



General Assembly

January Session, 2013

***Raised Bill No. 1075***

LCO No. 4087



Referred to Committee on LABOR AND PUBLIC EMPLOYEES

Introduced by:  
(LAB)

***AN ACT CONCERNING CONSTRUCTION SERVICES AND THE REPORTING OF NONWAGE PAYMENTS.***

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

1 Section 1. (NEW) (*Effective October 1, 2013*) (a) For purposes of this  
2 section:

3 (1) "Administrator of the Unemployment Compensation Fund"  
4 means the Labor Commissioner;

5 (2) "Construction services" means any erection, excavation,  
6 installation, alteration, addition, modification, repair, improvement,  
7 demolition, destruction, dismantling or removal of all or any part of a  
8 building, structure, dock, wharf, surface or subsurface construction on  
9 or attached to any real property;

10 (3) "Commissioner" means the Commissioner of Revenue Services;

11 (4) "Construction services provider" means any person in the  
12 business of performing construction services that is paid by a payor  
13 for performing such services;

14 (5) "Payor" means any person in the business of performing  
15 construction services that makes payment to a construction services  
16 provider; and

17 (6) "Person" means an individual, individuals, firm, partnership,  
18 association, corporation, limited liability company, business trust, legal  
19 representative or organized group of persons.

20 (b) Any payor that makes payment, other than wages, but including  
21 payment made for materials and equipment, in excess of six hundred  
22 dollars in any calendar year to a construction services provider shall  
23 provide notice of such payment to the construction services provider  
24 and the commissioner on a form prescribed by the commissioner. Such  
25 form shall be submitted by the payor on or before January thirty-first  
26 of the year following the calendar year in which such payment was  
27 made and shall include: (1) The name and address of the payor; (2) the  
28 name, address and tax identification number of the construction  
29 services provider; (3) the amount of such payment and the cumulative  
30 amount of all payments made by the payor to the construction services  
31 provider in the calendar year; and (4) any other information that the  
32 commissioner may require.

33 (c) The commissioner shall transmit the notice submitted by the  
34 payor pursuant to subsection (b) of this section to the Administrator of  
35 the Unemployment Compensation Fund not later than the first day of  
36 the month following the calendar year in which the commissioner  
37 receives such notice. The commissioner may share any information  
38 contained in the notice with any other state or federal law enforcement  
39 agency.

40 (d) Any payor that fails to provide notice to the construction  
41 services provider and the commissioner as required pursuant to  
42 subsection (b) of this section shall be fined not more than two hundred  
43 fifty dollars for each such failure.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>October 1, 2013</i>	New section
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***Statement of Purpose:***

To require a construction services business to report nonwage payments made to another construction services business to the Commissioner of Revenue Services.

*[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.]*