



General Assembly

**Amendment**

February Session, 2018

LCO No. 5824



Offered by:

REP. VERRENGIA, 20<sup>th</sup> Dist.

REP. BERGER, 73<sup>rd</sup> Dist.

To: House Bill No. 5307

File No. 189

Cal. No. 148

**"AN ACT CONCERNING SPORTS WAGERING IN THE STATE."**

1 Strike everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective July 1, 2018*) (a) As used in this section,  
4 unless the context otherwise requires:

5 (1) "Casino gaming facility" has the same meaning as provided in  
6 section 12-557b of the general statutes;

7 (2) "Commissioner" means the Commissioner of Consumer  
8 Protection;

9 (3) "Department" means the Department of Consumer Protection;

10 (4) "Electronic sports wagering platform" or "platform" means the

11 combination of hardware, software and data networks used by a  
12 sports wagering operator or the Connecticut Lottery Corporation  
13 established in section 12-802 of the general statutes to manage,  
14 administer, offer or control sports wagering over the Internet,  
15 including through an Internet web site or a mobile device;

16 (5) "Mashantucket Pequot memorandum of understanding" means  
17 the memorandum of understanding entered into by and between the  
18 state and the Mashantucket Pequot Tribe on January 13, 1993, as  
19 amended on April 30, 1993;

20 (6) "Mashantucket Pequot procedures" means the Final  
21 Mashantucket Pequot Gaming Procedures prescribed by the Secretary  
22 of the United States Department of the Interior pursuant to Section  
23 2710(d)(7)(B)(vii) of Title 25 of the United States Code and published in  
24 56 Federal Register 24996 (May 31, 1991);

25 (7) "Minor" means an individual who is under twenty-one years of  
26 age;

27 (8) "Mohegan compact" means the Tribal-State Compact entered  
28 into by and between the state and the Mohegan Tribe of Indians of  
29 Connecticut on May 17, 1994;

30 (9) "Mohegan memorandum of understanding" means the  
31 memorandum of understanding entered into by and between the state  
32 and the Mohegan Tribe of Indians of Connecticut on May 17, 1994;

33 (10) "Sports bettor" means an individual who is physically present  
34 in the state when placing a sports wager with a sports wagering  
35 operator, the Connecticut Lottery Corporation or a lottery sales agent  
36 licensed pursuant to this section;

37 (11) "Sporting event" means (A) any sporting or athletic event at  
38 which two or more persons participate and receive compensation in  
39 excess of actual expenses for such participation in such sporting or  
40 athletic event, or (B) any sporting or athletic event sponsored by an

41 intercollegiate athletic program of an institution of higher education.  
42 "Sporting event" does not include horse racing or any sporting or  
43 athletic event sponsored by a minor league or high school;

44 (12) "Sports governing body" means the organization that prescribes  
45 final rules and enforces codes of conduct with respect to a sporting  
46 event and participants in the sporting event;

47 (13) "Sports wagering" means risking or accepting any money,  
48 credit, deposit or other thing of value for gain contingent in whole or  
49 in part (A) by any system or method of wagering, including, but not  
50 limited to, in-person or over the Internet through an Internet web site  
51 or a mobile device, and (B) based on (i) a sporting event or a portion or  
52 portions of a sporting event, or (ii) the individual performance  
53 statistics of an athlete or athletes in a sporting event or a combination  
54 of sporting events. "Sports wagering" does not include the payment of  
55 an entry fee to play fantasy contests, as defined in section 12-578aa of  
56 the general statutes, as amended by this act;

57 (14) "Sports wagering gross revenue" means the amount equal to the  
58 total amount of all wagers placed on sporting events not excluded  
59 from sports wagering that a sports wagering operator collects from all  
60 sports bettors, less the total amount of all sums paid out as winnings to  
61 sports bettors, except that the cash equivalent value of any  
62 merchandise or thing of value awarded as a prize shall not be included  
63 in the sums paid out as winnings; and

64 (15) "Sports wagering operator" or "operator" means a person or  
65 business organization operating the off-track betting system or limited  
66 liability company operating a casino gaming facility that offers sports  
67 wagering either in person to individuals at such facilities or through an  
68 electronic sports wagering platform and is licensed pursuant to this  
69 section.

70 (b) The provisions of this section shall not be effective unless the  
71 following conditions have been met:

72 (1) Sports wagering is offered to the extent permitted under federal  
73 law.

74 (2) (A) On and after the effective date of this section, the Governor  
75 enters into new tribal-state compacts with the Mashantucket Pequot  
76 Tribe and the Mohegan Tribe of Indians of Connecticut pursuant to the  
77 federal Indian Gaming Regulatory Act, P.L. 100-497, 25 USC 2710(d)(3)  
78 concerning the authorization of sports wagering. Any such tribal-state  
79 compact shall: (i) Allow each tribe to offer sports wagering on Indian  
80 lands, (ii) provide that the authorization of sports wagering in this  
81 state does not relieve each tribe from the tribe's obligation to contribute  
82 a percentage of the gross operating revenues of video facsimile games  
83 to the state as provided in the Mashantucket Pequot memorandum of  
84 understanding and the Mohegan memorandum of understanding, as  
85 the case may be, and (iii) provide that the authorization of sports  
86 wagering in this state does not terminate the moratoria on the  
87 operation of video facsimile games by the tribes pursuant to section  
88 15(a) of the Mashantucket Pequot procedures and section 15(a) of the  
89 Mohegan compact.

90 (B) The new tribal-state compacts are approved or deemed  
91 approved by the Secretary of the United States Department of the  
92 Interior pursuant to the federal Indian Gaming Regulatory Act, P.L.  
93 100-497, 25 USC 2701 et seq., and its implementing regulations. If such  
94 approval is overturned by a court in a final judgment, which is not  
95 appealable, the authorization for sports wagering provided under this  
96 section shall cease to be effective.

97 (C) The new tribal-state compacts are approved by the General  
98 Assembly pursuant to section 3-6c of the general statutes.

99 (c) (1) On and after the date this section becomes effective pursuant  
100 to subsection (b) of this section, the Commissioner of Consumer  
101 Protection may issue a license to operate sports wagering, a sports  
102 wagering vendor license or a sports wagering lottery sales agent  
103 license, as applicable, in accordance with this section.

104 (2) No person or business organization operating the off-track  
105 betting system, limited liability company operating a casino gaming  
106 facility or the Connecticut Lottery Corporation may offer sports  
107 wagering unless such person, business organization, limited liability  
108 company or corporation has obtained a license to operate sports  
109 wagering issued by the commissioner pursuant to this section.

110 (3) No person or business organization may develop an electronic  
111 sports wagering platform on behalf of a sports wagering operator or  
112 the Connecticut Lottery Corporation unless such person or business  
113 organization holds a sports wagering vendor license issued by the  
114 commissioner pursuant to this section.

115 (4) No lottery sales agent may offer sports wagering at such agent's  
116 place of business unless such agent holds a sports wagering lottery  
117 sales agent license issued by the commissioner pursuant to this section.

118 (d) (1) Each applicant for a license pursuant to this section shall  
119 submit a completed application on forms prescribed by the  
120 commissioner. Such application may require the applicant to submit  
121 any information the commissioner deems pertinent to the issuance of  
122 such license. Each applicant, except the Connecticut Lottery  
123 Corporation, shall submit to state and national criminal history records  
124 checks, conducted in accordance with section 29-17a of the general  
125 statutes, before such license is issued.

126 (2) Each applicant for a license to operate sports wagering shall  
127 submit with its application a nonrefundable application fee of one  
128 hundred thousand dollars. Except as provided in subsection (e) of this  
129 section, each such license shall expire biennially on the anniversary  
130 date of the issuance of such license unless renewed in accordance with  
131 this section. The nonrefundable application fee for such renewal shall  
132 be one hundred thousand dollars. Upon the issuance or renewal of a  
133 license, the licensee shall pay a licensing fee of five hundred thousand  
134 dollars to the commissioner. The Connecticut Lottery Corporation  
135 shall be exempt from the application fee, renewal application fee and

136 licensing fee for a license to operate sports wagering.

137 (3) Each applicant for a sports wagering vendor license shall submit  
138 with its application a nonrefundable application fee of one hundred  
139 thousand dollars. Except as provided in subsection (e) of this section,  
140 each such license shall expire biennially on the anniversary date of the  
141 issuance of such license unless renewed in accordance with this  
142 section. The nonrefundable application fee for such renewal shall be  
143 one hundred thousand dollars. Upon the issuance or renewal of a  
144 license, the licensee shall pay a licensing fee of three hundred thousand  
145 dollars to the commissioner.

146 (4) Except as provided in subsection (e) of this section, each sports  
147 wagering lottery agent license shall be renewed biennially. Upon the  
148 issuance or renewal of such license, the licensee shall pay a licensing  
149 fee of two hundred fifty dollars to the commissioner.

150 (5) Applications for renewal of any such license shall be on such  
151 form as prescribed by the commissioner.

152 (e) (1) The commissioner shall, as soon as practicable after the  
153 receipt of a completed license or renewal application, grant or deny the  
154 license or renewal application. Any holder of a license issued pursuant  
155 to this section who submits an application to renew such license prior  
156 to the expiration of such license may continue to operate sports  
157 wagering, develop an electronic sports wagering platform on behalf of  
158 a sports wagering operator or the Connecticut Lottery Corporation, or  
159 offer sports wagering at the lottery sales agent's place of business, until  
160 the commissioner denies such renewal application.

161 (2) Failure by any person or business organization, limited liability  
162 company or corporation that holds a license pursuant to this section or  
163 any off-track betting facility to comply with the requirements of this  
164 section and any regulations adopted pursuant to this section shall  
165 constitute grounds for the commissioner to investigate such licensee or  
166 facility and after a hearing held in accordance with the provisions of  
167 chapter 54 of the general statutes, suspend or revoke such license for

168 good cause or suspend operations at such facility and impose a fine of  
169 not more than two hundred fifty thousand dollars. Any licensee whose  
170 license is suspended or revoked or who is fined, any facility whose  
171 sports wagering operations are suspended or that is fined, or any  
172 applicant aggrieved by the action of the commissioner concerning an  
173 application for a license or renewal application, may appeal in  
174 accordance with the provisions of said chapter.

175 (f) (1) A sports wagering operator licensed under subsection (e) of  
176 this section may offer sports wagering through an electronic sports  
177 wagering platform to individuals physically located in this state when  
178 placing a sports wager. Such operator or corporation may establish its  
179 own platform or may contract with a third party for the development  
180 of a platform on behalf of the operator or corporation, provided such  
181 third party holds a sports wagering vendor license issued by the  
182 commissioner pursuant to this section.

183 (2) At a minimum, each electronic sports wagering platform shall be  
184 developed to: (A) Verify that an individual with a sports wagering  
185 account is twenty-one years of age or older and is located in the state;  
186 (B) establish a voluntary self-exclusion process to allow an individual  
187 to exclude himself or herself from placing sports wagers; (C) establish  
188 a voluntary process to allow an individual to limit the amount of  
189 money such individual may use to place sports wagers; (D) provide a  
190 mechanism to prevent an individual who (i) participates in the self-  
191 exclusion process from placing sports wagers, or (ii) limits the amount  
192 of money such individual may use to place sports wagers from  
193 exceeding such limits; (E) permit an individual to permanently close  
194 his or her sports wagering account at any time and for any reason; (F)  
195 prominently display introductory procedures for sports bettors on the  
196 main page of the platform that explain sports wagering; (G) offer an  
197 individual access to his or her sports wagering account history and  
198 details; (H) provide that any money in a sports wagering account  
199 belongs solely to the owner of the account and may be withdrawn by  
200 the owner at any time; (I) provide a mechanism to prevent the  
201 unauthorized use of sports wagering accounts and maintain the

202 security of wagering data, sport bettor's data and other confidential  
203 information; (J) post a conspicuous link to responsible gambling  
204 information, as specified by the commissioner, on all sports wagering  
205 account web pages; and (K) transmit real-time information regarding  
206 sports wagers placed on sporting events.

207 (3) Prior to placing wagers on an electronic sports wagering  
208 platform, a sports bettor shall establish a sports wagering account in  
209 person at the casino gaming facility, off-track betting facility, central  
210 office of the Connecticut Lottery Corporation or any high tier claim  
211 center so designated by the corporation, as the case may be, and  
212 present at least two forms of identification at the time of establishing  
213 the sports wagering account.

214 (g) Each sports wagering operator, the Connecticut Lottery  
215 Corporation and a lottery sales agent offering sports wagering shall:

216 (1) Verify that a sports bettor is at least twenty-one years of age;

217 (2) Allow any individual to exclude himself or herself from placing  
218 sports wagers or limit the amount of money such individual may use  
219 to place sports wagers with an operator, corporation or lottery sales  
220 agent, and the operator, corporation or lottery sales agent that has been  
221 notified by such individual of such exclusion or limit shall take  
222 reasonable steps to prevent such individual from exceeding such  
223 exclusion or limit;

224 (3) Enter into an agreement with a provider of sporting event data  
225 that meets or exceeds the minimum qualifications as set forth in  
226 regulations adopted by the commissioner pursuant to subsection (p) of  
227 this section;

228 (4) Report any suspicion of abnormal betting activity to the  
229 commissioner for immediate investigation by the commissioner;

230 (5) Maintain the security of wagering data, customer data and other  
231 confidential information to prevent unauthorized access to and



232 dissemination of such data and information; and

233 (6) Share records in real time, at the account level and in  
234 pseudonymous form to the department with respect to sports wagers  
235 placed with such operator, corporation or lottery sales agent.

236 (h) (1) No individual who is a sports wagering operator, or is an  
237 officer, director, owner or employee of a sports wagering operator, and  
238 no family member of such individual who resides in the same  
239 household as such individual, shall place any wager with such  
240 operator.

241 (2) No athlete, coach, referee, team owner or employee of a sports  
242 governing body or such governing body's member teams, and no  
243 personnel of any bargaining unit of such governing body's athletes or  
244 referees, shall place any wager on any sporting event overseen by such  
245 governing body. In determining which individuals are prohibited from  
246 placing a wager under this subdivision, a sports wagering operator  
247 and the Connecticut Lottery Corporation shall use publicly available  
248 information and any lists provided by the relevant sports governing  
249 body to the Department of Consumer Protection.

250 (3) No individual with access to nonpublic, confidential information  
251 that could affect the outcome of a sporting event shall place any wager  
252 on such sporting event with any sports wagering operator,  
253 Connecticut Lottery Corporation or lottery sales agent.

254 (4) No individual shall place any sports wager pursuant to this  
255 section as an agent or a proxy for another individual.

256 (5) Each sports wagering operator, the Connecticut Lottery  
257 Corporation and the lottery sales agent shall take reasonable steps to  
258 prevent the conduct prohibited under subdivisions (1) to (4), inclusive,  
259 of this subsection and shall immediately notify the commissioner if  
260 such operator or corporation believes such conduct has occurred.

261 (6) A sports wagering operator, the Connecticut Lottery

262 Corporation, a lottery sales agent and a sports wagering vendor  
263 licensee shall not disclose or sell any sports bettor's information.  
264 Records that directly or indirectly identify a sports bettor shall be kept  
265 confidential and shall not be disclosed.

266 (7) No prizes shall be paid to any individual who is restricted from  
267 placing sports wagers pursuant to this subsection. Any such prize shall  
268 be deposited into the sports wagering account established in section 2  
269 of this act.

270 (i) A tax is imposed on sports wagering gross revenue earned by a  
271 sports wagering operator at the rate of nine and eighty-nine-  
272 hundredths per cent. The Commissioner of Revenue Services shall  
273 assess and collect such tax as the commissioner may prescribe by  
274 regulations adopted in accordance with the provisions of chapter 54 of  
275 the general statutes. Such tax shall be due and payable each Tuesday of  
276 the week. If any such tax is not paid when due, the commissioner shall  
277 impose a delinquency assessment upon the sports wagering operator  
278 in the amount of ten per cent of such tax or ten dollars, whichever  
279 amount is greater, plus interest at the rate of one and one-half per cent  
280 of the unpaid principal of such tax for each month or fraction of a  
281 month from the date such tax is due to the date of payment. Subject to  
282 the provisions of section 12-3a of the general statutes, the  
283 commissioner may waive all or part of the penalties provided under  
284 this subsection when it is proven to the commissioner's satisfaction  
285 that the failure to pay such tax within the time required was due to  
286 reasonable cause and was not intentional or due to neglect. Failure to  
287 pay any such delinquent tax upon demand may be considered by the  
288 commissioner as cause for revocation of a license to operate sports  
289 wagering.

290 (j) The amount of unclaimed moneys, as determined by the  
291 Commissioner of Consumer Protection, held by a sports wagering  
292 operator on account of outstanding and uncashed winning sports  
293 wagering tickets, shall be due and payable to the commissioner at the  
294 expiration of six months after the date of the sporting event during

295 which such tickets were issued. If any such unclaimed moneys are not  
296 paid when due, the commissioner shall impose a delinquency  
297 assessment upon the sports wagering operator in the amount of ten  
298 per cent of such money or ten dollars, whichever amount is greater,  
299 plus interest at the rate of one and one-half per cent of the unpaid  
300 principal of such moneys for each month or fraction of a month from  
301 the date such moneys are due to the date of payment. Subject to the  
302 provisions of section 12-3a of the general statutes, the commissioner  
303 may waive all or part of the penalties provided under this subsection  
304 when it is proven to the commissioner's satisfaction that the failure to  
305 pay such moneys within the time required was due to reasonable  
306 cause and was not intentional or due to neglect.

307 (k) (1) A sports betting right and integrity fee is imposed at the rate  
308 of one-quarter of one per cent of all wagers placed on sporting events  
309 by a sports wagering operator and the Connecticut Lottery  
310 Corporation. Each sports wagering operator and the corporation shall  
311 file a return with the commissioner, in such form and manner as the  
312 commissioner prescribes, not later than thirty days after the end of  
313 each calendar quarter. Each operator and the corporation shall identify  
314 in each such return the percentage of wagers during the reporting  
315 period that is attributable to each sports governing body's sporting  
316 events. The amounts remitted pursuant to this subdivision shall be  
317 deposited in the sports betting right and integrity fee account  
318 established pursuant to section 3 of this act.

319 (2) Beginning in the second calendar year immediately succeeding  
320 the year in which a sports wagering operator, the Connecticut Lottery  
321 Corporation or a lottery sales agent accepts sports wagering pursuant  
322 to this section, a sports governing body may submit, not later than  
323 April thirtieth annually, a request to the commissioner for a  
324 distribution of the fees remitted by sports wagering operators and the  
325 corporation pursuant to subdivision (1) of this subsection in the  
326 previous calendar year. The commissioner shall disburse funds to the  
327 sports governing body on a pro rata basis of the total amounts  
328 reported wagered in the previous calendar year on sporting events.

329 The commissioner shall distribute any unclaimed sports betting right  
330 and integrity fees on a pro rata basis to the sports governing body or  
331 bodies that submitted eligible and timely distribution requests.

332 (3) The commissioner shall publish on the department's Internet  
333 web site an annual report that states the amount of the fees received  
334 from each sports wagering operator and the corporation pursuant to  
335 subdivision (1) of this subsection in the previous calendar year and the  
336 amount disbursed to each sports governing body pursuant to  
337 subdivision (2) of this subsection.

338 (4) Any sports governing body aggrieved by an action of the  
339 commission pursuant to this subsection may request a hearing in the  
340 manner provided by chapter 54 of general statutes.

341 (l) The commissioner or the commissioner's designee may authorize  
342 deputies to enter upon the premises of a sports wagering operator, the  
343 Connecticut Lottery Corporation or a lottery sales agent's place of  
344 business for the purposes of inspecting books and records, supervising  
345 and examining cashiers, ticket sellers and other persons handling  
346 money on behalf of such operator, corporation or agent.

347 (m) A sports governing body may request that the commissioner  
348 restrict, limit or exclude wagering on a sporting event or events by  
349 providing notice in such form and manner as the commissioner  
350 prescribes.

351 (n) (1) Each sports wagering operator, the Connecticut Lottery  
352 Corporation and any lottery sales agent that offers sports wagering  
353 shall immediately report to the commissioner any information relating  
354 to (A) criminal or disciplinary proceedings commenced against such  
355 operator, corporation or agent or an employee of such operator,  
356 corporation or agent in connection with its operations, (B) abnormal  
357 betting activity or patterns that may indicate a concern with the  
358 integrity of a sporting event, (C) any potential breach of the relevant  
359 sports governing body's internal rules or codes of conduct pertaining  
360 to sports wagering, (D) any other conduct that corrupts the betting

361 outcome of a sporting event for purposes of financial gain, including  
362 match-fixing, and (E) suspicious or illegal wagering activities,  
363 including the use of funds derived from illegal activity to place a  
364 wager, the placing of a wager to conceal funds derived from illegal  
365 activity, the use of an agent or a proxy to place a wager or the use of  
366 false identification to place a wager.

367 (2) Such operator, corporation or agent shall also immediately  
368 report to the relevant sports governing body any information relating  
369 to conduct described under subparagraphs (B) to (D), inclusive, of  
370 subdivision (1) of this subsection.

371 (o) If the commissioner finds, after a hearing conducted pursuant to  
372 chapter 54 of the general statutes, that any individual or entity  
373 knowingly violates any provision of this section or any regulation  
374 adopted pursuant to subsection (p) of this section, the commissioner  
375 shall assess such individual or entity a civil penalty of not more than  
376 fifty thousand dollars for each violation, not to exceed two hundred  
377 fifty thousand dollars for multiple violations arising out of the same  
378 transaction or occurrence.

379 (p) The commissioner, in consultation with the Gaming Commission  
380 established in section 6 of this act, shall adopt regulations, in  
381 accordance with the provisions of chapter 54 of the general statutes, to  
382 implement the provisions of this section. Such regulations shall include  
383 provisions to protect the public interest in the integrity of sports  
384 wagering and reduce the dangers of unsuitable, unfair or illegal  
385 practices, methods and activities in the conduct of sports wagering.  
386 Such regulations shall include, but need not be limited to, provisions  
387 regarding: (1) The types of sporting events upon which sports wagers  
388 may be placed or accepted; (2) the minimum amount of cash reserves  
389 to be maintained by sports wagering operators; (3) the acceptance of  
390 wagers on a series of sports events; (4) the maximum wagers which  
391 may be accepted by an operator or the Connecticut Lottery  
392 Corporation from any one sports bettor on any one sports event; (5)  
393 the type of wagering tickets which shall be used; (6) the method of

394 issuing tickets; (7) minimum accounting standards for a sports  
395 wagering operator or the corporation; (8) the types of records which  
396 shall be maintained by a sports wagering operator or the corporation  
397 and available for inspection upon the request of the commissioner; (9)  
398 requirements for information and reports from a sports wagering  
399 operator and the corporation to enable effective auditing of sports  
400 wagering operations; (10) requirements for establishing and funding a  
401 sports wagering account; (11) minimum qualifications for a provider of  
402 sporting events data; and (12) requirements for any advertisement for  
403 sports betting to ensure such advertisement (A) does not target minors,  
404 problem gamblers or other vulnerable individuals, (B) includes  
405 information about or Internet web site links to resources related to  
406 gambling addiction, and (C) is not false, misleading or deceptive to a  
407 reasonable consumer.

408 (q) Any amounts received by the commissioner pursuant to this  
409 section, except a sports betting and integrity fee received pursuant to  
410 subsection (k) of this section, shall be deposited in the sports wagering  
411 account established in section 2 of this act.

412 (r) The commissioner may establish receivables for the expenses to  
413 be incurred by the department prior to moneys being deposited in the  
414 sports wagering account established in section 2 of this act in  
415 accordance with this section. Such receivables shall not exceed nine  
416 hundred thousand dollars.

417 Sec. 2. (NEW) (*Effective July 1, 2018*) There is established an account  
418 to be known as the "sports wagering account" which shall be a  
419 separate, nonlapsing account within the General Fund. The account  
420 shall contain any moneys required by law to be deposited in the  
421 account. Moneys in the account shall be expended by the  
422 Commissioner of Consumer Protection for the purposes of  
423 compensating the Department of Consumer Protection for the  
424 reasonable and necessary costs incurred by the department for the  
425 regulatory and licensing activities specified in section 1 of this act. On  
426 and after the first full fiscal year that the commissioner finds money

427 has been deposited in the sports wagering account, the commissioner  
428 (1) shall contribute one-half of one per cent of the moneys deposited in  
429 the account during the previous fiscal year to the five Regional  
430 Behavioral Health Action Organizations designated by the  
431 Commissioner of Mental Health and Addiction Services, and (2) may  
432 reimburse, as the commissioner deems reasonable, upon application  
433 by a public higher institution of education in this state that participates  
434 in the National Collegiate Athletic Association Division I program, for  
435 any costs associated with complying with sports wagering. At the end  
436 of each fiscal year, the commissioner shall transfer any money in  
437 excess of such reasonable and necessary costs and such contribution to  
438 the General Fund.

439 Sec. 3. (NEW) (*Effective July 1, 2018*) There is established an account  
440 to be known as the "sports betting right and integrity fee account"  
441 which shall be a separate, nonlapsing account within the General  
442 Fund. The account shall contain any moneys required by law to be  
443 deposited in the account. Moneys in the account shall be expended by  
444 the Commissioner of Consumer Protection for the purposes of  
445 disbursing funds to sports governing bodies in accordance with the  
446 provisions of subdivision (2) of subsection (k) of section 1 of this act.

447 Sec. 4. Section 12-577 of the 2018 supplement to the general statutes  
448 is repealed and the following is substituted in lieu thereof (*Effective July*  
449 *1, 2018*):

450 The commissioner shall annually cause to be made by some  
451 competent person or persons in the department a thorough audit of  
452 the books and records of each association licensee under this chapter,  
453 [and] each casino gaming facility and each licensed sports wagering  
454 operator, as defined in subsection (a) of section 1 of this act, and the  
455 commissioner may, from time to time, cause to be made by some  
456 competent person in the department a thorough audit of the books and  
457 records of any other person or business organization licensed under  
458 this chapter. All such audit records shall be kept on file in the  
459 commissioner's office at all times. Each licensee and casino gaming

460 facility shall permit access to its books and records for the purpose of  
461 having such audit made, and shall produce, upon written order of the  
462 commissioner, any documents and information required for such  
463 purpose.

464 Sec. 5. Subsection (b) of section 12-811 of the general statutes is  
465 repealed and the following is substituted in lieu thereof (*Effective July*  
466 *1, 2018*):

467 (b) No director, officer or employee of the corporation shall, directly  
468 or indirectly, participate in, or share in the winnings from, a game  
469 conducted pursuant to sections 12-563a and 12-800 to 12-818, inclusive,  
470 and sports wagering conducted pursuant to section 1 of this act.

471 Sec. 6. (NEW) (*Effective July 1, 2018*) On and after the date any  
472 authorization of sports wagering by any provision of the general  
473 statutes or a public act or special act is effective, there is established a  
474 Gaming Commission composed of the Commissioner of Consumer  
475 Protection, who shall be the chairperson of the commission and a  
476 commissioner of the commission, and two part-time commissioners  
477 appointed by the Governor in accordance with section 4-9a of the  
478 general statutes. The appointed commissioners shall not be of the same  
479 political party. The Governor shall fill either vacancy for the unexpired  
480 portion of a term of an appointed commissioner. Each appointed  
481 commissioner shall take the oath prescribed for executive officers. The  
482 Governor may remove any appointed commissioner as provided in  
483 section 4-12 of the general statutes. Each commissioner shall have one  
484 vote. The salary of each appointed commissioner shall be established  
485 by the Department of Consumer Protection. The Gaming Commission  
486 shall be responsible for the implementation and administration of the  
487 provisions of sections 7-169 to 7-186, inclusive, of the general statutes,  
488 section 1 of this act, and chapters 226, 226b and 229a of the general  
489 statutes.

490 Sec. 7. Section 21a-6 of the general statutes is repealed and the  
491 following is substituted in lieu thereof (*Effective July 1, 2018*):



492 The following boards shall be within the Department of Consumer  
493 Protection:

494 (1) The Architectural Licensing Board established under chapter  
495 390;

496 (2) Repealed by P.A. 93-151, S. 3, 4;

497 (3) The examining boards for electrical work; plumbing and piping  
498 work; heating, piping, cooling and sheet metal work; elevator  
499 installation, repair and maintenance work; fire protection sprinkler  
500 systems work and automotive glass work and flat glass work,  
501 established under chapter 393;

502 (4) Repealed by P.A. 99-73, S. 10;

503 (5) The Commission of Pharmacy established under chapter 400j;

504 (6) The State Board of Landscape Architects established under  
505 chapter 396;

506 (7) Deleted by P.A. 98-229;

507 (8) The State Board of Examiners for Professional Engineers and  
508 Land Surveyors established under chapter 391;

509 (9) Repealed by P.A. 80-484, S. 175, 176;

510 (10) The Connecticut Real Estate Commission established under  
511 chapter 392;

512 (11) The Connecticut Real Estate Appraisal Commission established  
513 under chapter 400g;

514 (12) The State Board of Examiners of Shorthand Reporters  
515 established under chapter 400l;

516 (13) The Liquor Control Commission established under chapter 545;

517 (14) Repealed by P.A. 06-187, S. 99;

518 (15) The Home Inspection Licensing Board established under  
519 section 20-490a; [and]

520 (16) The State Board of Accountancy established under section 20-  
521 280; and

522 (17) On and after the date any authorization of sports wagering by  
523 any provision of the general statutes or a public act or special act is  
524 effective, the Gaming Commission established under section 6 of this  
525 act.

526 Sec. 8. Subsection (c) of section 12-812 of the general statutes is  
527 repealed and the following is substituted in lieu thereof (*Effective July*  
528 *1, 2018*):

529 (c) On a weekly basis, the president shall estimate, and certify to the  
530 State Treasurer, that portion of the balance in the lottery fund which  
531 exceeds the current needs of the corporation for the payment of prizes,  
532 the payment of current operating expenses and funding of approved  
533 reserves of the corporation [. The] and that portion of the balance that  
534 is attributable to the proceeds of sports wagering, as defined in  
535 subsection (a) of section 1 of this act. Upon notification of receipt of  
536 such certification by the Treasurer, the corporation shall transfer the  
537 amount so certified from the lottery fund of the corporation to the  
538 General Fund, [upon notification of receipt of such certification by the  
539 Treasurer] except that the corporation shall transfer the amount  
540 attributable to the proceeds of sports wagering to the sports wagering  
541 account established pursuant to section 2 of this act.

542 Sec. 9. Subdivision (2) of section 53-278a of the 2018 supplement to  
543 the general statutes is repealed and the following is substituted in lieu  
544 thereof (*Effective July 1, 2018*):

545 (2) "Gambling" means risking any money, credit, deposit or other  
546 thing of value for gain contingent in whole or in part upon lot, chance  
547 or the operation of a gambling device, including the playing of a casino  
548 gambling game such as blackjack, poker, craps, roulette or a slot

549 machine, but does not include: Legal contests of skill, speed, strength  
550 or endurance in which awards are made only to entrants or the owners  
551 of entries; legal business transactions which are valid under the law of  
552 contracts; activity legal under the provisions of sections 7-169 to 7-186,  
553 inclusive; any lottery or contest conducted by or under the authority of  
554 any state of the United States, Commonwealth of Puerto Rico or any  
555 possession or territory of the United States; and other acts or  
556 transactions expressly authorized by law on or after October 1, 1973.  
557 Fantasy contests, as defined in section 12-578aa, as amended by this  
558 act, shall not be considered gambling, provided the conditions set forth  
559 in subsection (b) of section 12-578aa, as amended by this act, have been  
560 met and the operator of such contests is registered pursuant to  
561 subdivision (1) of subsection (d) of section 12-578aa, as amended by  
562 this act. Sports wagering, as defined in subsection (a) of section 1 of  
563 this act, shall not be considered gambling, provided the conditions set  
564 forth in subsection (b) of section 1 of this act have been met and the  
565 sports wagering operator is licensed pursuant to subsection (e) of  
566 section 1 of this act, the Connecticut Lottery Corporation or a lottery  
567 sales agent;

568 Sec. 10. Subdivision (4) of section 53-278a of the 2018 supplement to  
569 the general statutes is repealed and the following is substituted in lieu  
570 thereof (*Effective July 1, 2018*):

571 (4) "Gambling device" means any device or mechanism by the  
572 operation of which a right to money, credits, deposits or other things  
573 of value may be created, as the result of the operation of an element of  
574 chance; any device or mechanism which, when operated for a  
575 consideration, does not return the same value or thing of value for the  
576 same consideration upon each operation thereof; any device,  
577 mechanism, furniture or fixture designed primarily for use in  
578 connection with professional gambling; and any subassembly or  
579 essential part designed or intended for use in connection with any  
580 such device, mechanism, furniture, fixture, construction or installation,  
581 provided an immediate and unrecorded right of replay mechanically  
582 conferred on players of pinball machines and similar amusement

583 devices shall be presumed to be without value. "Gambling device"  
584 does not include a crane game machine or device or a redemption  
585 machine. A device or equipment used to play fantasy contests, as  
586 defined in section 12-578aa, as amended by this act, or participate in  
587 sports wagering, as defined in subsection (a) of section 1 of this act,  
588 shall not be considered a gambling device, provided the conditions set  
589 forth in subsection (b) of section 12-578aa, as amended by this act, have  
590 been met and in subsection (b) of section 1 of this act have been met,  
591 respectively;

592 Sec. 11. Section 12-561 of the 2018 supplement to the general statutes  
593 is repealed and the following is substituted in lieu thereof (*Effective July*  
594 *1, 2018*):

595 No commissioner or unit head or employee of the department shall  
596 directly or indirectly, individually or as a member of a partnership or  
597 as a shareholder of a corporation, have any interest whatsoever in  
598 dealing in any lottery, racing, fronton, betting enterprise or casino  
599 gaming facility or in the ownership or leasing of any property or  
600 premises used by or for any lottery, racing, fronton, betting enterprise  
601 or casino gaming facility. No commissioner or unit head shall, directly  
602 or indirectly, wager at any off-track betting facility, race track or  
603 fronton authorized under this chapter, purchase lottery tickets issued  
604 under this chapter, [or] play, directly or indirectly, any authorized  
605 game conducted at a casino gaming facility or place a sports wager  
606 with a sports wagering operator, the Connecticut Lottery Corporation  
607 or a lottery sales agent authorized under section 1 of this act. The  
608 commissioner may adopt regulations in accordance with the  
609 provisions of chapter 54 to prohibit any employee of the department  
610 from engaging, directly or indirectly, in any form of legalized  
611 gambling activity in which such employee is involved because of his or  
612 her employment with the department. For purposes of this section,  
613 "unit head" means a managerial employee with direct oversight of a  
614 legalized gambling activity.

615 Sec. 12. Subsection (b) of section 12-802 of the general statutes is

616 repealed and the following is substituted in lieu thereof (*Effective July*  
617 *1, 2018*):

618 (b) (1) The corporation shall be governed by a board of thirteen  
619 directors. The Governor, with the advice and consent of the General  
620 Assembly, shall appoint five directors who have skill, knowledge and  
621 experience in the fields of management, finance or operations in the  
622 private sector. Each director appointed by the Governor shall serve at  
623 the pleasure of the Governor, but no longer than the term of office of  
624 the Governor or until the director's successor is appointed and  
625 qualified, whichever term is longer. The Governor shall fill any  
626 vacancy for the unexpired term of a director appointed by the  
627 Governor. Two directors shall be the State Treasurer and the Secretary  
628 of the Office of Policy and Management, both of whom shall serve ex  
629 officio and shall have all of the powers and privileges of a member of  
630 the board of directors. Each ex-officio director may designate his or her  
631 deputy or any member of his or her staff to represent him or her at  
632 meetings of the corporation with full power to act and vote on his or  
633 her behalf. [Each director appointed by the Governor shall serve at the  
634 pleasure of the Governor, but no longer than the term of office of the  
635 Governor or until the director's successor is appointed and qualified,  
636 whichever term is longer. The Governor shall fill any vacancy for the  
637 unexpired term of a director appointed by the Governor. The  
638 procedures of section 4-7 shall apply to the confirmation of the  
639 Governor's appointments by both houses of the General Assembly.]

640 (2) Six directors shall be appointed, with the advice and consent of  
641 the General Assembly, as follows: (A) One director who shall have  
642 expertise in the field of law appointed by the president pro tempore of  
643 the Senate, (B) one director who shall have expertise in the private  
644 sector appointed by the majority leader of the Senate, (C) one director  
645 who shall have expertise in the field of law appointed by the minority  
646 leader of the Senate, (D) one director who shall have expertise in law  
647 enforcement or security appointed by the speaker of the House of  
648 Representatives, (E) one director who shall have expertise in the  
649 private sector appointed by the majority leader of the House of

650 Representatives, and (F) one director who shall have expertise in  
651 government relations appointed by the minority leader of the House of  
652 Representatives. Each director appointed by a member of the General  
653 Assembly shall serve in accordance with the provisions of section 4-1a.  
654 The appropriate legislative appointing authority shall fill any vacancy  
655 for the unexpired term of a director appointed by such authority.

656 (3) Any appointed director shall be eligible for reappointment. The  
657 Commissioner of Consumer Protection shall not serve as a director.  
658 Any director may be removed by order of the Superior Court upon  
659 application of the Attorney General for misfeasance, malfeasance or  
660 wilful neglect of duty. Such actions shall be tried to the court without a  
661 jury and shall be privileged in assignment for hearing. If the court,  
662 after hearing, finds there is clear and convincing evidence of such  
663 misfeasance, malfeasance or wilful neglect of duty it shall order the  
664 removal of such director. Any director so removed shall not be  
665 reappointed to the board.

666 Sec. 13. (*Effective from passage*) (a) Not later than ninety days after the  
667 effective date of this section, the Commissioner of Consumer  
668 Protection shall develop and issue a request for proposals for  
669 professional services to recommend a strategic plan to expand and  
670 ensure the integrity of gambling in the state. The professional service  
671 provider shall have expertise in issues related to gambling, the  
672 expansion of gambling and the regulatory oversight of entities  
673 authorized to conduct gambling.

674 (b) At a minimum, the strategic plan shall:

675 (1) Analyze the economic impacts of all legal and current forms of  
676 gambling in the state, including, but not limited to, gambling at casino  
677 gaming facilities, and gambling facilitated by the Connecticut Lottery  
678 Corporation and off-track betting facilities;

679 (2) Contain a fiscal analysis to determine the impact of expanding  
680 gambling in the state (A) by amending the procedures, compact and  
681 agreements entered into by and between the state and the

682 Mashantucket Pequot Tribe and the state and the Mohegan Tribe of  
683 Indians of Connecticut, and (B) without amending such procedures,  
684 compact and agreements;

685 (3) Identify the various approaches to expanding gambling in the  
686 state and analyze the economic impact and the fiscal and legal  
687 consequences if the state authorizes (A) any person, business entity or  
688 Indian tribe to operate one or more commercial casino gaming facilities  
689 within the state, (B) the Connecticut Lottery Corporation to sell tickets  
690 for lottery draw games online and accept payment through the use of a  
691 credit card, (C) the Connecticut Lottery Corporation, off-track betting  
692 facilities, the Mashantucket Pequot Tribe or the Mohegan Tribe of  
693 Indians of Connecticut, or any combination thereof, to conduct  
694 wagering on sporting events to the extent permitted by federal law,  
695 and (D) the operation of fantasy contests in the state without amending  
696 such procedures, compact and agreements; and

697 (4) Recommend a strategic plan that (A) implements the expansion  
698 of gambling in the state, (B) strengthens the regulatory oversight of  
699 entities authorized to conduct gambling in the state, (C) provides for  
700 the taxation of such expansion, and (D) includes best practices to  
701 protect the public interest in the integrity of gambling operations and  
702 reduce the dangers of unsuitable, unfair or illegal practices, methods  
703 and activities in such operations.

704 (c) The commissioner shall, in accordance with the provisions of  
705 section 11-4a of the general statutes, submit the following to the joint  
706 standing committee of the General Assembly having cognizance of  
707 matters relating to public safety and security: (1) An interim report that  
708 identifies the scope of the strategic plan and makes preliminary  
709 findings not later than February 1, 2019, and (2) the final strategic plan  
710 not later than October 1, 2019.

711 (d) The Commissioner of Consumer Protection and the board of  
712 directors of the Connecticut Lottery Corporation shall provide any  
713 information and data needed by the professional service provider to

714 complete the strategic plan, provided the information and data does  
715 not disclose the identity of any individual.

716 (e) The Connecticut Lottery Corporation shall pay the costs of the  
717 strategic plan and any costs associated with the strategic plan using  
718 unclaimed prize funds from the fiscal year ending June 30, 2018, that  
719 were not used to increase sales or returned to participants in a manner  
720 designed to increase sales.

721 Sec. 14. Subsection (b) of section 12-564 of the general statutes is  
722 repealed and the following is substituted in lieu thereof (*Effective July*  
723 *1, 2018*):

724 (b) The commissioner shall conduct studies concerning the effect of  
725 legalized gambling on the citizens of this state including, but not  
726 limited to, studies to determine the types of gambling activity engaged  
727 in by the public and the desirability of expanding, maintaining or  
728 reducing the amount of legalized gambling permitted in this state.  
729 Such studies shall be conducted as often as the commissioner deems  
730 necessary, except that no studies shall be conducted before the fiscal  
731 year ending June 30, [2009] 2028, and thereafter studies shall be  
732 conducted at least once every ten years. The commissioner shall  
733 submit the findings of such studies and the costs of conducting such  
734 studies to the joint standing [committees] committee of the General  
735 Assembly having cognizance of matters relating to [legalized gambling  
736 shall each receive a report concerning each study carried out, stating  
737 the findings of the study and the costs of conducting the study] public  
738 safety and security, in accordance with the provisions of section 11-4a.

739 Sec. 15. Section 12-810 of the general statutes is repealed and the  
740 following is substituted in lieu thereof (*Effective July 1, 2018*):

741 (a) The Freedom of Information Act, as defined in section 1-200,  
742 shall apply to all actions, meetings and records of the corporation,  
743 except (1) where otherwise limited by subsection (c) of this section as  
744 to new lottery games and serial numbers of unclaimed lottery tickets,  
745 [and] (2) with respect to financial, credit and proprietary information



746 submitted by any person to the corporation in connection with any  
747 proposal to provide goods, services or professional advice to the  
748 corporation as provided in section 12-815, and (3) where otherwise  
749 limited by subsection (d) of this section as to information submitted by  
750 any person to the corporation regarding such person's participation in  
751 the corporation's sports wagering voluntary self-exclusion process  
752 established pursuant to subdivision (2) of subsection (f) of section 1 of  
753 this act or subdivision (1) of subsection (g) of section 1 of this act.

754 (b) The records of proceedings as provided in subsection (a) of  
755 section 12-805 shall be subject to disclosure pursuant to the provisions  
756 of subsection (a) of section 1-210.

757 (c) Any new lottery game and the procedures for such game, until  
758 the game is publicly announced by the corporation, and any serial  
759 number of an unclaimed lottery ticket shall not be deemed public  
760 records, as defined in section 1-200, and shall not be available to the  
761 public under the provisions of section 1-210. The president shall  
762 submit a fiscal note prepared by the corporation with respect to the  
763 procedures for a new lottery game to the joint standing committees of  
764 the General Assembly having cognizance of matters relating to finance,  
765 revenue, bonding and public safety after approval of such game by the  
766 board.

767 (d) The name and any personally identifying information of a  
768 person who is participating or participated in the corporation's sports  
769 wagering voluntary self-exclusion process established pursuant to  
770 subdivision (2) of subsection (f) of section 1 of this act or subdivision  
771 (1) of subsection (g) of section 1 of this act shall not be deemed public  
772 records, as defined in section 1-200, and shall not be available to the  
773 public under the provisions of section 1-210. The president may  
774 disclose the name and any records of such person if such person claims  
775 a winning from placing a sports wager.

776 Sec. 16. Subdivision (1) of subsection (a) of section 12-578f of the  
777 2018 supplement to the general statutes is repealed and the following

778 is substituted in lieu thereof (*Effective July 1, 2018*):

779 (1) "Authorized games" means any game of chance, including, but  
780 not limited to, blackjack, poker, dice, money-wheels, roulette, baccarat,  
781 chuck-a-luck, pan game, over and under, horse race game, acey-deucey,  
782 beat the dealer, bouncing ball, video facsimile game and any other  
783 game of chance authorized by the Commissioner of Consumer  
784 Protection. "Authorized games" does not include sports wagering, as  
785 defined in subsection (a) of section 1 of this act;

786 Sec. 17. Subsection (b) of section 12-578aa of the 2018 supplement to  
787 the general statutes is repealed and the following is substituted in lieu  
788 thereof (*Effective July 1, 2018*):

789 (b) The provisions of this section shall not be effective unless the  
790 following conditions have been met:

791 (1) The Governor enters into [amendments to the Mashantucket  
792 Pequot procedures and to the Mashantucket Pequot memorandum of  
793 understanding with the Mashantucket Pequot Tribe and amendments  
794 to the Mohegan compact and to the Mohegan memorandum of  
795 understanding with the Mohegan Tribe of Indians of Connecticut  
796 concerning the authorization of fantasy contests in the state] new  
797 tribal-state compacts with the Mashantucket Pequot Tribe and the  
798 Mohegan Tribe of Indians of Connecticut pursuant to the federal  
799 Indian Gaming Regulatory Act, P.L. 100-497, 25 USC 2710(d)(3)  
800 concerning the authorization of fantasy contests. Any such tribal-state  
801 compact shall: (i) Allow each tribe to offer fantasy contests on Indian  
802 lands, (ii) provide that the authorization of fantasy contests in this state  
803 does not relieve each tribe from the tribe's obligation to contribute a  
804 percentage of the gross operating revenues of video facsimile games to  
805 the state as provided in the Mashantucket Pequot memorandum of  
806 understanding and the Mohegan memorandum of understanding, as  
807 the case may be, and (iii) provide that the authorization of fantasy  
808 contests in this state does not terminate the moratoria on the operation  
809 of video facsimile games by the tribes pursuant to section 15(a) of the

810 Mashantucket Pequot procedures and section 15(a) of the Mohegan  
811 compact.

812 [(2) The amendments to the Mashantucket Pequot procedures and  
813 the Mohegan compact shall include a provision that the authorization  
814 of fantasy contests in the state does not terminate the moratorium  
815 against the operation of video facsimile games by the Mashantucket  
816 Pequot Tribe and Mohegan Tribe of Indians of Connecticut on each  
817 tribe's reservation.

818 (3) The amendments to each tribe's memorandum of understanding  
819 shall include a provision that the authorization of fantasy contests in  
820 the state does not relieve each tribe from each tribe's obligation to  
821 contribute a percentage of the gross operating revenues of video  
822 facsimile games to the state as provided in each tribe's memorandum  
823 of understanding.]

824 [(4)] (2) The [amendments to the Mashantucket Pequot procedures,  
825 the Mashantucket Pequot memorandum of understanding, the  
826 Mohegan compact and the Mohegan memorandum of understanding]  
827 new tribal-state compacts are approved or deemed approved by the  
828 Secretary of the United States Department of the Interior pursuant to  
829 the federal Indian Gaming Regulatory Act, P.L. 100-497, 25 USC 2701  
830 et seq., and its implementing regulations. If such approval is  
831 overturned by a court in a final judgment, which is not appealable, the  
832 authorization for fantasy contests provided under this section shall  
833 cease to be effective.

834 [(5)] (3) The [amendments to the Mashantucket Pequot procedures  
835 and to the Mohegan compact] new tribal-state compacts are approved  
836 by the General Assembly pursuant to section 3-6c.

837 [(6) The amendments to the Mashantucket Pequot memorandum of  
838 understanding and to the Mohegan memorandum of understanding  
839 are approved by the General Assembly pursuant to the process  
840 described in section 3-6c.]

841       Sec. 18. (NEW) (*Effective July 1, 2018*) (a) There is established a Joint  
842 Venture Events Commission. The commission shall consist of the  
843 following members: (1) One member appointed by the speaker of the  
844 House of Representatives; (2) one member appointed by the president  
845 pro tempore of the Senate; (3) one member appointed by the majority  
846 leader of the House of Representatives; (4) one member appointed by  
847 the majority leader of the Senate; (5) one member appointed by the  
848 minority leader of the House of Representatives; (6) one member  
849 appointed by the minority leader of the Senate; (7) one member  
850 appointed by the Governor; (8) a representative from Major League  
851 Baseball; (9) a representative from the Professional Golfers'  
852 Association; (10) a representative from the National Basketball  
853 Association; (11) a representative from the National Hockey League;  
854 (12) a representative from the National Football League; (13) a  
855 representative from Major League Soccer; and (14) any other member  
856 that the commission may appoint to the commission.

857       (b) The commission shall select the chairperson of the commission  
858 from among the members of the commission and schedule the first  
859 meeting of the commission not later than ninety days after the date  
860 sports wagering is permitted under federal law.

861       (c) The commission shall meet at least every six months or as often  
862 as deemed necessary by the chairperson or a majority of the  
863 commission to consider joint ventures for professional events in this  
864 state and other issues related to professional events as determined by  
865 the commission.

866       (d) The commission shall establish an advisory committee to advise  
867 the commission in carrying out its duties. Such committee shall be  
868 composed of legislators, business leaders and other interested  
869 stakeholders and shall, where feasible, reflect the state's geographic  
870 and demographic diversity and include members of different political  
871 parties.

872       (e) Not later than one year after the date the commission first meets,

873 and annually thereafter, the commission shall submit a report, in  
874 accordance with the provisions of section 11-4a of the general statutes,  
875 to the joint standing committee of the General Assembly having  
876 cognizance of matters relating to public safety and security concerning  
877 the activities of the commission during the preceding year.

878 Sec. 19. Section 21a-7 of the 2018 supplement to the general statutes  
879 is repealed and the following is substituted in lieu thereof (*Effective July*  
880 *1, 2018*):

881 (a) Each board or commission within the Department of Consumer  
882 Protection under section 21a-6, as amended by this act, shall have the  
883 following powers and duties:

884 (1) Each board or commission shall exercise its statutory functions,  
885 including licensing, certification, registration, accreditation of schools  
886 and the rendering of findings, orders and adjudications. With the  
887 exception of the Liquor Control Commission and the Gaming  
888 Commission, any exercise of such functions by such a board or  
889 commission that is adverse to a party shall be a proposed decision and  
890 subject to approval, modification or rejection by the commissioner.

891 (2) Each board or commission may, in its discretion, issue (A) an  
892 appropriate order to any person found to be violating an applicable  
893 statute or regulation providing for the immediate discontinuance of  
894 the violation, (B) an order requiring the violator to make restitution for  
895 any damage caused by the violation, or (C) both. Each board or  
896 commission may, through the Attorney General, petition the superior  
897 court for the judicial district wherein the violation occurred, or  
898 wherein the person committing the violation resides or transacts  
899 business, for the enforcement of any order issued by it and for  
900 appropriate temporary relief or a restraining order and shall certify  
901 and file in the court a transcript of the entire record of the hearing or  
902 hearings, including all testimony upon which such order was made  
903 and the findings and orders made by the board or commission. The  
904 court may grant such relief by injunction or otherwise, including

905 temporary relief, as it deems equitable and may make and enter a  
906 decree enforcing, modifying and enforcing as so modified, or setting  
907 aside, in whole or in part, any order of a board or commission.

908 (3) Each board or commission may conduct hearings on any matter  
909 within its statutory jurisdiction. Such hearings shall be conducted in  
910 accordance with chapter 54 and the regulations established pursuant to  
911 subsection (a) of section 21a-9. In connection with any such hearing,  
912 the board or commission may administer oaths, issue subpoenas,  
913 compel testimony and order the production of books, records and  
914 documents. If any person refuses to appear, testify or produce any  
915 book, record or document when so ordered, a judge of the Superior  
916 Court may make such order as may be appropriate to aid in the  
917 enforcement of this section.

918 (4) Each board or commission may request the Commissioner of  
919 Consumer Protection to conduct an investigation and to make findings  
920 and recommendations regarding any matter within the statutory  
921 jurisdiction of the board or commission.

922 (5) Each board or commission may recommend rules and  
923 regulations for adoption by the Commissioner of Consumer Protection  
924 and may review and comment upon proposed rules and regulations  
925 prior to their adoption by said commissioner.

926 (6) Each board or commission shall meet at least once in each  
927 quarter of a calendar year and at such other times as the chairperson or  
928 the Commissioner of Consumer Protection deems necessary. A  
929 majority of the members shall constitute a quorum, except that for any  
930 examining board, forty per cent of the members shall constitute a  
931 quorum. Any member who fails to attend three consecutive meetings  
932 or who fails to attend fifty per cent of all meetings during any calendar  
933 year shall be deemed to have resigned from office. Members of boards  
934 or commissions shall not serve for more than two consecutive full  
935 terms which commence on or after July 1, 1982, except that if no  
936 successor has been appointed or approved, such member shall

937 continue to serve until a successor is appointed or approved. Members  
938 shall not be compensated for their services but shall be reimbursed for  
939 necessary expenses incurred in the performance of their duties.

940 (7) In addition to any other action permitted under the general  
941 statutes, each board or commission may, upon a finding of any cause  
942 specified in subsection (c) of section 21a-9: (A) Revoke or suspend a  
943 license, registration or certificate; (B) issue a letter of reprimand to a  
944 practitioner and send a copy of such letter to a complainant or to a  
945 state or local official; (C) place a practitioner on probationary status  
946 and require the practitioner to (i) report regularly to the board or  
947 commission on the matter which is the basis for probation, (ii) limit the  
948 practitioner's practice to areas prescribed by the board or commission,  
949 or (iii) continue or renew the practitioner's education until the  
950 practitioner has attained a satisfactory level of competence in any area  
951 which is the basis for probation. Each board or commission may  
952 discontinue, suspend or rescind any action taken under this  
953 subsection.

954 (8) Each examining board within the Department of Consumer  
955 Protection or the Commissioner of Consumer Protection shall conduct  
956 any hearing or other action required for an application submitted  
957 pursuant to section 20-333 and any completed renewal application  
958 submitted pursuant to section 20-335 not later than (A) thirty days  
959 after the date of submission for such application or completed renewal  
960 application, as applicable, or (B) a period of time deemed appropriate  
961 by the Commissioner of Consumer Protection, but not to exceed sixty  
962 days after such date of submission.

963 (b) With the exception of the Liquor Control Commission and the  
964 Gaming Commission, each board or commission within the  
965 Department of Consumer Protection under section 21a-6, as amended  
966 by this act, that makes a proposed final decision that is adverse to a  
967 party as described in subdivision (1) of subsection (a) of this section,  
968 shall submit such proposed decision to the Commissioner of  
969 Consumer Protection. Not later than thirty calendar days after receipt

970 of any such proposed decision, the Commissioner of Consumer  
971 Protection shall notify such board or commission that the  
972 commissioner shall render the final decision concerning such matter.  
973 Not later than thirty days after receipt of any such proposed decision,  
974 the commissioner shall approve, modify or reject the proposed  
975 decision or remand the proposed decision for further review or for the  
976 taking of additional evidence. The commissioner shall notify the board  
977 or commission in writing of the commissioner's decision and include  
978 in such notification the rationale for such decision. The decision of the  
979 commissioner shall be the final decision in accordance with section 4-  
980 180 for purposes of reconsideration in accordance with section 4-181a  
981 or appeal to the Superior Court in accordance with section 4-183.

982 Sec. 20. Section 21a-8 of the 2018 supplement to the general statutes  
983 is repealed and the following is substituted in lieu thereof (*Effective July*  
984 *1, 2018*):

985 (a) The Department of Consumer Protection shall have the  
986 following powers and duties with regard to each board or commission  
987 transferred to the Department of Consumer Protection under section  
988 21a-6, as amended by this act, except for the Liquor Control  
989 Commission and the Gaming Commission:

990 (1) The department shall control the allocation, disbursement and  
991 budgeting of funds appropriated to the department for the operation  
992 of each board or commission transferred to said department.

993 (2) The department shall employ and assign such personnel as the  
994 commissioner deems necessary for the performance of each board's or  
995 commission's functions.

996 (3) The department shall perform all management functions,  
997 including purchasing, bookkeeping, accounting, payroll, secretarial,  
998 clerical, record-keeping and routine housekeeping functions.

999 (4) The department shall conduct any necessary review, inspection  
1000 or investigation regarding qualifications of applicants for licenses or



1001 certificates, possible violations of statutes or regulations, accreditation  
1002 of schools, disciplinary matters and the establishment of regulatory  
1003 policy, and make recommendations to the appropriate board or  
1004 commission. In connection with any such investigation, the  
1005 Commissioner of Consumer Protection, or the commissioner's  
1006 authorized agent, may administer oaths, issue subpoenas, compel  
1007 testimony and order the production of books, records and documents.  
1008 If any person refuses to appear, to testify or to produce any book,  
1009 record or document when so ordered, a judge of the Superior Court  
1010 may make such order as may be appropriate to aid in the enforcement  
1011 of this section.

1012 (5) The department shall administer any examinations necessary to  
1013 ascertain the qualifications of applicants for licenses or certificates and  
1014 shall issue licenses or certificates to qualified applicants. The  
1015 department shall maintain rosters of licensees or registrants and  
1016 update such rosters annually, and may provide copies of such rosters  
1017 to the public for an appropriate fee.

1018 (6) The department shall conduct any necessary investigation and  
1019 follow-up in connection with complaints regarding persons subject to  
1020 regulation or licensing by the board or commission.

1021 (7) The department shall perform any other function necessary to  
1022 the effective operation of the board or commission.

1023 (8) The department shall receive complaints concerning the work  
1024 and practices of persons licensed, registered or certified by such boards  
1025 or commissions and shall receive complaints concerning unauthorized  
1026 work and practice by persons not licensed, registered or certified by  
1027 such boards or commissions. The department shall distribute quarterly  
1028 a list of all complaints received within the previous quarter to the  
1029 chairperson of the appropriate board or commission. The department  
1030 shall screen all complaints and dismiss any in which the allegation, if  
1031 substantiated, would not constitute a violation of any statute or  
1032 regulation. The department shall distribute notice of all such

1033 dismissals monthly to the chairperson of the appropriate board or  
1034 commission. The department shall investigate any complaint in which  
1035 the allegation, if substantiated, would constitute a violation of a statute  
1036 or regulation under its jurisdiction. In conducting the investigation, the  
1037 commissioner may seek the assistance of a member of the appropriate  
1038 board, an employee of any state agency with expertise in the area, or if  
1039 no such member or employee is available, a person from outside state  
1040 service licensed to perform the work involved in the complaint. Board  
1041 or commission members involved in an investigation shall not  
1042 participate in disciplinary proceedings resulting from such  
1043 investigation. The Commissioner of Consumer Protection may dismiss  
1044 a complaint following an investigation if the commissioner determines  
1045 that such complaint lacks probable cause. The commissioner may  
1046 bring a complaint before the appropriate board or commission for a  
1047 formal hearing if the commissioner determines that there is probable  
1048 cause to believe that the offense alleged in the complaint has been  
1049 committed and that the practitioner named in the complaint was  
1050 responsible. The commissioner, or the commissioner's authorized  
1051 agent, shall have the power to issue subpoenas to require the  
1052 attendance of witnesses or the production of records, correspondence,  
1053 documents or other evidence in connection with any hearing of a  
1054 board or commission.

1055 (9) The department may contract with a third party, if the  
1056 commissioner deems it necessary, to administer licensing examinations  
1057 and perform all attendant administrative functions in connection with  
1058 such examination and to monitor continuing professional education  
1059 requirements, and may require the payment of a fee to such third  
1060 party.

1061 (b) Not later than January 15, 2015, and annually thereafter, the  
1062 commissioner, in accordance with section 11-4a, shall report the  
1063 following to the joint standing committee of the General Assembly  
1064 having cognizance of matters relating to consumer protection and  
1065 occupational licensing: (1) The total number of complaints received by  
1066 the department in the previous calendar year concerning the work and

1067 practice of persons licensed, registered or certified by the boards or  
1068 commissions specified in subdivisions (1) and (3) of section 21a-6, (2)  
1069 the nature of each complaint, (3) the department's resolution of each  
1070 complaint, including, if applicable, whether the complaint (A) was  
1071 dismissed because the allegation, if substantiated, would not constitute  
1072 a violation of any statute or regulation, (B) was investigated, (C) was  
1073 dismissed, following an investigation, for lack of probable cause, (D)  
1074 was resolved by a settlement, and whether a penalty was imposed  
1075 pursuant to such settlement, or (E) was brought for formal hearing,  
1076 and whether a violation was found and a penalty imposed.

1077 (c) The Commissioner of Consumer Protection shall have the  
1078 following powers and duties with regard to each board or commission  
1079 within the Department of Consumer Protection under section 21a-6, as  
1080 amended by this act:

1081 (1) The commissioner shall, in consultation with each board or  
1082 commission, exercise the functions of licensing, certification,  
1083 registration, accreditation of schools and the rendering of findings,  
1084 orders and adjudications.

1085 (2) The commissioner may, in the commissioner's discretion, issue  
1086 an appropriate order to any person found to be violating any statute or  
1087 regulation within the jurisdiction of such board or commission  
1088 providing for the immediate discontinuance of the violation or  
1089 requiring the violator to make restitution for any damage caused by  
1090 the violation, or both. The commissioner may, through the Attorney  
1091 General, petition the superior court for the judicial district in which the  
1092 violation occurred, or in which the person committing the violation  
1093 resides or transacts business, for the enforcement of any order issued  
1094 by the commissioner under this subdivision and for appropriate  
1095 temporary relief or a restraining order. The commissioner shall certify  
1096 and file in the court a transcript of the entire record of the hearing or  
1097 hearings, including all testimony upon which such order was made  
1098 and the findings and orders made by the commissioner. The court may  
1099 grant such relief by injunction or otherwise, including temporary

1100 relief, as the court deems equitable and may make and enter a decree  
 1101 enforcing, modifying and enforcing as so modified, or setting aside, in  
 1102 whole or in part, any order of the commissioner issued under this  
 1103 subdivision.

1104 (3) The commissioner may conduct hearings on any matter within  
 1105 the statutory jurisdiction of such board or commission. Such hearings  
 1106 shall be conducted in accordance with chapter 54 and the regulations  
 1107 adopted pursuant to subsection (a) of section 21a-9. In connection with  
 1108 any such hearing, the commissioner may administer oaths, issue  
 1109 subpoenas, compel testimony and order the production of books,  
 1110 records and documents. If any person refuses to appear, testify or  
 1111 produce any book, record or document when so ordered, a judge of  
 1112 the Superior Court may make such order as may be appropriate to aid  
 1113 in the enforcement of this subdivision.

1114 (4) In addition to any other action permitted under the general  
 1115 statutes, the commissioner may, upon a finding of any cause specified  
 1116 in subsection (c) of section 21a-9: (A) Revoke or suspend a license,  
 1117 registration or certificate; (B) issue a letter of reprimand to a  
 1118 practitioner and send a copy of such letter to a complainant or to a  
 1119 state or local official; (C) place a practitioner on probationary status  
 1120 and require the practitioner to (i) report regularly to the commissioner  
 1121 on the matter which is the basis for probation, (ii) limit the  
 1122 practitioner's practice to areas prescribed by the commissioner, or (iii)  
 1123 continue or renew the practitioner's education until the practitioner  
 1124 has attained a satisfactory level of competence in any area which is the  
 1125 basis for probation. The commissioner may discontinue, suspend or  
 1126 rescind any action taken under this subdivision.

1127 Sec. 21. Section 12-565a of the 2018 supplement to the general  
 1128 statutes is repealed. (*Effective from passage*)"

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2018	New section

Sec. 2	<i>July 1, 2018</i>	New section
Sec. 3	<i>July 1, 2018</i>	New section
Sec. 4	<i>July 1, 2018</i>	12-577
Sec. 5	<i>July 1, 2018</i>	12-811(b)
Sec. 6	<i>July 1, 2018</i>	New section
Sec. 7	<i>July 1, 2018</i>	21a-6
Sec. 8	<i>July 1, 2018</i>	12-812(c)
Sec. 9	<i>July 1, 2018</i>	53-278a(2)
Sec. 10	<i>July 1, 2018</i>	53-278a(4)
Sec. 11	<i>July 1, 2018</i>	12-561
Sec. 12	<i>July 1, 2018</i>	12-802(b)
Sec. 13	<i>from passage</i>	New section
Sec. 14	<i>July 1, 2018</i>	12-564(b)
Sec. 15	<i>July 1, 2018</i>	12-810
Sec. 16	<i>July 1, 2018</i>	12-578f(a)(1)
Sec. 17	<i>July 1, 2018</i>	12-578aa(b)
Sec. 18	<i>July 1, 2018</i>	New section
Sec. 19	<i>July 1, 2018</i>	21a-7
Sec. 20	<i>July 1, 2018</i>	21a-8
Sec. 21	<i>from passage</i>	Repealer section