



General Assembly

January Session, 2013

**Raised Bill No. 879**

LCO No. 2775



Referred to Committee on GENERAL LAW

Introduced by:  
(GL)

**AN ACT CONCERNING THE CONFIDENTIALITY OF INFORMATION  
OBTAINED BY THE ATTORNEY GENERAL DURING THE COURSE OF  
ANTITRUST INVESTIGATIONS.**

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

1 Section 1. Section 35-42 of the general statutes is amended by adding  
2 subsection (i) as follows (*Effective October 1, 2013*):

3 (NEW) (i) Notwithstanding the prohibition against public disclosure  
4 of documentary material and other information provided in  
5 subsections (c) and (e) of this section, any confidential material may be  
6 used by the Attorney General, or the Attorney General's designee, in  
7 connection with the taking of oral testimony conducted pursuant to  
8 this section, when the Attorney General, or the Attorney General's  
9 designee, reasonably determines that it is necessary to disclose such  
10 confidential material to a person providing oral testimony in order to  
11 adduce evidence of a suspected violation of a provision of this chapter  
12 and reasonably believes that the person providing oral testimony: (1) Is  
13 an author or recipient of the confidential material, (2) has read the  
14 confidential material, or (3) is otherwise aware of the substance of the

15 confidential material. The permissible use of confidential material in  
16 connection with the taking of oral testimony provided under this  
17 subsection shall not apply to investigations of proposed mergers or  
18 acquisitions. No copy or original of the confidential material described  
19 or shown to a person providing oral testimony pursuant to this section  
20 shall be retained by such person. For purposes of this subsection,  
21 "confidential material" means documentary material, responses to  
22 interrogatories or written transcripts of oral testimony, or copies  
23 thereof, or other information produced pursuant to a demand made  
24 under this section or furnished voluntarily.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2013</i>	35-42

**Statement of Purpose:**

To conform the Connecticut Antitrust Act with federal antitrust provisions.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*