



General Assembly

Amendment

January Session, 2009

LCO No. 8423

HB0618708423HRO

Offered by:
REP. AMAN, 14th Dist.

To: Subst. House Bill No. 6187 File No. 981 Cal. No. 109

(As Amended by House Amendment Schedule "A")

"AN ACT MANDATING EMPLOYERS PROVIDE PAID SICK LEAVE TO EMPLOYEES."

1 Strike subsection (c) of section 3 and insert the following in lieu
2 thereof:

3 (c) Nothing in sections 1 to 5, inclusive, of this act shall be deemed
4 to require any employer to provide paid sick leave for an employee's
5 leave for any purpose other than those described in this section. Any
6 employee that uses paid sick leave for any purpose other than those
7 described in this section may be: (1) Discharged by the employer, (2)
8 denied benefits pursuant to chapter 567 of the general statutes, and (3)
9 criminally liable for theft of services pursuant to subdivision (7) of
10 section 53a-119 of the general statutes.

11 After the last section, add the following and renumber sections and
12 internal references accordingly:

13 "Sec. 501. Subdivision (7) of section 53a-119 of the general statutes is
14 repealed and the following is substituted in lieu thereof (*Effective*
15 *January 1, 2010*):

16 (7) Theft of services. A person is guilty of theft of services when: (A)
17 With intent to avoid payment for restaurant services rendered, or for
18 services rendered to him as a transient guest at a hotel, motel, inn,
19 tourist cabin, rooming house or comparable establishment, he avoids
20 such payment by unjustifiable failure or refusal to pay, by stealth, or
21 by any misrepresentation of fact which he knows to be false; or (B) (i)
22 with intent to obtain railroad, subway, bus, air, taxi or any other public
23 transportation service without payment of the lawful charge therefor
24 or to avoid payment of the lawful charge for such transportation
25 service which has been rendered to him, he obtains such service or
26 avoids payment therefor by force, intimidation, stealth, deception or
27 mechanical tampering, or by unjustifiable failure or refusal to pay, or
28 (ii) with intent to obtain the use of equipment, including a motor
29 vehicle, without payment of the lawful charge therefor, or to avoid
30 payment of the lawful charge for such use which has been permitted
31 him, he obtains such use or avoids such payment therefor by means of
32 any false or fraudulent representation, fraudulent concealment, false
33 pretense or personation, trick, artifice or device, including, but not
34 limited to, a false representation as to his name, residence,
35 employment, or driver's license; [or] (C) obtaining or having control
36 over labor in the employ of another person, or of business, commercial
37 or industrial equipment or facilities of another person, knowing that he
38 is not entitled to the use thereof, and with intent to derive a
39 commercial or other substantial benefit for himself or a third person,
40 he uses or diverts to the use of himself or a third person such labor,
41 equipment or facilities; or (D) using paid sick leave for purposes other
42 than those described in section 3 of this act, knowing that he or she is
43 not entitled to use such leave for that purpose, and with intent to
44 derive a personal benefit at the expense of his or her employer, he or
45 she uses such paid sick leave."