



General Assembly

Amendment

February Session, 2008

LCO No. 5639

SB0045405639SD0

Offered by:

SEN. WILLIAMS, 29th Dist.
SEN. LOONEY, 11th Dist.
SEN. GAFFEY, 13th Dist.

SEN. HANDLEY, 4th Dist.
SEN. MCDONALD, 27th Dist.
SEN. STILLMAN, 20th Dist.

To: Subst. Senate Bill No. 454

File No. 371

Cal. No. 225

**"AN ACT CONCERNING WORKERS' COMPENSATION
DISCLOSURES ON CONSTRUCTION SITES."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective July 1, 2008*) (a) There is established a
4 joint enforcement commission on employee misclassification. The
5 commission shall consist of the Labor Commissioner, the
6 Commissioner of Revenue Services, the chairperson of the Workers'
7 Compensation Commission, the Attorney General and the Chief State's
8 Attorney, or their designees.

9 (b) The joint enforcement commission on employee misclassification
10 shall meet not less than four times each year. The task force shall
11 review the problem of employee misclassification by employers for the
12 purposes of avoiding their obligations under state and federal labor,
13 employment and tax laws. The commission shall coordinate the civil

14 prosecution of violations of state and federal laws as a result of
15 employee misclassification and shall report any suspected violation of
16 state criminal statutes to the Chief State's Attorney or the State's
17 Attorney serving the district in which the violation is alleged to have
18 occurred.

19 (c) On or before February 1, 2010, and annually thereafter, the
20 commission shall report, in accordance with section 11-4a of the
21 general statutes, to the Governor and the joint standing committee of
22 the General Assembly having cognizance of matters relating to labor.
23 The report shall summarize the commission's actions for the preceding
24 calendar year and include any recommendations for administrative or
25 legislative action.

26 Sec. 2. (NEW) (*Effective July 1, 2008*) There is established the
27 Employee Misclassification Advisory Board to advise the joint
28 enforcement commission on employee misclassification established
29 pursuant to section 1 of this act on misclassification in the construction
30 industry in this state. The advisory board shall consist of members
31 representing management and labor in the construction industry and
32 shall be appointed as follows: One member representing labor and one
33 member representing management, appointed by the Governor; one
34 member representing labor, appointed by the speaker of the House of
35 Representatives; one member representing management, appointed by
36 the minority leader of the House of Representatives; one member
37 representing management, appointed by the president pro tempore of
38 the Senate and one member representing labor, appointed by the
39 minority leader of the Senate. All appointments shall be made by
40 August 1, 2008. The terms of members shall be coterminous with the
41 terms of the appointing authority for each member and any vacancy
42 shall be filled by the appointing authority. Members of the advisory
43 board shall serve without compensation but shall, within available
44 funds, be reimbursed for expenses necessarily incurred in the
45 performance of their duties."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2008</i>	New section
Sec. 2	<i>July 1, 2008</i>	New section