



General Assembly

Amendment

January Session, 2009

LCO No. 7476

HB0664207476HDO

Offered by:

REP. LAWLOR, 99th Dist.

REP. FOX, 146th Dist.

To: Subst. House Bill No. 6642

File No. 672

Cal. No. 450

**"AN ACT CONCERNING SOLICITATION OF CLIENTS, PATIENTS
OR CUSTOMERS."**

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

3 "Section 1. (NEW) (*Effective October 1, 2009*) (a) For the purposes of
4 this section:

5 (1) "Provider" means an attorney, a health care professional, as
6 defined in section 19a-12a of the general statutes, an owner or operator
7 of an office or facility where an attorney or health care professional
8 provides services, any person who, by his or her representations,
9 creates a reasonable belief that such person or such person's
10 professional practice, office or facility can provide legal or health care
11 services or any person employed by or acting on behalf of any of such
12 persons;

13 (2) "Public media" means telephone directories, professional

14 directories, newspapers and other periodicals, radio, television,
15 billboards and mailed or electronically transmitted written
16 communications that do not involve in-person contact with a specific
17 prospective client, patient or customer; and

18 (3) "Runner" means a person who, for a pecuniary benefit, procures
19 or attempts to procure a client, patient or customer at the direction of,
20 request of or in cooperation with a provider whose purpose is to seek
21 to obtain benefits under an insurance contract or assert a claim against
22 an insured or an insurance company for providing services to the
23 client, patient or customer, or to obtain benefits under or assert a claim
24 against a state or federal health care benefits program or prescription
25 drug assistance program, except that "runner" does not include (A) a
26 person who procures or attempts to procure a client, patient or
27 customer for a provider through public media, (B) a person who refers
28 a prospective client, patient or customer to a provider as otherwise
29 authorized by law, (C) a person who facilitates, presents or speaks at a
30 meeting, program or seminar that is open to the public and at which
31 information about a provider's services are discussed, or (D) a person
32 who is a bona fide employee of a provider who responds to an inquiry
33 or request for information initiated by a prospective client, patient or
34 customer.

35 (b) A person who knowingly acts as a runner or uses, solicits,
36 directs, hires or employs another person to act as a runner shall be
37 fined not more than five thousand dollars or imprisoned not more than
38 one year, or both.

39 (c) The provisions of subsection (b) of this section shall not apply to
40 the referral of persons between attorneys, between health care
41 professionals or between attorneys and health care professionals.

42 (d) The provisions of this section shall be in addition to, and shall
43 not be construed to limit or restrict, the provisions of sections 51-86, 51-
44 87 and 51-87a of the general statutes."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2009</i>	New section