



General Assembly

February Session, 2018

***Raised Bill No. 5513***

LCO No. 2394



Referred to Committee on JUDICIARY

Introduced by:  
(JUD)

***AN ACT CONCERNING CHOICE OF LAW.***

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

1 Section 1. (NEW) (*Effective October 1, 2018*) (a) Notwithstanding the  
2 provisions of section 42a-1-301 of the general statutes, the parties to  
3 any contract, agreement or undertaking, contingent or otherwise, in  
4 consideration of, or relating to any obligation arising out of a  
5 transaction with a value in the aggregate of not less than two hundred  
6 fifty thousand dollars may agree that the law of this state shall govern  
7 their rights and duties in whole or in part, whether or not such  
8 contract, agreement or undertaking bears a reasonable relation to this  
9 state.

10 (b) Subsection (a) of this section shall not apply to any contract,  
11 agreement or undertaking (1) for labor or personal services; or (2)  
12 relating to any transaction for personal, family or household services.

13 (c) This section shall not be construed to limit or deny the  
14 enforcement of any provision respecting choice of law in any other  
15 contract, agreement or undertaking.

16       Sec. 2. (NEW) (*Effective October 1, 2018*) (a) Notwithstanding any  
17 provision of the general statutes that limits or affects the right of a  
18 person to maintain an action or proceeding, any person may maintain  
19 an action or proceeding against a foreign juridical entity, nonresident,  
20 or foreign state where the action or proceeding arises out of or relates  
21 to any contract, agreement or undertaking for which a choice of the  
22 law of this state has been made, in whole or in part, pursuant to the  
23 provisions of section 1 of this act and which (1) is a contract, agreement  
24 or undertaking, contingent or otherwise, in consideration of, or  
25 relating to any obligation arising out of a transaction with a value in  
26 the aggregate of not less than five hundred thousand dollars, and (2)  
27 contains a provision or provisions whereby such foreign juridical  
28 entity or nonresident agrees to submit to the jurisdiction of the courts  
29 of this state.

30       (b) This section shall be not be construed to affect the enforcement  
31 of any provision respecting choice of forum in any other contract,  
32 agreement or undertaking.

|   |                        |             |
|---|------------------------|-------------|
| This act shall take effect as follows and shall amend the following sections: |                        |             |
| Section 1   | <i>October 1, 2018</i> | New section |
| Sec. 2  | <i>October 1, 2018</i> | New section |

**Statement of Purpose:**

To ensure the enforcement of choice of law provisions contained in certain contracts, agreements or undertakings.

*[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.]*