641 (a) A copy of the health club contract shall be delivered to the buyer
1642 at the time the contract is signed. All health club contracts shall (1) be in
1643 writing and signed by the buyer, (2) designate the date on which the
1644 buyer actually signs the contract, (3) identify the address of the location
1645 at which the buyer entered the contract, and (4) contain a statement of
1646 the buyer's rights which complies with this section. The following
1647 statement shall prominently and conspicuously appear, in at least
1648 twelve-point font, at the top of the contract:

1649 "BUYER'S RIGHT TO CANCEL

1650 If you wish to cancel this contract, you may cancel by sending a
1651 written notice stating that you do not wish to be bound by this contract.
1652 The notice must be delivered or mailed before midnight of the third
1653 business day after you sign this contract. The notice must be delivered
1654 or mailed to:

1655

1656

1657 (Insert name, electronic mail address and mailing address for
1658 cancellation notice.)

1659 You may also cancel this contract if:

1660 (1) You relocate your residence further than twenty-five (25) miles
1661 from any health club operated by the seller or from any other
1662 substantially similar health club which would accept the obligation of
1663 the seller;

1664 (2) You die; or

1665 (3) The health club ceases operation at the location where you entered
1666 into this contract or the location closest to your primary residence.

1667 If you become disabled, you shall have the option of:

1668 (1) Being relieved of liability for payment on that portion of the
1669 contract term for which you are disabled; or

1670 (2) Extending the duration of the original contract at no cost to you
1671 for a period equal to the duration of the disability.

1672 You must send a written notice of disability, which may be sent to the
1673 health club in an electronic form. You may be required to prove such
1674 disability by submitting documentation from a licensed physician, a
1675 licensed physician assistant, a licensed advanced practice registered
1676 nurse or another credentialed medical provider. If you cancel, the health
1677 club may keep or collect an amount equal to the fair market value of the
1678 services or use of facilities you have already received.

1679 NOTICE OF GUARANTY FUND

1680 The Connecticut Health Club Guaranty Fund is administered by the

1681 Department of Consumer Protection to protect consumers who have a
1682 health club contract with a club that closes down or moves. If a health
1683 club is no longer operating at the location where you entered into the
1684 contract, you may be eligible for reimbursement through the fund. For
1685 further information, and to apply to the fund, please visit (insert
1686 Department of Consumer Protection's Internet web site address) or
1687 contact the department by phone at (insert Department of Consumer
1688 Protection's main telephone number)."

1689 Sec. 33. Subsections (a) and (b) of section 21a-223 of the general
1690 statutes are repealed and the following is substituted in lieu thereof
1691 (*Effective October 1, 2025*):

1692 (a) Each individual place of business of each health club shall obtain
1693 a license from the Department of Consumer Protection prior to the sale
1694 of any health club contract. Application for such license shall be made
1695 on forms provided by the Commissioner of Consumer Protection and
1696 said commissioner shall require as a condition to the issuance and
1697 renewal of any license obtained under this chapter (1) that the applicant
1698 provide for and maintain on the premises of the health club sanitary
1699 facilities; (2) that the applicant [, on and after October 1, 2022,] (A) (i)
1700 provide and maintain in a readily accessible location on the premises of
1701 the health club at least one automatic external defibrillator, as defined
1702 in section 19a-175, and (ii) make such location known to employees of
1703 such health club, (B) ensure that at least one employee is on the premises
1704 of such health club during staffed business hours who is trained in
1705 cardiopulmonary resuscitation and the use of an automatic external
1706 defibrillator in accordance with the standards set forth by the American
1707 Red Cross or American Heart Association, (C) maintain and test the
1708 automatic external defibrillator in accordance with the manufacturer's
1709 guidelines, and (D) promptly notify a local emergency medical services
1710 provider after each use of such automatic external defibrillator; (3) that
1711 the application be accompanied by (A) a license or renewal fee of two
1712 hundred fifty dollars, (B) a list of the equipment and each service that
1713 the applicant intends to have available for use by buyers during the year

1714 of operations following licensure or renewal, and (C) an electronic copy
1715 of each health club contract that the applicant is currently using or
1716 intends to use; and (4) compliance with the requirements of section 21a-
1717 226, as amended by this act. Such licenses shall be renewed annually.

1718 (b) No health club shall (1) engage in any act or practice that is in
1719 violation of or contrary to the provisions of this chapter or any
1720 regulation adopted to carry out the provisions of this chapter, including
1721 the use of contracts that do not conform to the requirements of this
1722 chapter, or (2) engage in conduct of a character likely to mislead, deceive
1723 or defraud the buyer, the public or the commissioner. The
1724 Commissioner of Consumer Protection may refuse to grant or renew a
1725 license to, impose a civil penalty in an amount not to exceed one
1726 thousand dollars per violation on or [may] suspend, place conditions on
1727 or revoke the license of [,] any health club [which] that engages in any
1728 conduct prohibited by this chapter.

1729 Sec. 34. Subsections (g) and (h) of section 21a-226 of the general
1730 statutes are repealed and the following is substituted in lieu thereof
1731 (*Effective October 1, 2025*):

1732 (g) After hearing, the commissioner shall issue an order requiring
1733 payment from the guaranty fund of any sum the commissioner finds to
1734 be payable upon such application. The total compensation payable from
1735 the guaranty fund on the closing of any one health club location shall
1736 not exceed [seventy-five thousand] one hundred twenty-five thousand
1737 dollars.

1738 (h) If the commissioner pays any amount as a result of a claim against
1739 a health club pursuant to an order under subsection (g) of this section,
1740 the health club shall pay the amount due plus interest at the rate of ten
1741 per cent per year. A health club shall not be eligible to receive a new or
1742 renewed license until the health club has repaid such amount in full, [,
1743 plus interest at a rate to be determined by the commissioner.] All funds
1744 paid pursuant to this subsection shall be deposited in the guaranty fund.

1745 Sec. 35. Subsection (a) of section 21a-430 of the general statutes is
1746 repealed and the following is substituted in lieu thereof (*Effective October*
1747 *1, 2025*):

1748 (a) No person shall place or cause to be placed in a public place a
1749 donation bin for the donation of clothing or other articles unless (1) such
1750 person [has been granted permission] obtains advance written consent
1751 from the owner of such public place, or such owner's duly authorized
1752 agent, to place such donation bin, or cause such bin to be placed, in such
1753 public place, [by the owner of such public place or by such owner's duly
1754 authorized agent] and [unless] (2) such bin contains a notice, in block
1755 letters at least two inches high, stating, [:(1) If] (A) if the donation is for
1756 a charitable purpose, [(A)] (i) the name of the nonprofit organization
1757 that will benefit from the donation, [and the percentage of the donated
1758 articles or of the proceeds from the sale of the donated articles that the
1759 nonprofit organization will receive from the owner of such bin,] [(B)] (ii)
1760 the name and contact information of the owner of such bin, and [(C)]
1761 (iii) that the public may contact the Department of Consumer Protection
1762 for further information, or [(2)] (B) if not intended for a charitable
1763 purpose, that such donation is not for a charitable purpose. Such notice
1764 shall be on the same side of the bin where the donation is likely to be
1765 made. As used in this section, "public place" means any area that is used
1766 or held out for use by the public, whether owned or operated by public
1767 or private interests, and "donation bin" means a large container
1768 commonly placed in a parking lot for the purpose of encouraging
1769 individuals to donate clothing or other items.

1770 Sec. 36. Section 21a-434 of the general statutes is repealed and the
1771 following is substituted in lieu thereof (*Effective from passage*):

1772 (a) For purposes of this section, (1) "at retail" includes any retail
1773 transaction conducted in person, excluding any transaction: (A) By
1774 telephone, mail or the Internet, (B) for parking at a parking lot or a
1775 parking garage, (C) at a wholesale club that sells consumer goods and
1776 services through a membership model, (D) at a retail store selling

1777 consumer goods exclusively through a membership model that requires
1778 payment by means of an affiliated mobile device application, (E) for the
1779 rental of consumer goods, services or accommodations for which
1780 posting of collateral or security is typically required, and (F) for
1781 consumer goods or services provided exclusively to employees and
1782 individuals other than customers who are authorized to be on the
1783 employer's premises, and (2) "cash" means legal tender.

1784 (b) [A] Except as provided in subsection (c) of this section, a person
1785 selling or offering for sale goods or services at retail in this state shall
1786 not: (1) Refuse to accept cash as a form of payment for such goods or
1787 services, (2) post signs stating that cash payment is not accepted, or (3)
1788 charge a customer paying cash a higher price than such customer would
1789 pay using any other form of payment.

1790 (c) A person selling or offering for sale goods or services at retail in
1791 this state shall be deemed to have satisfied the requirements established
1792 in subsection (b) of this section if the person provides a device to
1793 consumers that converts cash into a prepaid card, and:

1794 (1) Such person does not:

1795 (A) Require payment of any fee for initial receipt of such prepaid
1796 card;

1797 (B) Charge any fee to use such prepaid card, including, but not
1798 limited to, (i) a fee charged to (I) check the balance of such prepaid card,
1799 or (II) deposit additional cash on such prepaid card, or (ii) any recurring
1800 fee;

1801 (C) Require payment of a minimum deposit for such prepaid card in
1802 an amount that is greater than one dollar;

1803 (D) Establish an expiration date for such prepaid card or otherwise
1804 subject such prepaid card to an expiration date;

1805 (E) Limit the number of transactions that may be completed by using

1806 such prepaid card; or

1807 (F) Require a consumer to provide any personally identifiable
1808 information, including, but not limited to, a telephone number,
1809 electronic mail address or Social Security number, to receive or use such
1810 prepaid card;

1811 (2) Such device shall, upon request, provide a printed receipt to a
1812 consumer indicating the amount of cash the consumer has deposited
1813 onto such prepaid card; and

1814 (3) In the event such device malfunctions, the retail store where such
1815 device is located shall:

1816 (A) Accept payment in cash from consumers until such device is
1817 restored and satisfies the requirements established in this subsection;
1818 and

1819 (B) Post a sign in a conspicuous location on or immediately adjacent
1820 to such device stating that such retail store is required by law to accept
1821 cash if such device malfunctions.

1822 [(c)] (d) The Commissioner of Consumer Protection may adopt
1823 regulations, in accordance with chapter 54, to implement the provisions
1824 of this section.

1825 Sec. 37. Section 42-110d of the general statutes is repealed and the
1826 following is substituted in lieu thereof (*Effective from passage*):

1827 (a) For the purposes of this chapter the [commissioner]
1828 Commissioner of Consumer Protection shall have the power to order an
1829 investigation and examination to be made. In addition to other powers
1830 conferred upon the commissioner by this chapter, the commissioner or
1831 [his] the commissioner's authorized representatives may issue
1832 subpoenas to any person involved in any matter under investigation
1833 and examination, administer an oath or affirmation to any person, and
1834 conduct hearings in aid of any investigation or examination, provided

1835 none of the powers conferred by this chapter shall be used for the
1836 purpose of compelling any natural person to furnish testimony or
1837 evidence which might tend to incriminate him or subject him to a
1838 penalty or forfeiture.

1839 (b) [Said commissioner] The Commissioner of Consumer Protection
1840 or [said] the commissioner's authorized representatives shall have the
1841 right to (1) enter any place or establishment within the state, at
1842 reasonable times, for the purpose of making an investigation; (2) check
1843 the invoices and records pertaining to costs and other transactions of
1844 commodities; (3) take samples of commodities for evidence upon
1845 tendering the market price therefor to the person having such
1846 commodity in such person's custody; (4) subpoena documentary
1847 material relating to such investigation; and (5) have access to, for the
1848 purpose of examination, documentary material and the right to copy
1849 and receive electronic copies of such documentary material of any
1850 person being investigated or proceeded against. The commissioner or
1851 the commissioner's authorized representatives shall have power to
1852 require by subpoena the attendance and testimony of witnesses and the
1853 production of all such documentary material relating to any matter
1854 under investigation.

1855 (c) In addition to other powers conferred upon the [commissioner,
1856 said] Commissioner of Consumer Protection, the commissioner may
1857 execute in writing and cause to be served, through reasonable efforts to
1858 effectuate notice as set forth in section 21a-2, an investigative demand
1859 upon any person suspected of using, having used or about to use any
1860 method, act or practice declared by section 42-110b to be unlawful or
1861 upon any person from whom [said] the commissioner wants assurance
1862 that section 42-110b has not, is not or will not be violated. Such
1863 investigative demand shall contain a description of the method, act or
1864 practice under investigation, provide a reasonable time for compliance,
1865 and require such person to furnish under oath or otherwise, as may be
1866 specified in said demand, a report in writing setting forth relevant facts
1867 or circumstances together with documentary material. Notwithstanding

1868 subsection [(f)] (h) of this section, responses to investigative demands
1869 issued under this subsection may be withheld from public disclosure
1870 during the full pendency of the investigation.

1871 (d) [Said commissioner] The Commissioner of Consumer Protection,
1872 in conformance with sections 4-176e to 4-185, inclusive, whenever the
1873 commissioner has reason to believe that any person has been engaged
1874 or is engaged in an alleged violation of any provision of this chapter,
1875 shall deliver to such person, in a manner that is sufficient to effectuate
1876 notice as set forth in section 21a-2, a complaint stating the charges and
1877 containing a notice of a hearing, to be held upon a day and at a place
1878 therein fixed at least fifteen days after the date of such complaint. The
1879 person so notified shall have the right to file a written answer to the
1880 complaint and charges therein stated and appear at the time and place
1881 so fixed for such hearing, in person or otherwise, with or without
1882 counsel, and submit testimony and be fully heard. Any person may
1883 make application, and upon good cause shown shall be allowed by the
1884 commissioner to intervene and appear in such proceeding by counsel or
1885 in person. The testimony in any such proceeding, including the
1886 testimony of any intervening person, shall be under oath and shall either
1887 be reduced to writing by the recording officer of the hearing or recorded
1888 in an audio or audiovisual format. The commissioner or the
1889 commissioner's authorized representatives shall have the power to
1890 require by subpoena the attendance and testimony of witnesses and the
1891 production of any documentary material at such proceeding. If upon
1892 such hearing the commissioner is of the opinion that the method of
1893 competition or the act or practice in question is prohibited by this
1894 chapter, the commissioner or the commissioner's designee shall [make
1895 a report in writing to the person complained of in which the
1896 commissioner or such designee shall state the commissioner's or such
1897 designee's findings as to the facts and shall forward by certified mail to]
1898 issue a final decision, which may include orders for such person [an
1899 order] to cease and desist from using such methods of competition or
1900 such act or practice. The commissioner may impose a civil penalty, in an

1901 amount not to exceed the amount set forth in subsection (b) of section
1902 42-110o, after a hearing conducted pursuant to chapter 54, [or, if the
1903 amount involved is less than ten thousand dollars, an] and issue an
1904 order directing restitution, or both. The commissioner may apply for the
1905 enforcement of any cease and desist order, civil penalty, order directing
1906 restitution or consent order issued or imposed under this chapter to the
1907 superior court for the judicial district of Hartford, or to any judge thereof
1908 if the same is not in session, for an order temporarily or permanently
1909 restraining and enjoining any person from continuing any violation of
1910 such cease and desist order, an order directing payment of any civil
1911 penalty or restitution or a consent order. Such application for a
1912 temporary restraining order, temporary and permanent injunction,
1913 order directing payment of any civil penalty or restitution and for such
1914 other appropriate decree or process shall be brought and the
1915 proceedings thereon conducted by the Attorney General.

1916 (e) If the Commissioner of Consumer Protection determines that the
1917 public health, safety or welfare imperatively requires emergency action,
1918 the commissioner may order any person to cease and desist from any
1919 act or practice the commissioner has reason to believe is in violation of
1920 any provision of this chapter pending institution of administrative
1921 proceedings pursuant to subsection (d) of this section, which
1922 administrative proceedings shall be promptly instituted and resolved.
1923 The commissioner shall not make such determination unless the
1924 commissioner has concluded, based on the nature, severity and
1925 duration of the anticipated harm, that immediate correction or cessation
1926 of operations is necessary in order to prevent injury or serious illness.
1927 Upon the close of the record in an administrative proceeding on an
1928 emergency order issued by the commissioner pursuant to this
1929 subsection or forty-five calendar days after the issuance of such order,
1930 whichever occurs first, any party named in such order may appeal from
1931 such order, as a preliminary order, to the Superior Court in accordance
1932 with the provisions of section 4-183. Such appeal to the Superior Court
1933 shall not enjoin such emergency order during the pendency of such

1934 appeal unless so ordered by the Superior Court. Nothing in this
1935 subsection shall be construed to limit the commissioner's ability to issue
1936 a final decision following a hearing or the ability of any party named in
1937 an emergency order issued pursuant to this subsection to appeal from a
1938 final decision for the purposes of section 4-183.

1939 (f) (1) (A) Unless otherwise prohibited by law, each person, firm or
1940 corporation who is licensed under section 14-52 and engaged in the sale
1941 or lease of any motor vehicle, as defined in section 42-179, as amended
1942 by this act, shall clearly and conspicuously disclose, on a side window
1943 of such motor vehicle, in a size, typeface and form approved by the
1944 Commissioner of Motor Vehicles, and in each written advertisement for
1945 sale or lease of such motor vehicle where the price for such motor
1946 vehicle is displayed, each fee, charge or cost that (i) a person is required
1947 to pay in order to purchase, lease or otherwise receive such motor
1948 vehicle, and (ii) is associated with any add-on or service, including, but
1949 not limited to, any vehicle identification number marking as set forth in
1950 section 14-99h, door guard, mud flap, window visor, floor mat or
1951 licensee maintenance or service contract.

1952 (B) If any fee, charge or cost associated with any add-on or service
1953 described in subparagraph (A)(ii) of this subdivision is not required by
1954 law, the licensee shall clearly and conspicuously disclose such fee,
1955 charge or cost on the retail purchase order for the motor vehicle, and on
1956 a side window of such motor vehicle, in a size, typeface and form
1957 approved by the Commissioner of Motor Vehicles.

1958 (C) Notwithstanding subparagraphs (A) and (B) of this subdivision,
1959 no person, firm or corporation who is licensed under section 14-52 and
1960 engaged in the sale or lease of any motor vehicle, as defined in section
1961 42-179, as amended by this act, shall be required to make the disclosures
1962 required under said subparagraphs on a side window of such motor
1963 vehicle if such person, firm or corporation does not have possession of
1964 such motor vehicle in this state at the time such motor vehicle is sold or
1965 leased.

1966 (2) Each order required under subsection (a) of section 14-62
1967 evidencing a sale or lease of a motor vehicle shall contain a separate
1968 section, prominently displayed in a size, typeface and form approved
1969 by the Commissioner of Motor Vehicles, listing each fee, charge or cost
1970 associated with any optional add-on or service that the buyer has agreed
1971 to purchase. Such section shall clearly and conspicuously disclose that
1972 each such fee, charge or cost is optional and not required by law.

1973 [(e)] (g) In addition to any injunction issued pursuant to subsection
1974 (d) of this section, the court may make such additional orders or
1975 judgments as may be necessary to restore to any person in interest any
1976 moneys or property, real or personal, which may have been acquired by
1977 means of any practices prohibited by this chapter, including the
1978 appointment of a receiver or the revocation of a license or certificate
1979 authorizing the person subject to the order or injunction to engage in
1980 business in this state, or both.

1981 [(f)] (h) The [commissioner] Commissioner of Consumer Protection
1982 or the Attorney General or their employees shall disclose, in accordance
1983 with the provisions of the Freedom of Information Act, as defined in
1984 section 1-200, all records concerning the investigation of any alleged
1985 violation of any provision of this chapter, including, but not limited to,
1986 any complaint initiating an investigation and all records of the
1987 disposition or settlement of a complaint. For purposes of this section,
1988 "disposition" shall include the following action or nonaction with
1989 respect to any complaints or investigations: (1) No action taken because
1990 of (A) a lack of jurisdiction, (B) unsubstantiated allegations, or (C) a lack
1991 of sufficient information to draw a conclusion, as determined by the
1992 commissioner, after investigation; (2) referral to another state agency, or
1993 to a federal or local agency, or to law enforcement authorities; (3) an
1994 acceptance of an assurance of voluntary compliance in accordance with
1995 the provisions of section 42-110j, as amended by this act; and (4) formal
1996 action taken, including the institution of administrative proceedings
1997 pursuant to subsection (d) of this section or court proceedings pursuant
1998 to section 42-110m, 42-110o or 42-110p. The commissioner may withhold

1999 such records from disclosure during the pendency of an investigation
2000 or examination held in accordance with subsection (a) of this section,
2001 but in no event shall the commissioner withhold any such records
2002 longer than a period of eighteen months after the date on which the
2003 initial complaint was filed with the commissioner or after the date on
2004 which the investigation or examination was commenced, whichever is
2005 earlier. Nothing herein shall be deemed to affect the rights of litigants,
2006 including parties to administrative proceedings, under the laws of
2007 discovery of this state.

2008 Sec. 38. Section 42-110j of the general statutes is repealed and the
2009 following is substituted in lieu thereof (*Effective from passage*):

2010 In the administration of this chapter, the commissioner may accept
2011 an assurance of voluntary compliance with respect to any method, act
2012 or practice deemed in violation of this chapter from any person alleged
2013 to be engaged or to have been engaged in such method, act or practice.
2014 Such assurance may include an amount as a monetary settlement and
2015 as restitution to aggrieved persons and for investigative costs. No such
2016 assurance of voluntary compliance shall be considered an admission of
2017 violation for any purpose. Matters thus closed may at any time be
2018 reopened by the commissioner for further proceedings in the public
2019 interest. In the event of any violation of the terms of an assurance of
2020 voluntary compliance accepted under this section, the commissioner
2021 may proceed as provided in sections 42-110d, as amended by this act,
2022 and 42-110e or may request that the Attorney General apply in the name
2023 of the state to the Superior Court for relief from such violation consistent
2024 with section 42-110m.

2025 Sec. 39. Section 42-134a of the general statutes is repealed and the
2026 following is substituted in lieu thereof (*Effective July 1, 2025*):

2027 As used in this chapter:

2028 [(a)] (1) "Home solicitation sale" means a sale, lease, or rental of
2029 consumer goods or services, whether under single or multiple contracts,

2030 in which the seller or his representative personally solicits the sale,
2031 including those in response to or following an invitation by the buyer,
2032 and the buyer's agreement or offer to purchase is made at a place other
2033 than the place of business of the seller. The term "home solicitation sale"
2034 does not include a transaction: [(1)] (A) Made pursuant to prior
2035 negotiations in the course of a visit by the buyer to a retail business
2036 establishment having a fixed, permanent location where goods are
2037 exhibited or the services are offered for sale on a continuing basis; [(2)]
2038 (B) in which the buyer has initiated the contact and the goods or services
2039 are needed to meet a bona fide immediate personal emergency of the
2040 buyer, and the buyer furnishes the seller with a separate dated and
2041 signed personal statement in the buyer's handwriting describing the
2042 situation requiring immediate remedy and expressly acknowledging
2043 and waiving the right to cancel the sale within three business days; [(3)]
2044 (C) conducted and consummated entirely by mail or telephone and
2045 without any other contact between the buyer and the seller or its
2046 representative prior to delivery of the goods or performance of the
2047 services; [(4)] (D) in which the buyer has initiated the contact and
2048 specifically requested the seller to visit his home for the purpose of
2049 repairing or performing maintenance upon the buyer's personal
2050 property. If in the course of such a visit, the seller sells the buyer the
2051 right to receive additional services or goods other than replacement
2052 parts necessarily used in performing the maintenance or in making the
2053 repairs, the sale of those additional goods or services shall not come
2054 within this exclusion; [(5)] (E) pertaining to the sale or rental of real
2055 property, to the sale of insurance, to the sale of newspapers or to the sale
2056 of securities or commodities by a broker-dealer registered with the
2057 securities and exchange commission; [(6)] (F) made pursuant to a home
2058 party plan sales and demonstration; or [(7)] (G) in the case of consumer
2059 goods, other than magazine sales or subscriptions, where the purchase
2060 price, whether under single or multiple contracts, does not exceed
2061 twenty-five dollars.

2062 [(b)] (2) "Consumer goods or services" means goods or services

2063 purchased, leased, or rented primarily for personal, family, or
2064 household purposes, including courses of instruction or training
2065 regardless of the purpose for which they are taken.

2066 [(c)] (3) "Seller" means any person, partnership, corporation, limited
2067 liability company or association engaged in home solicitation sales of
2068 consumer goods or services.

2069 [(d)] (4) "Place of business" means the main or permanent branch
2070 office or local address of a seller.

2071 [(e)] (5) "Purchase price" means the total price paid or to be paid for
2072 the consumer goods or services, including all interest and service
2073 charges.

2074 [(f)] (6) "Business day" means any calendar day except Saturday,
2075 Sunday or any [of the following business holidays: New Year's Day,
2076 Washington's Birthday, Memorial Day, Independence Day, Labor Day,
2077 Columbus Day, Veterans Day, Thanksgiving Day and Christmas Day]
2078 legal holiday designated, appointed or recommended under section 1-
2079 4.

2080 Sec. 40. Subsection (a) of section 36a-671b of the general statutes is
2081 repealed and the following is substituted in lieu thereof (*Effective July 1,*
2082 *2025*):

2083 (a) A debt negotiator shall provide to each debtor a contract that shall
2084 include a complete, detailed list of services to be performed, the costs of
2085 such services and the results to be achieved. Each debt negotiation
2086 service contract shall contain (1) a statement certifying that the person
2087 offering debt negotiation services has reviewed the consumer's debt,
2088 and (2) an individualized evaluation of the likelihood that the proposed
2089 debt negotiation services would reduce the consumer's debt or debt
2090 service or, if appropriate, prevent the consumer's residential home from
2091 being foreclosed. Each contract shall allow the consumer to cancel or
2092 rescind such contract within three business days after the date on which

2093 the consumer signed the contract. Such contract shall contain a clear and
2094 conspicuous caption that shall read, "Debtor's three-day right to cancel",
2095 along with the following statement: "If you wish to cancel this contract,
2096 you may cancel by mailing a written notice by certified or registered
2097 mail to the address specified below. The notice shall state that you do
2098 not wish to be bound by this contract and must be delivered or mailed
2099 before midnight of the third business day after you sign this contract."
2100 As used in this section, "business day" [has the same meaning as
2101 provided in section 42-134a] means any calendar day except Sunday or
2102 any of the following business holidays: New Year's Day, Washington's
2103 Birthday, Memorial Day, Independence Day, Labor Day, Columbus
2104 Day, Veterans Day, Thanksgiving Day and Christmas Day.

2105 Sec. 41. Subdivision (4) of section 42-481 of the general statutes is
2106 repealed and the following is substituted in lieu thereof (*Effective July 1,*
2107 *2025*):

2108 (4) "Sales representative" means a person who: (A) Establishes a
2109 business relationship with a principal to solicit orders for products or
2110 services, and (B) is compensated in whole, or in part, by commission.
2111 "Sales representative" does not include an employee or a person who
2112 places orders or purchases on the person's own account or for resale or
2113 a seller, as defined in [subsection (c) of] section 42-134a, as amended by
2114 this act; and

2115 Sec. 42. Section 42-135a of the general statutes is repealed and the
2116 following is substituted in lieu thereof (*Effective July 1, 2025*):

2117 No agreement in a home solicitation sale shall be effective against the
2118 buyer if [it] the agreement is not signed and dated by the buyer or if the
2119 seller shall:

2120 (1) Fail to furnish the buyer with a fully completed receipt or copy of
2121 all contracts and documents pertaining to such sale at the time of its
2122 execution, which contract shall be in the same language as that
2123 principally used in the oral sales presentation and which shall show the

2124 date of the transaction and shall contain the name and address of the
2125 seller, and in immediate proximity to the space reserved in the contract
2126 for the signature of the buyer, or on the front page of the receipt if a
2127 contract is not used, and in boldface type of a minimum size of [ten]
2128 twelve points, a statement in substantially the following form:

2129 YOU, THE BUYER, MAY CANCEL THIS TRANSACTION AT ANY
2130 TIME PRIOR TO MIDNIGHT OF THE THIRD BUSINESS DAY AFTER
2131 THE DATE OF THIS TRANSACTION. SEE THE ATTACHED NOTICE
2132 OF CANCELLATION FORM FOR AN EXPLANATION OF THIS
2133 RIGHT.

2134 (2) Fail to furnish each buyer, at the time such buyer signs the home
2135 solicitation sales contract or otherwise agrees to buy consumer goods or
2136 services from the seller, a [completed] form completed by the seller in
2137 duplicate, captioned "NOTICE OF CANCELLATION", which shall be
2138 attached to the contract or receipt and easily detachable, and which shall
2139 contain in [ten-point] twelve-point boldface type the following
2140 information and statements in the same language as that used in the
2141 contract:

2142 [NOTICE OF CANCELLATION

2143 (Date of Transaction)

2144 YOU MAY CANCEL THIS TRANSACTION, WITHOUT ANY
2145 PENALTY OR OBLIGATION, WITHIN THREE BUSINESS DAYS
2146 FROM THE ABOVE DATE.

2147 IF YOU CANCEL, ANY PROPERTY TRADED IN, ANY PAYMENTS
2148 MADE BY YOU UNDER THE CONTRACT OR SALE, AND ANY
2149 NEGOTIABLE INSTRUMENT EXECUTED BY YOU WILL BE
2150 RETURNED WITHIN TEN BUSINESS DAYS FOLLOWING RECEIPT
2151 BY THE SELLER OF YOUR CANCELLATION NOTICE, AND ANY
2152 SECURITY INTEREST ARISING OUT OF THE TRANSACTION WILL
2153 BE CANCELLED.

2154 IF YOU CANCEL, YOU MUST MAKE AVAILABLE TO THE
2155 SELLER AT YOUR RESIDENCE, IN SUBSTANTIALLY AS GOOD
2156 CONDITION AS WHEN RECEIVED, ANY GOODS DELIVERED TO
2157 YOU UNDER THIS CONTRACT OR SALE; OR YOU MAY, IF YOU
2158 WISH, COMPLY WITH THE INSTRUCTIONS OF THE SELLER
2159 REGARDING THE RETURN SHIPMENT OF THE GOODS AT THE
2160 SELLER'S EXPENSE AND RISK.

2161 IF YOU DO MAKE THE GOODS AVAILABLE TO THE SELLER
2162 AND THE SELLER DOES NOT PICK THEM UP WITHIN TWENTY
2163 DAYS OF THE DATE OF CANCELLATION, YOU MAY RETAIN OR
2164 DISPOSE OF THE GOODS WITHOUT ANY FURTHER OBLIGATION.
2165 IF YOU FAIL TO MAKE THE GOODS AVAILABLE TO THE SELLER,
2166 OR IF YOU AGREE TO RETURN THE GOODS TO THE SELLER AND
2167 FAIL TO DO SO, THEN YOU REMAIN LIABLE FOR PERFORMANCE
2168 OF ALL OBLIGATIONS UNDER THE CONTRACT.

2169 TO CANCEL THIS TRANSACTION, MAIL OR DELIVER A SIGNED
2170 AND DATED COPY OF THIS CANCELLATION NOTICE OR ANY
2171 OTHER WRITTEN NOTICE, OR SEND A TELEGRAM TO (Name of
2172 Seller) AT (Address of Seller's Place of Business) NOT LATER THAN
2173 MIDNIGHT OF (Date)

2174 I HEREBY CANCEL THIS TRANSACTION.

2175 (Date)

2176 (Buyer's Signature)]

2177 "NOTICE OF CANCELLATION

2178 Seller: (Seller's name inserted by seller)

2179 Date of Transaction: (Date of transaction inserted by seller)

2180 You have the right to cancel this contract or sale by following the
2181 instructions in this notice. Your deadline is midnight on (date of the

2182 third business day after the date of the transaction, as inserted in
2183 boldface type by seller) to cancel. You have until this deadline to sign,
2184 date, and send this notice of cancellation to the Seller by email, fax, or
2185 mail to the contact information listed below.

2186 (Instructions for seller: To determine the third business day, start
2187 counting on the day following the day when the transaction took place
2188 and do not count Saturdays, Sundays, or days designated as legal
2189 holidays in Connecticut.)

2190 There is no penalty if you cancel. You do not have any legal
2191 obligations under the contract if you cancel. If you cancel, the seller must
2192 return to you any payments made by you, any property you traded in,
2193 and any negotiable instrument executed by you, such as a personal
2194 check, money order or promissory note. The seller has ten days after it
2195 receives your cancellation notice to return those items to you. Any
2196 security interest arising out of the transaction will be cancelled, such as
2197 a legal claim or a lien on your property.

2198 If you cancel, you must make available to the seller any goods
2199 delivered to you under this contract or sale. The goods must be in
2200 substantially as good condition as when you received them. The seller
2201 can pick them up from your residence. If you make the goods available
2202 to the seller and the seller does not pick them up, after twenty calendar
2203 days have passed since you sent this notice to the seller, you may keep
2204 or dispose of the goods. If you do not make the goods available to the
2205 seller, you will still have to fulfill your contractual obligations.

2206 The seller may also tell you how to return the goods to the seller at
2207 the seller's own expense and risk, such as by mailing them to the seller.
2208 You do not have to agree to return the goods to the seller yourself, but
2209 if you agree to do so but fail to send the goods to the seller, you will still
2210 have to fulfill your contractual obligations.

2211 To cancel this contract or sale, you must sign and date this notice, and
2212 send it either by email, by fax, or by regular mail to:

2213 (Seller's name inserted by seller)

2214 Email: (Seller's business electronic mail address inserted by seller)

2215 OR

2216 Fax: (Seller's fax number inserted by seller)

2217 OR

2218 Regular mail: (Address of seller's place of business inserted by seller)

2219 I hereby cancel this transaction.

2220 Dated:

2221 Signed:"

2222 (3) Fail, before furnishing copies of the "Notice of Cancellation" to the
2223 buyer, to complete both copies by entering the name of the seller, the
2224 address of the seller's place of business, the date of the transaction, the
2225 seller's business electronic mail address, if any, and the date, not earlier
2226 than the third business day [following] after the date of the transaction,
2227 by which the buyer may give notice of cancellation.

2228 (4) Include in any home solicitation sale contract or receipt any
2229 confession of judgment or any waiver of any of the rights to which the
2230 buyer is entitled under this chapter, including specifically such buyer's
2231 right to cancel the sale in accordance with the provisions of this section.

2232 (5) Fail to inform each buyer, orally, at the time such buyer signs the
2233 contract or purchases the goods or services, of such buyer's right to
2234 cancel.

2235 (6) Misrepresent in any manner the buyer's right to cancel.

2236 (7) Fail or refuse to honor any valid notice of cancellation by a buyer
2237 and within ten business days after the receipt of such notice, to (A)

2238 refund all payments made under the contract or sale; (B) return any
2239 goods or property traded in, in substantially as good condition as when
2240 received by the seller; (C) cancel and return any negotiable instrument
2241 executed by the buyer in connection with the contract or sale and take
2242 any action necessary or appropriate to terminate promptly any security
2243 interest created in the transaction; and (D) cancel and return any
2244 contract executed by the buyer in connection with the transaction.

2245 (8) Negotiate, transfer, sell, or assign any note or other evidence of
2246 indebtedness to a finance company or other third party prior to
2247 midnight of the fifth business day following the date the contract was
2248 signed or the goods or services purchased.

2249 (9) Fail, within ten business days of receipt of the buyer's notice of
2250 cancellation, to notify such buyer whether the seller intends to repossess
2251 or to abandon any shipped or delivered goods.

2252 (10) Fail, when providing a digital copy of the agreement by
2253 electronic mail or any other electronic delivery method, to include the
2254 following statement, immediately adjacent to the body of the message,
2255 in at least twelve-point type or, if the body of the message is in larger
2256 size type, the same size type as the body of the message:

2257 PLEASE REVIEW IMPORTANT INFORMATION ABOUT YOUR
2258 RIGHT TO CANCEL THIS AGREEMENT IN THE "NOTICE OF
2259 CANCELLATION" BEING PROVIDED TO YOU.

2260 Sec. 43. Subsection (g) of section 42-179 of the general statutes is
2261 repealed and the following is substituted in lieu thereof (*Effective July 1,*
2262 *2025*):

2263 (g) (1) No motor vehicle which is returned to any person pursuant to
2264 any provision of this chapter or in settlement of any dispute related to
2265 any complaint made under the provisions of this chapter and which
2266 requires replacement or refund shall be resold, transferred or leased in
2267 the state without clear and conspicuous written disclosure of the fact

2268 that such motor vehicle was so returned prior to resale or lease. Such
2269 disclosure shall be affixed to the motor vehicle and shall be included in
2270 any contract for sale or lease. The Commissioner of Motor Vehicles shall,
2271 by regulations adopted in accordance with the provisions of chapter 54,
2272 prescribe the form and content of any such disclosure statement and
2273 establish provisions by which the commissioner may remove such
2274 written disclosure after such time as the commissioner may determine
2275 that such motor vehicle is no longer defective.

2276 (2) For any motor vehicle subject to a complaint made under the
2277 provisions of this chapter, if a manufacturer accepts the return of a
2278 motor vehicle or compensates any person who accepts the return of a
2279 motor vehicle, whether the return is pursuant to an arbitration award or
2280 settlement, such manufacturer shall stamp the words
2281 "MANUFACTURER BUYBACK-LEMON" clearly and conspicuously
2282 on the face of the original title in letters at least one-quarter inch high
2283 and, not later than thirty days after receipt of the title, shall submit a
2284 copy of the stamped title to the Department of Motor Vehicles and
2285 electronically remit evidence of such submission to the Department of
2286 Consumer Protection within such thirty-day period. The Department of
2287 Motor Vehicles shall maintain a listing of such buyback vehicles and in
2288 the case of any request for a title for a buyback vehicle, shall cause the
2289 words "MANUFACTURER BUYBACK-LEMON" to appear clearly and
2290 conspicuously on the face of the new title in letters which are at least
2291 one-quarter inch high. Any person who applies for a title shall disclose
2292 to the department the fact that such vehicle was returned as set forth in
2293 this subsection.

2294 (3) If a manufacturer accepts the return of a motor vehicle from a
2295 consumer due to a nonconformity or defect, in exchange for a refund or
2296 a replacement vehicle, whether as a result of an administrative or
2297 judicial determination, an arbitration proceeding or a voluntary
2298 settlement, the manufacturer shall notify the Department of Motor
2299 Vehicles and shall provide the department with all relevant information,
2300 including the year, make, model, vehicle identification number and

2301 prior title number of the vehicle. Such manufacturer shall stamp the
2302 words "MANUFACTURER BUYBACK-LEMON" clearly and
2303 conspicuously on the face of the original title in letters at least one-
2304 quarter-inch high, and, not later than thirty days after receipt of the title,
2305 shall submit a copy of the stamped title to the Department of Motor
2306 Vehicles and remit evidence of such submission to the Department of
2307 Consumer Protection, in a form and manner prescribed by the
2308 Commissioner of Consumer Protection, within such thirty-day period.
2309 The Commissioner of Motor Vehicles shall adopt regulations in
2310 accordance with chapter 54 specifying the format and time period in
2311 which such information shall be provided and the nature of any
2312 additional information which the commissioner may require.

2313 (4) The provisions of this subsection shall apply to motor vehicles
2314 originally returned in another state from a consumer due to a
2315 nonconformity or defect in exchange for a refund or replacement vehicle
2316 and which a lessor or transferor with actual knowledge subsequently
2317 sells, transfers or leases in this state.

2318 (5) If a manufacturer fails to stamp, submit and remit evidence of
2319 submission of a title as required by this subsection within thirty days of
2320 receipt of the title, the Department of Consumer Protection may impose
2321 a fine not to exceed ten thousand dollars on the manufacturer. Any such
2322 fine shall be deposited into the new automobile warranties account
2323 established pursuant to section 42-190. A manufacturer that is aggrieved
2324 by a fine imposed pursuant to this subsection may, within ten days of
2325 receipt of written notice of such fine from the department, request, in
2326 writing, a hearing. The department shall, upon the receipt of all
2327 documentation necessary to evaluate the request, determine whether
2328 circumstances beyond the manufacturer's control prevented
2329 performance, and may conduct a hearing pursuant to chapter 54, if
2330 appropriate.

2331 Sec. 44. Section 42-158ff of the general statutes is repealed and the
2332 following is substituted in lieu thereof (*Effective October 1, 2025*):

2333 (a) For the purposes of this section:

2334 (1) "Automatic renewal provision" means any provision that is
2335 included in a consumer agreement under which a business that is a
2336 party to such agreement may renew such agreement without any action
2337 on the part of a consumer who is a party to such agreement;

2338 (2) "Business" means any individual or sole proprietorship,
2339 partnership, firm, corporation, trust, limited liability company, limited
2340 liability partnership, joint stock company, joint venture, association or
2341 other legal entity through which commerce for profit or not for profit is
2342 conducted;

2343 (3) "Clearly and conspicuously disclose" means (A) for a disclosure
2344 made electronically or in writing, to make such disclosure (i) in a
2345 manner that may be retained by the consumer, and (ii) in text that is (I)
2346 larger than the size of any surrounding text, or (II) the same size as the
2347 surrounding text but in a typeface, font or color that contrasts with such
2348 surrounding text or is set off from such surrounding text by symbols or
2349 other marks that draw the consumer's attention to such disclosure, and
2350 (B) for a disclosure made verbally or telephonically, to make such
2351 disclosure in a volume and cadence that is readily audible to, and
2352 understandable by, the consumer;

2353 [(3)] (4) "Consumer" means any individual who is a resident of this
2354 state and a prospective recipient of consumer goods or consumer
2355 services;

2356 [(4)] (5) "Consumer agreement" means any verbal, telephonic, written
2357 or electronic agreement, initially entered into or amended on or after
2358 October 1, 2023, between a business and a consumer under which a
2359 business agrees to provide consumer goods or consumer services to a
2360 consumer. "Consumer agreement" does not include any such agreement
2361 (A) concerning any service provided by a business or its affiliate where
2362 either the business or its affiliate is doing business pursuant to (i) a
2363 franchise issued by a political subdivision of the state, or (ii) a license,

2364 franchise, certificate or other authorization issued by the Public Utilities
2365 Regulatory Authority, (B) concerning any service provided by a
2366 business or its affiliate where either the business or its affiliate is
2367 regulated by the Public Utilities Regulatory Authority, the Federal
2368 Communications Commission or the Federal Energy Regulatory
2369 Commission, (C) with any entity regulated by the Insurance
2370 Department or an affiliate of such entity, (D) with any bank, out-of-state
2371 bank, bank holding company, Connecticut credit union, federal credit
2372 union or out-of-state credit union, as said terms are defined in section
2373 36a-2, or any subsidiary thereof, or (E) concerning any global or national
2374 service largely or predominately consisting of audiovisual content;

2375 [(5)] (6) "Consumer good" means any article that is purchased, leased,
2376 exchanged or received primarily for personal, family or household
2377 purposes;

2378 [(6)] (7) "Consumer service" means any service that is purchased,
2379 leased, exchanged or received primarily for personal, family or
2380 household purposes; and

2381 [(7)] (8) "Continuous services provision" means any provision that is
2382 included in a consumer agreement under which a business that is a
2383 party to such agreement may continue to provide consumer services to
2384 a consumer who is a party to such agreement until the consumer takes
2385 action to prevent or terminate such business's provision of such
2386 consumer services under such agreement.

2387 (b) (1) No business shall enter into, or offer to enter into, a consumer
2388 agreement with a consumer if such agreement includes an automatic
2389 renewal provision or a continuous services provision, unless:

2390 (A) Such business establishes and maintains a toll-free telephone
2391 number, an electronic mail address or postal address, or the online
2392 means required under subsection (d) of this section, which the consumer
2393 may use to prevent automatic renewal or prevent or terminate
2394 continuous consumer services;

2395 (B) Where such consumer agreement contains an automatic renewal
2396 provision, such business clearly and conspicuously discloses to the
2397 consumer, [electronically, verbally, telephonically or in writing in the
2398 manner specified in subdivision (2) of this subsection and] before such
2399 automatic renewal, (i) that the business will automatically renew such
2400 agreement until such consumer takes action to prevent such automatic
2401 renewal, (ii) a description of the actions such consumer is required to
2402 take to prevent any automatic renewal of such agreement and, if
2403 disclosed electronically, a link or other electronic means such consumer
2404 may use to take such actions as described in subsection (d) of this
2405 section, (iii) all recurring charges that will be charged to the consumer's
2406 credit card, debit card or third-party payment account for any automatic
2407 renewal of such agreement and, if the amount of such charges is subject
2408 to change, the amount of such change if known by such business, (iv)
2409 the length of any automatic renewal term for such agreement unless the
2410 consumer selects the length of such term, (v) any additional provisions
2411 concerning such renewal term, (vi) any minimum purchase obligation,
2412 and (vii) contact information for such business;

2413 (C) Where such consumer agreement contains a continuous services
2414 provision, such business clearly and conspicuously discloses to the
2415 consumer, [electronically, verbally, telephonically or in writing in the
2416 manner specified in subdivision (2) of this subsection and] before such
2417 consumer enters into such agreement, (i) that the business will provide
2418 continuous consumer services under such agreement until such
2419 consumer takes action to prevent or terminate such continuous
2420 consumer services, (ii) a description of the actions such consumer is
2421 required to take to prevent or terminate such continuous consumer
2422 services, (iii) all recurring charges that will be charged to the consumer's
2423 credit card, debit card or third-party payment account for such
2424 continuous consumer services and, if the amount of such charges is
2425 subject to change, the amount of such change if known by such business,
2426 (iv) the duration of such continuous consumer services, (v) any
2427 additional provisions concerning such continuous consumer services,

2428 (vi) any minimum purchase obligation, and (vii) contact information for
2429 such business;

2430 (D) If such business intends to make any material change in the terms
2431 of such automatic renewal provision or continuous services provision,
2432 such business clearly and conspicuously discloses to the consumer,
2433 [electronically, verbally, telephonically or in writing in the manner
2434 specified in subdivision (2) of this subsection and] before such business
2435 makes such material change, the material change and a description of
2436 the actions such consumer is required to take to cancel such automatic
2437 renewal or terminate such continuous consumer services;

2438 (E) If such consumer agreement includes a free gift or trial period,
2439 such business clearly and conspicuously discloses to the consumer,
2440 [electronically, verbally, telephonically or in writing in the manner
2441 specified in subdivision (2) of this subsection] before such consumer
2442 enters into such agreement, (i) the price that such consumer will be
2443 charged following expiration of such period, and (ii) any manner in
2444 which the pricing for such agreement will change following expiration
2445 of such period; and

2446 (F) (i) Except as provided in subparagraph (F)(iii) of this subdivision,
2447 if such consumer agreement is offered electronically or telephonically
2448 and includes a free gift or trial period, or a discounted or promotional
2449 price period, such business clearly and conspicuously discloses to the
2450 consumer, [electronically or telephonically in the manner specified in
2451 subdivision (2) of this subsection and] not later than the time specified
2452 in subparagraph (F)(ii) of this subdivision, (I) that such business will
2453 automatically renew, or provide continuous consumer services under,
2454 such agreement until such consumer takes action to prevent such
2455 automatic renewal or prevent or terminate such continuous consumer
2456 services, (II) the duration of such automatic renewal term or continuous
2457 consumer services, (III) any additional provisions concerning such
2458 renewal term or continuous consumer services, (IV) a description of the
2459 actions such consumer is required to take to prevent such automatic

2460 renewal or prevent or terminate such continuous consumer services,
2461 and (V) if such agreement is offered electronically, a prominently
2462 displayed direct link or button, or an electronic mail message, required
2463 under subsection (d) of this section.

2464 (ii) Except as provided in subparagraph (F)(iii) of this subdivision, if
2465 such business is required to make a disclosure pursuant to
2466 subparagraph (F)(i) of this subdivision, such business [makes such
2467 disclosure] clearly and conspicuously discloses (I) where the free gift or
2468 trial period, or discounted or promotional price period, is at least thirty-
2469 two days in duration, at least twenty-one days after such period
2470 commences and not earlier than three days before such period expires,
2471 or (II) where the free gift or trial period, or discounted or promotional
2472 price period, is at least one year in duration, at least fifteen days but not
2473 more than forty-five days before such period expires.

2474 (iii) Such business shall not be required to make the disclosure
2475 required under subparagraph (F)(i) or (F)(ii) of this subdivision if such
2476 business has not collected, or does not maintain, the consumer's
2477 electronic mail address or telephone number, as applicable, and is
2478 unable to make such disclosure to such consumer by other electronic
2479 means. For the purposes of subparagraphs (E) and (F) of this
2480 subdivision, "free gift" does not include a free promotional item or gift
2481 that a business gives to a consumer if such item or gift differs from the
2482 consumer goods or consumer services that are the subject of the
2483 consumer agreement between the business and the consumer.

2484 (2) Each business that is required to make any disclosure under
2485 subdivision (1) of this subsection shall:

2486 (A) If the consumer agreement is offered, or entered into,
2487 electronically or in writing, make such disclosure [(i) in a manner that
2488 may be retained by the consumer, and (ii) in text that is (I) larger than
2489 the size of any surrounding text, or (II) the same size as the surrounding
2490 text but in a typeface, font or color that contrasts with such surrounding

2491 text or is set off from such surrounding text by symbols or other marks
2492 that draw the consumer's attention to such disclosure] (i) clearly and
2493 conspicuously, and (ii) electronically or in writing; or

2494 (B) If the consumer agreement is offered, or entered into, verbally or
2495 telephonically, make such disclosure [in a volume and cadence that is
2496 readily audible to, and understandable by, the consumer] (i) clearly and
2497 conspicuously, and (ii) verbally or telephonically.

2498 (c) No business that enters into, or offers to enter into, a consumer
2499 agreement that includes an automatic renewal provision or a
2500 continuous services provision shall charge the consumer's credit card,
2501 debit card or third-party payment account for any automatic renewal or
2502 continuous consumer services, regardless of whether such renewal or
2503 continuous consumer services are offered or provided at a promotional
2504 or discounted price, unless such business has obtained such consumer's
2505 affirmative consent to such renewal or continuous consumer services.
2506 In considering whether a business has obtained affirmative consent in
2507 accordance with the provisions of this subsection, a state agency or court
2508 of competent jurisdiction shall consider, without limitation, whether the
2509 business has produced a record of such affirmative consent obtained in
2510 accordance with the provisions of sections 52-570d and 53a-189.

2511 (d) (1) Each business that enters into a consumer agreement online
2512 shall, if such agreement includes an automatic renewal provision or
2513 continuous services provision, allow the consumer to take any action
2514 necessary to prevent such automatic renewal or prevent or terminate
2515 such continuous consumer services online and without requiring such
2516 consumer to take any offline action to prevent such automatic renewal
2517 or prevent or terminate such continuous consumer services. No
2518 business that is subject to the provisions of this subdivision shall take
2519 any action to obstruct or delay a consumer's efforts to prevent automatic
2520 renewal of, or prevent or terminate provision of continuous consumer
2521 services under, a consumer agreement pursuant to this subdivision.
2522 Each business that is subject to the provisions of this subdivision shall

2523 enable a consumer to prevent automatic renewal of, or prevent or
2524 terminate provision of continuous consumer services under, a consumer
2525 agreement pursuant to this subdivision by way of:

2526 (A) A prominently displayed direct link or button, which may be
2527 located within the consumer's (i) account or profile, or (ii) device or user
2528 settings; or

2529 (B) An electronic mail message from the business to the consumer,
2530 which is immediately accessible by the consumer and to which the
2531 consumer may reply without obtaining any additional information.

2532 (2) Notwithstanding subdivision (1) of this subsection, a business
2533 may require a consumer who maintains an account with the business to
2534 enter the consumer's account information, or otherwise authenticate
2535 such consumer's identity, online before such consumer may take any
2536 action to prevent automatic renewal of, or prevent or terminate
2537 provision of continuous consumer services under, a consumer
2538 agreement pursuant to subdivision (1) of this subsection. No consumer
2539 who is unwilling or unable to enter the consumer's account information,
2540 or otherwise authenticate such consumer's identity, online under this
2541 subdivision shall be precluded from authenticating such consumer's
2542 identity, or taking action to prevent such automatic renewal or prevent
2543 or terminate provision of continuous consumer services, offline by any
2544 other method set forth in subparagraph (A) of subdivision (1) of
2545 subsection (b) of this section.

2546 (e) Nothing in this section shall be construed to create a private right
2547 of action.

2548 Sec. 45. Sections 20-341s to 20-341bb, inclusive, of the general statutes
2549 are repealed. (*Effective October 1, 2025*)

<p>This act shall take effect as follows and shall amend the following sections:</p>
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Section 1	<i>from passage</i>	20-281(b)
Sec. 2	<i>from passage</i>	20-281c(a) to (c)
Sec. 3	<i>from passage</i>	20-289
Sec. 4	<i>from passage</i>	20-290
Sec. 5	<i>from passage</i>	20-292
Sec. 6	<i>from passage</i>	20-298
Sec. 7	July 1, 2025	20-314(c)
Sec. 8	<i>from passage</i>	20-324e
Sec. 9	<i>from passage</i>	20-333(b)
Sec. 10	October 1, 2025	20-341
Sec. 11	July 1, 2025	20-341gg(b)
Sec. 12	<i>from passage</i>	20-417a
Sec. 13	<i>from passage</i>	20-417i(d) to (n)
Sec. 14	<i>from passage</i>	20-450
Sec. 15	<i>from passage</i>	20-452
Sec. 16	October 1, 2025	20-457
Sec. 17	<i>from passage</i>	21-35b
Sec. 18	<i>from passage</i>	21-35c
Sec. 19	<i>from passage</i>	21-35d
Sec. 20	<i>from passage</i>	21-35e
Sec. 21	<i>from passage</i>	21-35f
Sec. 22	July 1, 2025	21-82(a) to (h)
Sec. 23	July 1, 2025	21-83c
Sec. 24	July 1, 2025	47a-14h(a)
Sec. 25	<i>from passage</i>	21a-9(c)
Sec. 26	<i>from passage</i>	21a-11(a)
Sec. 27	<i>from passage</i>	21a-38(a) and (b)
Sec. 28	<i>from passage</i>	21a-54
Sec. 29	October 1, 2025	21a-118(b)
Sec. 30	<i>from passage</i>	21a-152(c) and (d)
Sec. 31	October 1, 2025	21a-217
Sec. 32	October 1, 2025	21a-218(a)
Sec. 33	October 1, 2025	21a-223(a) and (b)
Sec. 34	October 1, 2025	21a-226(g) and (h)
Sec. 35	October 1, 2025	21a-430(a)
Sec. 36	<i>from passage</i>	21a-434
Sec. 37	<i>from passage</i>	42-110d
Sec. 38	<i>from passage</i>	42-110j
Sec. 39	July 1, 2025	42-134a

Sec. 40	<i>July 1, 2025</i>	36a-671b(a)
Sec. 41	<i>July 1, 2025</i>	42-481(4)
Sec. 42	<i>July 1, 2025</i>	42-135a
Sec. 43	<i>July 1, 2025</i>	42-179(g)
Sec. 44	<i>October 1, 2025</i>	42-158ff
Sec. 45	<i>October 1, 2025</i>	Repealer section

Statement of Purpose:

To implement the Department of Consumer Protection's recommendations regarding (1) public accountancy and certified public accountants, (2) architects and the practice of architecture, (3) real estate licensees, (4) the skilled trades, (5) major contractors, (6) new home construction contractors and the New Home Construction Guaranty Fund, (7) community association managers, (8) closing-out sales, (9) mobile manufactured homes and mobile manufactured home parks, (10) the Commissioner of Consumer Protection's enforcement powers and the enforcement powers of various boards and commissions, (11) pure food and drugs, (12) the Connecticut Food, Drug and Cosmetic Act, (13) bakeries, food manufacturing establishments and food warehouses, (14) health clubs, (15) donation bins, (16) acceptance of cash as a form of payment, (17) the Connecticut Unfair Trade Practices Act, (18) the Home Solicitation Sales Act, (19) new motor vehicle warranties, (20) automatic renewal and continuous services provisions, and (21) mechanical contractors.

[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.]