



House of Representatives

General Assembly

File No. 677

January Session, 2003

House Bill No. 6638

House of Representatives, May 13, 2003

The Committee on Finance, Revenue and Bonding reported through REP. STILLMAN of the 38th Dist., Chairperson of the Committee on the part of the House, that the bill ought to pass.

***AN ACT INCREASING PENALTIES FOR VIOLATIONS OF
APPRENTICE PERMIT AND OCCUPATIONAL LICENSING LAWS.***

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

1 Section 1. Subsection (b) of section 20-341 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2003*):

4 (b) The appropriate examining board may, after notice and hearing,
5 impose a civil penalty on any person who engages in or practices the
6 work or occupation for which a license or apprentice registration
7 certificate is required by this chapter, chapter 394 or chapter 482
8 without having first obtained such a certificate or license, or who
9 wilfully employs or supplies for employment a person who does not
10 have such a license or certificate or who wilfully and falsely pretends
11 to qualify to engage in or practice such work or occupation, or who
12 engages in or practices any of the work or occupations for which a
13 license or certificate is required by this chapter, chapter 394 or chapter

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Type	FY 04 \$	FY 05 \$
Consumer Protection, Dept.	CP Enforcement Fund - Revenue Gain	Up to 300,000	Up to 300,000

Municipal Impact: None

Explanation

This bill doubles the civil penalties that occupational licensing boards can impose on persons performing or providing work without the appropriate occupational license or apprenticeship certificate.

Passage of the bill has a potential revenue gain of perhaps an additional \$300,000 annually. In FY 02, the Department of Consumer Protection collected \$315,404 in occupational licensing fines, all of which were deposited in the Consumer Protection Enforcement Fund. The exact revenue gain, however, is indeterminate because the bill reflects maximum penalties and not the amounts the examining boards or commissions would actually assess against violators.

OLR Bill Analysis

HB 6638

AN ACT INCREASING PENALTIES FOR VIOLATIONS OF APPRENTICE PERMIT AND OCCUPATIONAL LICENSING LAWS**SUMMARY:**

This bill doubles civil penalties that occupational licensing boards may impose on those who perform or willfully employ others in work without the appropriate occupational license or apprenticeship certificate. It increases (1) the first-offense maximum penalty from \$1,000 to \$2,000, (2) the second-offense maximum from \$1,500 to \$3,000, and (3) each violation within three years after a second or subsequent violation from \$3,000 to \$6,000 maximum.

EFFECTIVE DATE: October 1, 2003

VIOLATIONS

The bill increases the civil penalties for (1) working without a required license or certificate, (2) willfully employing or providing for employment someone without a required credential, (3) willfully and falsely pretending to qualify for a credential, (4) working with an expired credential, or (5) violating any licensing law. By law, the penalties may be imposed only after a hearing.

TYPES OF OCCUPATIONAL BOARDS

The bill, like current law, applies to a wide range of occupational licenses and apprentice certificates issued by occupational licensing (examining) boards in the Department of Consumer Protection. These boards license: electrical work; heating, piping, cooling, and sheet metal work; plumbing and piping; well-drilling; elevator installation, repair, and maintenance; fire protection sprinkler systems work; and automotive glass and flat glass work.

COMMITTEE ACTION

Labor and Public Employees Committee

Joint Favorable Change of Reference
Yea 13 Nay 1

Finance, Revenue and Bonding Committee

Joint Favorable Report
Yea 44 Nay 0