



General Assembly

January Session, 2017

Raised Bill No. 867

LCO No. 4304

* _____SB00867GL_____030817_____*

Referred to Committee on GENERAL LAW

Introduced by:
(GL)

AN ACT CONCERNING NOTICE REQUIREMENTS FOR HOME HEALTH CARE REGISTRIES.

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

1 Section 1. Section 20-679a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2017*):

3 (a) [Not later than four calendar days after the date on which a] A
4 registry that supplies, refers or places an individual with a consumer [,
5 the registry] shall provide the consumer with a written notice, to be
6 signed by the consumer, specifying the legal liabilities of such registry
7 to the individual supplied or referred to or placed with the consumer.
8 Such notice shall be given to the consumer before the commencement
9 of services and such services shall not commence until the registry
10 receives a signed copy of the notice from the consumer, unless a bona
11 fide emergency exists and such registry details the specific nature of
12 the emergency on a form approved by the department and signed by
13 the consumer or an authorized representative of the consumer. If a
14 bona fide emergency exists, the registry shall provide such notice not
15 later than four calendar days after the date on which it supplies, refers
16 or places an individual with a consumer. If the registry maintains an

17 Internet web site, a sample of the notice shall be posted on such
18 Internet web site.

19 (b) Each notice provided to a consumer pursuant to subsection (a) of
20 this section shall be written in boldface type and plain language and
21 shall comply with the plain language standard detailed in section 42-
22 152. Such notice shall include a statement identifying the registry as an
23 employer, joint employer, leasing employer or nonemployer, as
24 applicable, along with a statement advising the consumer he or she
25 may be considered an employer under law and, if that is the case, the
26 consumer may be held responsible for the payment of federal and state
27 taxes, Social Security, overtime and minimum wage, unemployment,
28 workers' compensation insurance payments and any other applicable
29 payment required under state or federal law. The notice shall also
30 include a statement that the consumer should consult a tax
31 professional if he or she is uncertain about his or her responsibility for
32 the payment of such taxes or payments.

33 (c) For purposes of this section, a homemaker-companion agency
34 that supplies, refers or places an independent contractor with a
35 consumer for the provision of companion or homemaker services shall
36 be considered a registry, as defined in section 20-670, and shall be
37 required to provide the consumer with a notice pursuant to subsection
38 (a) of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2017	20-679a

GL *Joint Favorable*