



Senate

General Assembly

File No. 47

February Session, 2006

Senate Bill No. 173

Senate, March 21, 2006

The Committee on General Law reported through SEN. COLAPIETRO of the 31st Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

AN ACT CONCERNING ARCHITECTS.

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

1 Section 1. Section 20-294 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2006*):

3 The board may suspend for a definite period, not to exceed one
4 year, or revoke any license or certificate of authority issued under this
5 chapter, after notice and hearing in accordance with the regulations
6 adopted by the Commissioner of Consumer Protection, or may
7 officially censure any person holding any such license or certificate of
8 authority and may assess a civil penalty of up to one thousand dollars,
9 (1) if it is shown that the license or certificate was obtained through
10 fraud or misrepresentation, (2) if the holder of the license or certificate
11 has been found guilty by the board or by a court of competent
12 jurisdiction of any fraud or deceit in such holder's professional practice
13 or has been convicted of a felony, (3) if the holder of the license or
14 certificate has been found guilty by the board of gross incompetency or
15 of negligence in the planning or construction of buildings, or (4) if it is

16 shown to the satisfaction of the board that the holder of the license or
 17 certificate has violated any provision of this chapter or any regulation
 18 adopted under this chapter. The board may reissue any such license or
 19 certificate which has been revoked, and may modify the suspension of
 20 any such license or certificate which has been suspended.

21 Sec. 2. Section 20-296 of the general statutes is repealed and the
 22 following is substituted in lieu thereof (*Effective October 1, 2006*):

23 The board may, upon the complaint of any one or more licensed
 24 architects or on its own motion, request the Department of Consumer
 25 Protection to inquire into the existence of any violations of the
 26 provisions of this chapter or the regulations adopted under this
 27 chapter. If the board determines that a violation of any such provision
 28 or regulation exists, the board may issue an appropriate order to the
 29 person or persons found to be so violating such provision or
 30 regulation, providing for the immediate discontinuance of such
 31 violation, or may assess a civil penalty of up to one thousand dollars,
 32 or both.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2006</i>	20-294
Sec. 2	<i>October 1, 2006</i>	20-296

GL *Joint Favorable*

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-Effect	FY 07 \$	FY 08 \$
Consumer Protection, Dept.	GF - Revenue Gain	Potential Minimal	Potential Minimal

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill authorizes the Architectural Licensing Board to impose a civil penalty of up to \$1,000 on a licensed architect for various offenses. This could result in a minimal revenue gain to the state.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation.

OLR Bill Analysis
SB 173

AN ACT CONCERNING ARCHITECTS.

SUMMARY:

This bill authorizes the Architectural Licensing Board to impose a civil penalty of up to \$1,000 on a licensed architect (1) for obtaining a license through fraud or misrepresentation, (2) who has been found guilty by (a) the board or in court of fraud or deceit in professional practice or (b) the board of gross incompetence or negligence in building planning or construction, (3) who has been convicted of a felony or, (4) who the board finds has violated any statute or regulation relating to the licensing of architects. Current law gives the board the authority to suspend or revoke a license, censure a licensee, or issue compliance orders for the same offenses.

EFFECTIVE DATE: October 1, 2006

BACKGROUND

Related Bill

SB 563 authorizes this board and three others in the Department of Consumer Protection to impose civil penalties of up to \$1,000.

COMMITTEE ACTION

General Law Committee

Joint Favorable

Yea 16 Nay 0 (03/07/2006)