



General Assembly

January Session, 2005

**Committee Bill No. 158**

LCO No. 3221

\* SB00158BA 031605 \*

Referred to Committee on Banks

Introduced by:  
(BA )

**AN ACT CONCERNING DISCLOSURE OF CUSTOMER FINANCIAL RECORDS BY A FINANCIAL INSTITUTION PURSUANT TO A SUBPOENA.**

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

1 Section 1. Subsection (b) of section 36a-43 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective*  
3 *October 1, 2005*):

4 (b) A customer of a financial institution shall have standing to  
5 challenge a subpoena of the customer's financial records, by filing an  
6 application or motion to quash in a court of competent jurisdiction,  
7 [within the ten-day notice period required by subsection (a) of this  
8 section.] Upon the filing of such application or motion by the  
9 customer, and service of such application or motion upon the financial  
10 institution and the person issuing the subpoena, production of the  
11 records shall be stayed, without liability to the financial institution,  
12 until the court holds a hearing on the motion or application and an  
13 order is entered sustaining, modifying or quashing the subpoena.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2005</i>	36a-43(b)
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**BA**      *Joint Favorable*