



General Assembly

February Session, 2018

**Raised Bill No. 193**

LCO No. 1251



Referred to Committee on GENERAL LAW

Introduced by:  
(GL)

**AN ACT CONCERNING REVISIONS TO DEPARTMENT OF  
CONSUMER PROTECTION STATUTES.**

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

1 Section 1. Subsection (a) of section 14-319 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective from*  
3 *passage*):

4 (a) No person shall sell or offer for sale any gasoline or other  
5 product intended for use in the propelling of motor vehicles using  
6 combustion type engines over the highways of this state without  
7 having applied for and received from the commissioner a license to sell  
8 such gasoline or other product. Each person applying for any such  
9 license shall, in such application, state the location of each place or  
10 station where such person intends to sell or offer for sale any such  
11 gasoline or other product and, in the case of a vehicle tank mobile  
12 fueling operation, state the business location and service area of such  
13 operation. Each such license shall be renewed annually. A license fee  
14 for each such place, [or] station or operation shall be charged as  
15 follows: For each station at a fixed location containing one pump, one

16 hundred dollars, [; and,] for each station at a fixed location containing  
17 more than one pump, one hundred dollars, plus twenty-eight dollars  
18 for each pump in excess of one, and for each vehicle tank mobile  
19 operation, five hundred dollars for the first tank truck and one  
20 hundred dollars for each tank truck thereafter. The fees shall be paid to  
21 the commissioner.

22 Sec. 2. Section 21a-118 of the general statutes is repealed and the  
23 following is substituted in lieu thereof (*Effective from passage*):

24 (a) For the purpose of enforcing the provisions of chapter 417,  
25 chapter 419b and this chapter, the commissioner, or his authorized  
26 representative, is authorized (1) to enter, at reasonable times, any  
27 factory, warehouse or establishment subject to this chapter, or to enter  
28 any vehicle being used to transport or hold food, drugs, devices or  
29 cosmetics in intrastate commerce, and (2) to inspect, at reasonable  
30 times, such factory, warehouse, establishment or vehicle and all  
31 pertinent equipment, finished and unfinished materials, containers,  
32 labeling and advertisements, records, files and papers therein.

33 (b) If an inspection reveals a violation of any provision of this  
34 chapter concerning a food factory, food warehouse or food  
35 establishment, the commissioner shall notify the owner of such factory,  
36 warehouse or establishment of any such violation and his right to a  
37 hearing under this section by certified mail within fifteen days of the  
38 date of such original inspection. Such owner may contest the violations  
39 cited in such notice by requesting a hearing in writing by certified mail  
40 within fifteen days of the date of receipt of such notice. The  
41 commissioner shall grant such a request and conduct a hearing in  
42 accordance with the provisions of chapter 54. The cost of all  
43 reinspections necessary to determine compliance with any such  
44 provision shall be forty dollars an hour and shall be charged to such  
45 owner, except that if the first reinspection following the original  
46 inspection indicates compliance with such provision no charge shall be  
47 made.

48 (c) If an inspection reveals a violation of any provision of chapter  
49 417, chapter 419b or this chapter concerning any food, drug, cosmetic  
50 or device by any establishment licensed or registered in accordance  
51 with the provisions of [chapter 417] said chapters, the commissioner  
52 may impose a civil penalty of not more than five hundred dollars per  
53 separate violation, suspend or revoke the license or registration of such  
54 establishment after notice and a hearing conducted in accordance with  
55 the provisions of chapter 54.

56 Sec. 3. Subsection (b) of section 30-39 of the general statutes is  
57 repealed and the following is substituted in lieu thereof (*Effective from*  
58 *passage*):

59 (b) (1) Any person desiring a liquor permit or a renewal of such a  
60 permit shall make a sworn application therefor to the Department of  
61 Consumer Protection upon forms to be furnished by the department,  
62 showing the name and address of the applicant and of the applicant's  
63 backer, if any, the location of the club or place of business which is to  
64 be operated under such permit and a financial statement setting forth  
65 all elements and details of any business transactions connected with  
66 the application. Such application shall include a detailed description of  
67 the type of live entertainment that is to be provided. A club or place of  
68 business shall be exempt from providing such detailed description if  
69 the club or place of business (A) was issued a liquor permit prior to  
70 October 1, 1993, and (B) has not altered the type of entertainment  
71 provided. The application shall also indicate any crimes of which the  
72 applicant or the applicant's backer may have been convicted.  
73 Applicants shall submit documents sufficient to establish that state and  
74 local building, fire and zoning requirements and local ordinances  
75 concerning hours and days of sale will be met, except that local  
76 building and zoning requirements and local ordinances concerning  
77 hours and days of sale shall not apply to any class of airport permit.  
78 The State Fire Marshal or the marshal's certified designee shall be  
79 responsible for approving compliance with the State Fire Code at  
80 Bradley International Airport. Any person desiring a permit provided

81 for in section 30-33b shall file a copy of such person's license with such  
82 application if such license was issued by the Department of Consumer  
83 Protection. The department may, at its discretion, conduct an  
84 investigation to determine whether a permit shall be issued to an  
85 applicant.

86 (2) The applicant shall pay to the department a nonrefundable  
87 application fee, which fee shall be in addition to the fees prescribed in  
88 this chapter for the permit sought. An application fee shall not be  
89 charged for an application to renew a permit. The application fee shall  
90 be in the amount of ten dollars for the filing of each application for a  
91 permit by a charitable organization, including a nonprofit public  
92 television corporation, a nonprofit golf tournament permit, a  
93 temporary permit or a special club permit; and for all other permits in  
94 the amount of one hundred dollars for the filing of an initial  
95 application. Any permit issued shall be valid only for the purposes and  
96 activities described in the application.

97 (3) The applicant, immediately after filing an application, shall give  
98 notice thereof, with the name and residence of the permittee, the type  
99 of permit applied for and the location of the place of business for  
100 which such permit is to be issued and the type of live entertainment to  
101 be provided, all in a form prescribed by the department, by publishing  
102 the same in a newspaper having a circulation in the town in which the  
103 place of business to be operated under such permit is to be located, at  
104 least once a week for two successive weeks, the first publication to be  
105 not more than seven days after the filing date of the application and  
106 the last publication not more than fourteen days after the filing date of  
107 the application. The applicant shall affix, and maintain in a legible  
108 condition upon the outer door of the building wherein such place of  
109 business is to be located and clearly visible from the public highway,  
110 the placard provided by the department, not later than the day  
111 following the receipt of the placard by the applicant. If such outer door  
112 of such premises is so far from the public highway that such placard is  
113 not clearly visible as provided, the department shall direct a suitable

114 method to notify the public of such application. When an application is  
115 filed for any type of permit for a building that has not been  
116 constructed, such applicant shall erect and maintain in a legible  
117 condition a sign not less than six feet by four feet upon the site where  
118 such place of business is to be located, instead of such placard upon  
119 the outer door of the building. The sign shall set forth the type of  
120 permit applied for and the name of the proposed permittee, shall be  
121 clearly visible from the public highway and shall be so erected not  
122 later than the day following the receipt of the placard. Such applicant  
123 shall make a return to the department, under oath, of compliance with  
124 the foregoing requirements, in such form as the department may  
125 determine, but the department may require any additional proof of  
126 such compliance. Upon receipt of evidence of such compliance, the  
127 department may hold a hearing as to the suitability of the proposed  
128 location. The provisions of this subdivision shall not apply to  
129 applications for airline permits, charitable organization permits,  
130 temporary permits, special club permits, concession permits, military  
131 permits, railroad permits, boat permits, warehouse permits, brokers'  
132 permits, out-of-state shippers' permits for alcoholic liquor and out-of-  
133 state shippers' permits for beer, coliseum permits, coliseum concession  
134 permits, special sporting facility restaurant permits, special sporting  
135 facility employee recreational permits, special sporting facility guest  
136 permits, special sporting facility concession permits, special sporting  
137 facility bar permits, nonprofit golf tournament permits, nonprofit  
138 public television permits and renewals. The provisions of this  
139 subdivision regarding publication and placard display shall also be  
140 required of any applicant who seeks to amend the type of  
141 entertainment either upon filing of a renewal application or upon  
142 requesting permission of the department in a form that requires the  
143 approval of the municipal zoning official.

144 (4) In any case in which a permit has been issued to a partnership, if  
145 one or more of the partners dies or retires, the remaining partner or  
146 partners need not file a new application for the unexpired portion of

147 the current permit, and no additional fee for such unexpired portion  
148 shall be required. Notice of any such change shall be given to the  
149 department and the permit shall be endorsed to show correct  
150 ownership. When any partnership changes by reason of the addition of  
151 one or more persons, a new application with new fees shall be  
152 required.

153 Sec. 4. Section 21a-2 of the general statutes is repealed and the  
154 following is substituted in lieu thereof (*Effective from passage*):

155 (a) A toll-free telephone line, available to consumers throughout the  
156 state, shall be established in the Department of Consumer Protection  
157 for the handling of consumer inquiries and complaints concerning  
158 consumer goods or services in the state or any other matter within the  
159 jurisdiction of the department and its licensing and regulatory boards.  
160 The line shall be in operation from 8:30 a.m. to 4:30 p.m. Monday  
161 through Friday each week, exclusive of those legal holidays on which  
162 state offices are closed, and shall be restricted to incoming calls.

163 (b) The Department of Consumer Protection shall process the intake  
164 of consumer complaints related to consumer goods or services in the  
165 state and any other matter within the jurisdiction of the department. In  
166 order to assist in the resolution of consumer complaints, the  
167 department may contact the respondent against whom a complaint  
168 was received to notify them of the allegations against them and require  
169 a written response be provided to the department within fourteen days  
170 of receipt of such notice.

171 (c) For purposes of this section, "credential holder" means a person  
172 certified, licensed, permitted or registered with the Department of  
173 Consumer Protection. In the event the department provides written  
174 notice to a respondent who is a credential holder that a complaint has  
175 been filed against them, and said respondent fails to respond not later  
176 than fourteen days of receipt of such notice, the commissioner may  
177 impose a fine of up to two hundred fifty dollars for failure to respond

178 to the department. The commissioner may subsequently waive the  
179 imposition of the fine if the respondent demonstrates good cause for  
180 his or her failure to respond within the prescribed period.

181 (d) In the event the department provides written notice to a  
182 respondent who is not a credential holder that a complaint has been  
183 filed against them, and said respondent fails to respond not later than  
184 fourteen days of receipt of such notice, the commissioner may impose  
185 a fine of up to two hundred fifty dollars for failure to respond to the  
186 department. Written notice for purposes of this section shall include  
187 notice sent by registered or certified mail or hand-delivered to a  
188 respondent.

189 Sec. 5. Subsection (b) of section 51-164n of the 2018 supplement to  
190 the general statutes is repealed and the following is substituted in lieu  
191 thereof (*Effective from passage*):

192 (b) Notwithstanding any provision of the general statutes, any  
193 person who is alleged to have committed (1) a violation under the  
194 provisions of section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-  
195 283, 7-325, 7-393, 8-12, 8-25, 8-27, 9-63, 9-322, 9-350, 10-193, 10-197, 10-  
196 198, 10-230, 10-251, 10-254, 12-52, 12-170aa, 12-292, 12-314b or 12-326g,  
197 subdivision (4) of section 12-408, subdivision (3), (5) or (6) of section  
198 12-411, section 12-435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-107, 13a-  
199 113, 13a-114, 13a-115, 13a-117b, 13a-123, 13a-124, 13a-139, 13a-140, 13a-  
200 143b, 13a-247 or 13a-253, subsection (f) of section 13b-42, section 13b-  
201 90, 13b-221, 13b-292, 13b-336, 13b-337, 13b-338, 13b-410a, 13b-410b or  
202 13b-410c, subsection (a), (b) or (c) of section 13b-412, section 13b-414,  
203 subsection (d) of section 14-12, section 14-20a or 14-27a, subsection (e)  
204 of section 14-34a, subsection (d) of section 14-35, section 14-43, 14-49,  
205 14-50a or 14-58, subsection (b) of section 14-66, section 14-66a, 14-66b  
206 or 14-67a, subsection (g) of section 14-80, subsection (f) of section 14-  
207 80h, section 14-97a, 14-100b, 14-103a, 14-106a, 14-106c, 14-146, 14-152,  
208 14-153 or 14-163b, a first violation as specified in subsection (f) of  
209 section 14-164i, section 14-219 as specified in subsection (e) of said

210 section, subdivision (1) of section 14-223a, section 14-240, 14-249, 14-  
211 250 or 14-253a, subsection (a) of section 14-261a, section 14-262, 14-264,  
212 14-267a, 14-269, 14-270, 14-275a, 14-278 or 14-279, subsection (e) or (h)  
213 of section 14-283, section 14-291, 14-293b, 14-296aa, 14-300, 14-300d, 14-  
214 319, as amended by this act, 14-320, 14-321, 14-325a, 14-326, 14-330 or  
215 14-332a, subdivision (1), (2) or (3) of section 14-386a, section 15-25 or  
216 15-33, subdivision (1) of section 15-97, subsection (a) of section 15-115,  
217 section 16-44, 16-256e, 16a-15 or 16a-22, subsection (a) or (b) of section  
218 16a-22h, section 17a-24, 17a-145, 17a-149, 17a-152, 17a-465, 17a-642,  
219 17b-124, 17b-131, 17b-137, 19a-30, 19a-33, 19a-39 or 19a-87, subsection  
220 (b) of section 19a-87a, section 19a-91, 19a-105, 19a-107, 19a-113, 19a-  
221 215, 19a-219, 19a-222, 19a-224, 19a-286, 19a-287, 19a-297, 19a-301, 19a-  
222 309, 19a-335, 19a-336, 19a-338, 19a-339, 19a-340, 19a-425, 19a-502, 20-7a,  
223 20-14, 20-158, 20-231, 20-249, 20-257, 20-265, 20-324e, 20-341l, 20-366,  
224 20-597, 20-608, 20-610, 21-1, 21-38, 21-39, 21-43, 21-47, 21-48, 21-63 or  
225 21-76a, subsection (d) of section 21a-2, as amended by this act,  
226 subdivision (1) of section 21a-19, section 21a-21, subdivision (1) of  
227 subsection (b) of section 21a-25, section 21a-26 or 21a-30, subsection (a)  
228 of section 21a-37, section 21a-46, 21a-61, 21a-63 or 21a-77, subsection  
229 (b) of section 21a-79, section 21a-85 or 21a-154, subdivision (1) of  
230 subsection (a) of section 21a-159, subsection (a) of section 21a-279a,  
231 section 22-12b, 22-13, 22-14, 22-15, 22-16, 22-26g, 22-29, 22-34, 22-35, 22-  
232 36, 22-38, 22-39, 22-39a, 22-39b, 22-39c, 22-39d, 22-39e, 22-49 or 22-54,  
233 subsection (d) of section 22-84, section 22-89, 22-90, 22-98, 22-99, 22-  
234 100, 22-111o, 22-167, 22-279, 22-280a, 22-318a, 22-320h, 22-324a, 22-326  
235 or 22-342, subsection (b), (e) or (f) of section 22-344, section 22-359, 22-  
236 366, 22-391, 22-413, 22-414, 22-415, 22a-66a or 22a-246, subsection (a) of  
237 section 22a-250, subsection (e) of section 22a-256h, section 22a-363 or  
238 22a-381d, subsections (c) and (d) of section 22a-381e, section 22a-449,  
239 22a-461, 23-37, 23-38, 23-46 or 23-61b, subsection (a) or subdivision (1)  
240 of subsection (c) of section 23-65, section 25-37 or 25-40, subsection (a)  
241 of section 25-43, section 25-43d, 25-135, 26-16, 26-18, 26-19, 26-21, 26-31,  
242 26-31c, 26-40, 26-40a, 26-42, 26-49, 26-54, 26-55, 26-56, 26-58 or 26-59,  
243 subdivision (1) of subsection (d) of section 26-61, section 26-64,



244 subdivision (1) of section 26-76, section 26-79, 26-87, 26-89, 26-91, 26-94,  
245 26-97, 26-98, 26-104, 26-105, 26-107, 26-117, 26-128, 26-131, 26-132, 26-  
246 138 or 26-141, subdivision (2) of subsection (j) of section 26-142a,  
247 subdivision (1) of subsection (b) of section 26-157b, subdivision (1) of  
248 section 26-186, section 26-207, 26-215, 26-217 or 26-224a, subdivision (1)  
249 of section 26-226, section 26-227, 26-230, 26-232, 26-244, 26-257a, 26-260,  
250 26-276, 26-284, 26-285, 26-286, 26-288, 26-294, 28-13, 29-6a, 29-25, 29-  
251 143o, 29-143z or 29-156a, subsection (b), (d), (e) or (g) of section 29-  
252 161q, section 29-161y or 29-161z, subdivision (1) of section 29-198,  
253 section 29-210, 29-243 or 29-277, subsection (c) of section 29-291c,  
254 section 29-316, 29-318, 29-381, 30-48a, 30-86a, 31-3, 31-10, 31-11, 31-12,  
255 31-13, 31-14, 31-15, 31-16, 31-18, 31-23, 31-24, 31-25, 31-32, 31-36, 31-38,  
256 31-40, 31-44, 31-47, 31-48, 31-51, 31-52, 31-52a or 31-54, subsection (a) or  
257 (c) of section 31-69, section 31-70, 31-74, 31-75, 31-76, 31-76a, 31-89b or  
258 31-134, subsection (i) of section 31-273, section 31-288, subdivision (1)  
259 of section 35-20, section 36a-787, 42-230, 45a-283, 45a-450, 45a-634 or  
260 45a-658, subdivision (13) or (14) of section 46a-54, section 46a-59, 46b-  
261 22, 46b-24, 46b-34, 47-34a, 47-47, 49-8a, 49-16, 53-133, 53-199, 53-212a,  
262 53-249a, 53-252, 53-264, 53-280, 53-302a, 53-303e, 53-311a, 53-321, 53-  
263 322, 53-323, 53-331 or 53-344, subsection (c) of section 53-344b, or  
264 section 53-450, or (2) a violation under the provisions of chapter 268, or  
265 (3) a violation of any regulation adopted in accordance with the  
266 provisions of section 12-484, 12-487 or 13b-410, or (4) a violation of any  
267 ordinance, regulation or bylaw of any town, city or borough, except  
268 violations of building codes and the health code, for which the penalty  
269 exceeds ninety dollars but does not exceed two hundred fifty dollars,  
270 unless such town, city or borough has established a payment and  
271 hearing procedure for such violation pursuant to section 7-152c, shall  
272 follow the procedures set forth in this section.

273 Sec. 6. Section 21a-430 of the general statutes is repealed and the  
274 following is substituted in lieu thereof (*Effective from passage*):

275 (a) No person shall place or cause to be placed in a public place a  
276 donation bin for the donation of clothing or other articles unless such

277 person has been granted permission to place such donation bin in such  
278 public place by the owner of such public place or by such owner's duly  
279 authorized agent and unless such bin contains a notice in block letters  
280 at least two inches high stating: (1) If the donation is for a charitable  
281 purpose, (A) the name of the nonprofit organization that will benefit  
282 from the donation, (B) the name and contact information of the owner  
283 of such bin, and (C) that the public may contact the Department of  
284 Consumer Protection for further information, or (2) if not intended for  
285 a charitable purpose, that such donation is not for a charitable purpose.  
286 Such notice shall be on the same side of the bin where the donation is  
287 likely to be made. As used in this section, "public place" means any  
288 area that is used or held out for use by the public, whether owned or  
289 operated by public or private interests, and "donation bin" means a  
290 large container commonly placed in a parking lot for the purpose of  
291 encouraging individuals to donate clothing or other items.

292 (b) Any person who violates any provision of subsection (a) of this  
293 section shall be fined not more than five hundred dollars.

294 Sec. 7. Section 42-150u of the general statutes is repealed and the  
295 following is substituted in lieu thereof (*Effective from passage*):

296 (a) No provision in a written contract for the purchase or lease of  
297 goods or services primarily for personal, family or household purposes  
298 that provides for the payment of liquidated damages in the event of a  
299 breach of the contract shall be enforceable unless (1) the contract  
300 contains a statement in boldface type at least twelve points in size  
301 immediately following such liquidated damages provision stating "I  
302 ACKNOWLEDGE THAT THIS CONTRACT CONTAINS A  
303 LIQUIDATED DAMAGES PROVISION", and (2) the person against  
304 whom such provision is to be enforced signs such person's name or  
305 writes such person's initials next to such statement. Nothing in this  
306 section shall validate a clause that is a penalty clause or is otherwise  
307 invalid under the law of this state.

308        (b) For purposes of this subsection, "personal emergency response  
309        system" means a twenty-four-hour-per-day electronic alarm system  
310        placed in an adult's home that enables him or her to obtain immediate  
311        help in case of an emergency. In the event a consumer dies during the  
312        term of a consumer contract or consumer lease for a personal  
313        emergency response system, the consumer contract or consumer lease  
314        for such system shall be deemed terminated upon such consumer's  
315        death and any penalty provision contained in the contract or lease  
316        regarding early termination shall be unreasonable pursuant to section  
317        42-421.

318        [(b)] (c) The provisions of subsection (a) of this section shall not  
319        apply to (1) contracts between a consumer and an agency of the state  
320        or any political subdivision of the state or of the federal government,  
321        (2) negotiable instruments, (3) contract provisions for late fees,  
322        prepayment penalties or default interest rates, (4) contracts originated  
323        or held by an institution, or any subsidiary or affiliate of such  
324        institution, that is regulated by the Department of Banking or by a  
325        federal bank regulatory agency, provided, in the case of a contract  
326        originated or held by a subsidiary or affiliate of such institution, the  
327        subject matter of the contract is an activity that is financial in nature or  
328        incidental to such an activity as described in the Bank Holding  
329        Company Act, 12 USC 1843(k)(4), and (5) contracts originated or held  
330        by a person, firm or corporation licensed by the Department of Motor  
331        Vehicles in accordance with the provisions of section 14-52 or 14-67a.

332        Sec. 8. Section 20-306a of the general statutes is repealed and the  
333        following is substituted in lieu thereof (*Effective from passage*):

334        (a) The practice of or the offer to practice professional engineering in  
335        this state by individual licensed professional engineers or the practice  
336        of or the offer to practice land surveying in this state by individual  
337        licensed land surveyors under the corporate form or by a corporation  
338        or limited liability company, a material part of the business of which  
339        includes engineering or land surveying, is permitted, provided (1)

340 such personnel of such corporation or limited liability company as act  
341 in its behalf as engineers or land surveyors are licensed or exempt  
342 from licensure under the provisions of this chapter, and (2) such  
343 corporation or limited liability company has been issued a certificate of  
344 registration by the board as provided in this section. No such  
345 corporation or limited liability company shall be relieved of  
346 responsibility for the conduct or acts of its agents, employees or  
347 officers by reason of its compliance with the provisions of this section,  
348 nor shall any individual practicing engineering or land surveying be  
349 relieved of responsibility for engineering or land surveying services  
350 performed by reason of his employment or relationship with such  
351 corporation or limited liability company. All final drawings,  
352 specifications, plots, reports or other engineering or land surveying  
353 papers or documents involving the practice of engineering or land  
354 surveying which are prepared or approved by any such corporation or  
355 limited liability company or engineer or land surveyor for use of or for  
356 delivery to any person or for public record within this state shall be  
357 dated and bear the signature and seal of the engineer or land surveyor  
358 who prepared them or under whose supervision they were prepared.

359 (b) A qualifying corporation or limited liability company desiring a  
360 certificate of registration shall file with the board an application upon a  
361 form prescribed by the Department of Consumer Protection  
362 accompanied by [an] a nonrefundable application fee of five hundred  
363 sixty-five dollars. Each such certificate shall expire annually and shall  
364 be renewable upon payment of a fee of three hundred seventy-five  
365 dollars. If all requirements of this chapter are met, [the board shall  
366 authorize] the department [to] shall issue to such corporation or  
367 limited liability company a certificate of registration within thirty days  
368 of such application, provided the department or board may refuse to  
369 authorize the issuance of a certificate if any facts exist which would  
370 entitle the commissioner or board to suspend or revoke an existing  
371 certificate.

372 (c) Each such corporation or limited liability company shall file with

373 the [board] department a designation of an individual or individuals  
374 licensed to practice engineering or land surveying in this state who  
375 shall be in charge of engineering or land surveying by such  
376 corporation or limited liability company in this state. Such corporation  
377 or limited liability company shall notify the [board] department of any  
378 change in such designation within thirty days after such change  
379 becomes effective.

380 (d) Individual members of a limited liability company or owners of  
381 a corporation that practices or offers to practice professional  
382 engineering or land surveying services in this state are not required to  
383 be individually licensed under the provisions of this chapter.

384 Sec. 9. Section 20-306b of the general statutes is repealed and the  
385 following is substituted in lieu thereof (*Effective from passage*):

386 (a) One or more architects, each of whom is licensed under the  
387 provisions of chapter 390, one or more landscape architects, each of  
388 whom is licensed under the provisions of chapter 396, one or more  
389 professional engineers or one or more land surveyors each of whom is  
390 licensed under the provisions of this chapter, may form a corporation  
391 or limited liability company for the joint practice of architecture,  
392 landscape architecture, professional engineering, land surveying  
393 services or any combination of such practices or services, provided (1)  
394 one or more persons licensed as architects, landscape architects,  
395 engineers or land surveyors under chapter 390, chapter 396 or this  
396 chapter own not less than two-thirds of the voting stock of the  
397 corporation or not less than two-thirds of the voting interests of the  
398 limited liability company, and the members of each profession forming  
399 the corporation or limited liability company together own at least  
400 twenty per cent of the voting stock of the corporation or at least twenty  
401 per cent of the voting interests of the limited liability company, (2) the  
402 personnel in responsible charge of the practice of architecture for such  
403 corporation or limited liability company shall be licensed under  
404 chapter 390, the personnel in responsible charge of the practice of

405 engineering or land surveying for such corporation or limited liability  
406 company shall be licensed under this chapter, and the personnel in  
407 responsible charge of the practice of landscape architecture for such  
408 corporation or limited liability company shall be licensed under  
409 chapter 396, and (3) such corporation or limited liability company has  
410 been issued a joint certificate of registration by the Department of  
411 Consumer Protection, [at the direction of] the Architectural Licensing  
412 Board, the State Board of Landscape Architects or the appropriate  
413 members of the State Board of Examiners for Professional Engineers  
414 and Land Surveyors designated to administer the provisions of this  
415 chapter with respect to professional engineers or land surveyors. Such  
416 corporation or limited liability company shall, upon request by the  
417 Department of Consumer Protection, Architectural Licensing Board,  
418 State Board of Landscape Architects or the State Board of Examiners  
419 for Professional Engineers and Land Surveyors, provide the requesting  
420 [board] agency with information concerning its officers, directors,  
421 members, beneficial owners and all other aspects of its business  
422 organization. Corporations for such joint practice in existence as of July  
423 1, 1992, may continue to be governed by the provisions of this  
424 subsection as revised to 1989, provided the certificate issued under this  
425 section did not expire more than two years before that date.

426 (b) Application by such corporation or limited liability company for  
427 a certificate of registration under this section shall be made to [all  
428 applicable boards jointly] the Department of Consumer Protection on a  
429 form prescribed by the department and accompanied by [an] a  
430 nonrefundable application fee of five hundred sixty-five dollars. Each  
431 such certificate shall expire annually and shall be renewable upon  
432 payment of a fee of three hundred seventy-five dollars, if all  
433 requirements of chapter 390 or 396 and this chapter with respect to  
434 corporate or limited liability company practice are met. The  
435 department or boards by joint action may refuse to authorize the  
436 issuance or renewal of a certificate if any facts exist which would  
437 entitle the commissioner or boards to suspend or revoke an existing

438 certificate.

439 (c) Any corporation or limited liability company issued a certificate  
440 under this section shall be required to comply with all provisions of  
441 chapter 390 or 396 and this chapter with respect to corporate or limited  
442 liability company practice.

443 (d) No such corporation or limited liability company shall be  
444 relieved of responsibility for the conduct or acts of its agents,  
445 employees, members or officers by reason of its compliance with the  
446 provisions of this section, nor shall any individual practicing  
447 architecture, landscape architecture, engineering or land surveying be  
448 relieved of responsibility for services performed by reason of his or her  
449 employment or relationship with such corporation or limited liability  
450 company.

451 (e) Except as provided in this section, each individual member of a  
452 limited liability company or owner of a corporation formed in this  
453 state for the joint practice of architecture, landscape architecture,  
454 professional engineering, land surveying services or any combination  
455 of such practices or services is not required to be individually licensed  
456 under the provisions of chapters 390, 396 or this chapter.

457 ~~[(e)]~~ (f) All fees collected under this section shall be paid to the State  
458 Treasurer for deposit in the General Fund.

459 ~~[(f)]~~ (g) The Commissioner of Consumer Protection, with the advice  
460 and assistance of the Architectural Licensing Board, the State Board of  
461 Landscape Architects and the appropriate members of the State Board  
462 of Examiners for Professional Engineers and Land Surveyors  
463 designated to administer the provisions of this chapter with respect to  
464 professional engineers or land surveyors, shall adopt regulations, in  
465 accordance with chapter 54, to carry out the provisions of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	14-319(a)
Sec. 2	<i>from passage</i>	21a-118
Sec. 3	<i>from passage</i>	30-39(b)
Sec. 4	<i>from passage</i>	21a-2
Sec. 5	<i>from passage</i>	51-164n(b)
Sec. 6	<i>from passage</i>	21a-430
Sec. 7	<i>from passage</i>	42-150u
Sec. 8	<i>from passage</i>	20-306a
Sec. 9	<i>from passage</i>	20-306b

**Statement of Purpose:**

To make minor changes to multiple Department of Consumer Protection related statutes.

*[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.]*