



General Assembly

February Session, 2018

**Raised Bill No. 5266**

LCO No. 1431



Referred to Committee on GOVERNMENT ADMINISTRATION  
AND ELECTIONS

Introduced by:  
(GAE)

***AN ACT PERMITTING THE SUSPENSION OF ADMINISTRATIVE  
PENALTIES IMPOSED ON CERTAIN BUSINESS ENTITIES  
PURSUANT TO STATE AGENCY REGULATIONS.***

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

1 Section 1. (NEW) (*Effective October 1, 2018, and applicable to penalties*  
2 *assessed on and after said date*) (a) For the purposes of this section, "state  
3 agency" means any department, board, council, commission,  
4 institution or other executive branch agency of state government, and  
5 "business entity" means a corporation, association, partnership, limited  
6 liability company or any other similar form of business organization.

7 (b) Notwithstanding any provision of the general statutes, a state  
8 agency may suspend any civil penalty assessed against any business  
9 entity for a first violation of any provision of the regulations of  
10 Connecticut state agencies, upon the written request of such business  
11 entity, if such business entity takes measures that remedy the  
12 condition that resulted in such violation not later than thirty days after  
13 the assessment of such penalty. The provisions of this section shall not

14 apply to (1) any wilful or grossly negligent violation, (2) any violation  
15 that results in the bodily injury of any person, (3) any violation that  
16 poses a significant environmental or human health threat, or (4) any  
17 penalty required under any provision of federal law or regulation,  
18 including any penalty required as a condition for receiving federal  
19 funding.

20 (c) Any business entity aggrieved by the denial of a state agency to  
21 suspend a civil penalty pursuant to this section may appeal such  
22 denial to the Superior Court in accordance with the provisions of  
23 section 4-183 of the general statutes.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2018, and applicable to penalties assessed on and after said date</i>	New section

**Statement of Purpose:**

To permit businesses to remediate first-time regulatory violations without civil penalty if such remediation is done in a timely manner.

*[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.]*