



General Assembly

January Session, 2019

Amendment

LCO No. 8790



Offered by:
REP. D'AGOSTINO, 91st Dist.

To: Subst. House Bill No. 7299 File No. 498 Cal. No. 325

"AN ACT MAKING CHANGES TO DEPARTMENT OF CONSUMER PROTECTION ENFORCEMENT STATUTES."

1 Strike sections 3 and 4 in their entirety and renumber the remaining
2 sections and internal references accordingly

3 In line 166, after "418." insert "The provisions of this subsection
4 requiring the commissioner to direct the design and construction of a
5 food warehouse shall not be required for a food warehouse that was
6 registered in good standing pursuant to section 21a-160 prior to
7 October 1, 2019, provided the warehouse is in good repair so that
8 stored food is properly protected and the premises is free of pests.
9 Each bakery, food warehouse and food manufacturing establishment
10 remains subject to the provisions of chapter 418."

11 In line 190, after "bakery" insert ", food warehouse"

12 In line 210, after "annually." insert "No prior inspection by the
13 commissioner shall be necessary for a food warehouse registered
14 under section 21a-160 prior to October 1, 2019, which is required to

15 transfer its registration to a new license under the provisions of this
16 subsection."

17 In line 259, after "applicant." insert "The provisions of this
18 subsection requiring a certificate of approval from the zoning
19 commission or other local authority shall not apply to any food
20 warehouse that was registered in good standing pursuant to section
21 21a-160 prior to October 1, 2019."

22 In line 550, after "commission" insert "or department"

23 After the last section, add the following and renumber sections and
24 internal references accordingly:

25 "Sec. 501. Section 20-288 of the general statutes is repealed and the
26 following is substituted in lieu thereof (*Effective October 1, 2019*):

27 As used in this chapter:

28 (1) "Board" means the Architectural Licensing Board appointed
29 under the provisions of section 20-289, as amended by this act;

30 (2) "Architect" means a person who engages in the practice of
31 architecture; [and]

32 (3) "The practice of architecture" or "practice architecture" means
33 rendering or offering to render service by consultation, investigation,
34 evaluations, preliminary studies, plans, specifications and
35 coordination of structural factors concerning the aesthetic or structural
36 design and contract administration of building construction or any
37 other service in connection with the designing or contract
38 administration of building construction located within the boundaries
39 of this state, regardless of whether any person performing such duties
40 is performing one or all of such duties or whether such person is
41 performing them in person or as the directing head of an office or
42 organization performing them; [.] and

43 (4) "Architect Emeritus" means an honorific title granted to a

44 previously licensed architect who has retired from the active practice
45 of architecture.

46 Sec. 502. Section 20-289 of the general statutes is repealed and the
47 following is substituted in lieu thereof (*Effective October 1, 2019*):

48 There shall be an Architectural Licensing Board in the Department
49 of Consumer Protection. The board shall consist of five members. The
50 Governor shall appoint two members of the board who shall be public
51 members and three members of the board who shall be architects
52 residing in this state. The Governor shall have the power to remove
53 any member from office for misconduct, incapacity or neglect of duty.
54 Members shall not be compensated for their services but shall be
55 reimbursed for necessary expenses incurred in the performance of
56 their duties. The board shall keep a record of its proceedings and a
57 roster of all licensed architects entitled to practice architecture and of
58 all persons holding certificates of authority under sections 20-295 and
59 20-295a of the general statutes, revised to 1968, and corporations
60 holding certificates of authorization for the practice of architecture
61 under section 20-298b, as amended by this act, in this state. The [board]
62 department shall adopt regulations, in consultation with the board and
63 in accordance with chapter 54, concerning eligibility for architectural
64 licensing examinations, appeals of examination grades, reciprocal
65 licensing, requirements for continuing education for renewal of
66 licensure, qualifications for registration for Architect Emeritus and
67 such other matters as the [board] department deems necessary to carry
68 out the purposes of this chapter. The board shall, annually, prepare a
69 roster of all licensed architects and the last-known mailing address of
70 such architects. A copy of such roster shall be placed on file with the
71 Secretary of the State and with the town building department of each
72 town. The Commissioner of Consumer Protection, with advice and
73 assistance from the board, shall adopt regulations, in accordance with
74 chapter 54, (1) concerning professional ethics and conduct appropriate
75 to establish and maintain a high standard of integrity and dignity in
76 the practice of the profession, and (2) for the conduct of the board's
77 affairs and for the examination of applicants for a license. The board

78 shall, after public notice, hold at least one meeting per quarter, in each
79 calendar year, for the purpose of considering applications for licenses
80 and for the transaction of other business. Any person aggrieved by an
81 order made under this chapter may appeal from such order as
82 provided in section 4-183. Appeals under this section shall be
83 privileged in respect to the order of trial and assignment.

84 Sec. 503. Section 20-291 of the general statutes is repealed and the
85 following is substituted in lieu thereof (*Effective October 1, 2019*):

86 No person shall receive a license under the provisions of this
87 chapter until such person has passed an examination in such technical
88 and professional subjects as may be prescribed by the board, with the
89 consent of the Commissioner of Consumer Protection. Each person
90 who applies to the [board] Department of Consumer Protection for a
91 license under the provisions of this chapter [,] shall submit an
92 application, together with evidence of education and training
93 experience as prescribed by the commissioner, in consultation with the
94 board, in regulations adopted in accordance with chapter 54. The
95 board or the commissioner may accept in the case of any architect
96 currently registered or licensed in another state in lieu of the
97 examination (1) a certificate of registration issued by the National
98 Council of Architectural Registration Boards; or (2) evidence
99 satisfactory to the board or the commissioner that such architect is
100 registered in a state having registration requirements substantially
101 equal to the licensure requirements of this state and that such architect
102 has been practicing in such other state for a period of at least ten years.
103 When the applicant has passed such examination to the satisfaction of
104 a majority of the board or the commissioner and has paid to the
105 [secretary of the board] department the fees prescribed in section 20-
106 292, as amended by this act, the [Department of Consumer Protection]
107 department shall enroll the applicant's name and address in the roster
108 of licensed architects and issue a license to the applicant, which shall
109 entitle the applicant to practice as an architect in this state.

110 Sec. 504. Section 20-292 of the general statutes is repealed and the

111 following is substituted in lieu thereof (*Effective October 1, 2019*):

112 (a) Each licensed architect shall renew his or her license [each year
113 and pay] annually. Pursuant to section 20-289, as amended by this act,
114 a licensee shall pay to the department the professional services fee for
115 class F, as defined in section 33-182l and shall submit proof of
116 completion of continuing education requirements.

117 (b) Each corporation holding a certificate of authorization for the
118 practice of architecture shall renew its certificate of authorization for
119 the practice of architecture each year and pay to the department a
120 renewal fee of two hundred twenty dollars.

121 (c) An applicant for examination or reexamination under this
122 chapter shall pay a nonrefundable fee of seventy-two dollars and an
123 amount sufficient to meet the cost of conducting each portion of the
124 examination taken by such applicant. The fee for an applicant who
125 qualifies for a license, other than by examination, in accordance with
126 the provisions of section 20-291, as amended by this act, shall be one
127 hundred dollars.

128 (d) Pursuant to section 20-289, as amended by this act, an architect
129 who is retired and not practicing any aspect of architecture and who is
130 (1) sixty-five years of age or older, or (2) has been licensed for a
131 minimum of ten years in this state, may apply for registration as an
132 Architect Emeritus. The fee for such registration shall be ten dollars.
133 An Architect Emeritus may not engage in the practice of architecture
134 without applying for and receiving an architect license.

135 Sec. 505. Section 20-294 of the general statutes is repealed and the
136 following is substituted in lieu thereof (*Effective October 1, 2019*):

137 The Commissioner of Consumer Protection or the board may
138 suspend for a definite period, not to exceed one year, or revoke any
139 license or certificate of authority issued under this chapter, after notice
140 and hearing in accordance with the regulations adopted by the
141 Commissioner of Consumer Protection, or may officially censure any

142 person holding any such license or certificate of authority and may
143 assess a civil penalty of up to one thousand dollars per violation, (1) if
144 it is shown that the license or certificate was obtained through fraud or
145 misrepresentation, (2) if the holder of the license or certificate has been
146 found guilty by the board, the commissioner or by a court of
147 competent jurisdiction of any fraud or deceit in such holder's
148 professional practice or has been convicted of a felony, (3) if the holder
149 of the license or certificate has been found guilty by the board or the
150 commissioner of gross incompetency or of negligence in the planning
151 or construction of buildings, or (4) if it is shown to the satisfaction of
152 the board or the commissioner that the holder of the license or
153 certificate has violated any provision of this chapter or any regulation
154 adopted under this chapter. Any such suspension or revocation of a
155 license or certificate by the board shall be a proposed final decision
156 and submitted to the commissioner in accordance with the provisions
157 of subsection (b) of section 21a-7. The board or the commissioner may
158 reissue any such license or certificate which has been revoked, and
159 may modify the suspension of any such license or certificate which has
160 been suspended.

161 Sec. 506. Section 20-298b of the general statutes is repealed and the
162 following is substituted in lieu thereof (*Effective October 1, 2019*):

163 (a) The practice of architecture or the offer to practice architecture in
164 this state by individual licensed architects under the corporate form or
165 by a corporation, a material part of the business of which includes
166 architecture, is permitted, provided (1) such personnel of such
167 corporation [as] act [in] on its behalf as architects [,] and its chief
168 executive officer [and the holder or holders of not less than two-thirds
169 of the voting stock thereof are] is licensed under the provisions of this
170 chapter, [and] (2) if such corporation is a professional corporation, not
171 less than two-thirds of the voting stock thereof is held by an individual
172 or individuals who are licensed under the provisions of this chapter,
173 and (3) such corporation has been issued a certificate of authorization
174 by the board. If such professional corporation has adopted an
175 employee stock ownership plan, as defined in Section 4975(e)(7) of the

176 Internal Revenue Code of 1986, or any subsequent corresponding
177 internal revenue code of the United States, as amended from time to
178 time, for purposes of meeting the two-thirds ownership requirement
179 for professional corporations, voting stock held by such employee
180 stock ownership plan shall be accepted in lieu of, or in addition to, the
181 amount of voting stock held by the licensees of such professional
182 corporation, provided not less than two-thirds of the trustees of such
183 employee stock ownership plan are licensed under the provisions of
184 this chapter. No such corporation shall be relieved of responsibility for
185 the conduct or acts of its agents, employees or officers by reason of its
186 compliance with the provisions of this section, nor shall any individual
187 practicing architecture be relieved of responsibility for architectural
188 services performed by reason of his or her employment or relationship
189 with such corporation.

190 (b) A qualifying corporation desiring a certificate of authorization
191 shall file with the board an application upon a form prescribed by the
192 board. Such application shall state (1) the name and address of such
193 corporation, (2) the city or town and the street and number where such
194 corporation is to maintain its principal office in this state, (3) the names
195 and addresses of all of its stockholders, directors and officers, (4) if
196 such corporation is a professional corporation, a statement as to
197 whether or not the holder or holders of at least two-thirds of the voting
198 stock of such corporation are persons holding a license issued by the
199 board, (5) if such corporation has adopted an employee stock
200 ownership plan, as specified in subsection (a) of this section, the names
201 and addresses of the trustees of such plan, and [(5)] (6) such other
202 information as may be required by the board. If such professional
203 corporation has adopted an employee stock ownership plan, as
204 specified in subsection (a) of this section, for purposes of meeting the
205 two-thirds ownership requirement for professional corporations,
206 voting stock held by such employee stock ownership plan shall be
207 accepted in lieu of, or in addition to, the amount of voting stock held
208 by the licensees of such professional corporation, provided not less
209 than two-thirds of the trustees of such employee stock ownership plan

210 are licensed under the provisions of this chapter. The application shall
211 be accompanied by an application fee of fifty dollars. If all
212 requirements of this chapter are met, the board shall issue to such
213 corporation a certificate of authorization within sixty days of such
214 application, provided the board may refuse to issue a certificate if any
215 facts exist which would entitle the board to suspend or revoke an
216 existing certificate. After obtaining such certificate of authorization,
217 any such corporation may practice architecture subject to the
218 regulations adopted under this chapter. All plans, specifications,
219 sketches, drawings and documents pertaining to any such services
220 rendered by the corporation shall be signed and bear the seal of a
221 Connecticut licensed architect in accordance with the provisions of
222 section 20-293 and the regulations adopted under this chapter. Each
223 certificate of authorization issued under this section shall be renewable
224 annually if all requirements of this chapter are met, provided the board
225 may refuse to renew a certificate if any facts exist which would entitle
226 the board to suspend or revoke an existing certificate. A professional
227 corporation holding a certificate of authorization under this section
228 shall report any changes in the ownership of its shares of stock, [or in]
229 the person holding the chief executive office, or the person or persons,
230 if any, holding the position of employee stock ownership plan trustee
231 to the board within thirty days after any such change.

232 (c) Any certificate of authorization issued by the board under this
233 section may be suspended, for a period not to exceed one year, or
234 revoked by the board after notice and hearing in accordance with the
235 regulations adopted by the Commissioner of Consumer Protection, if it
236 is shown that: (1) The holder of such certificate of authorization does
237 not conform to the requirements of this section; (2) the certificate was
238 obtained through fraud or misrepresentation; or (3) the chief executive
239 officer, the individual holder of any of the stock of the corporation
240 holding such certificate of authorization, [or] any licensed architect
241 employed by or acting on behalf of such corporation or any trustee of
242 an employee stock ownership plan has been censured or has had his or
243 her certificate of registration suspended or revoked by the board

244 pursuant to the provisions of section 20-294, as amended by this act.

245 (d) Each corporation holding a certificate of authorization under this
246 section shall file with the board a designation of an individual or
247 individuals licensed to practice architecture in this state who shall be
248 in charge of architectural work by such corporation in this state. Such
249 corporation shall notify the board of any change in such designation
250 within thirty days after such change becomes effective.

251 (e) Nothing in this section shall be construed to prohibit any
252 corporation in existence prior to 1933, whose charter authorizes the
253 practice of architecture, from continuing to make plans and
254 specifications and supervise construction as authorized by section 20-
255 290.

256 (f) Not less than two-thirds of the individual members of a limited
257 liability company or owners of a professional corporation that
258 practices or offers to practice architectural services in this state shall be
259 individually licensed under the provisions of this chapter and shall
260 own not less than two-thirds of the voting interests of the limited
261 liability company or not less than two-thirds of the voting stock of the
262 professional corporation, provided, in the case of a corporation that
263 practices or offers to practice architectural services that has adopted an
264 employee stock ownership plan as described in subsection (a) of this
265 section, the requirements of this subsection shall be satisfied if such
266 corporation meets the requirements of subsection (a) of this section.

267 Sec. 507. Section 20-450 of the general statutes is repealed and the
268 following is substituted in lieu thereof (*Effective October 1, 2019*):

269 As used in sections 20-450 to 20-462, inclusive, as amended by this
270 act, unless the context otherwise requires:

271 (1) "Association" means (A) an association, as defined in section 47-
272 202, and an association of unit owners, as defined in section 47-68a and
273 in section 47-68 of the general statutes, revision of 1958, revised to
274 January 1, 1975, and (B) the mandatory owners organization of any

275 common interest community, as defined in section 47-202, which
276 community was not created under chapter 825 or 828 or under chapter
277 825 of the general statutes, revision of 1958, revised to January 1, 1975.
278 "Association" does not include an association of a common interest
279 community which contains only units restricted to nonresidential use;

280 (2) "Community association manager" means a [person who
281 provides association management services, and includes any partner,
282 director, officer, employee or agent of such] natural person who
283 directly provides association management services; [on behalf of such
284 person;]

285 (3) "Association management services" means services provided to
286 an association for remuneration, including one or more of the
287 following: (A) Collecting, controlling or disbursing funds of the
288 association or having the authority to do so; (B) preparing budgets or
289 other financial documents for the association; (C) assisting in the
290 conduct of or conducting association meetings; (D) advising or
291 assisting the association in obtaining insurance; (E) coordinating or
292 supervising the overall operations of the association; and (F) advising
293 the association on the overall operations of the association. Any person
294 licensed in this state under any provision of the general statutes or
295 rules of court who provides the services for which such person is
296 licensed to an association for remuneration shall not be deemed to be
297 providing association management services. Any director, officer or
298 other member of an association who provides services specified in this
299 subdivision to the association of which he or she is a member shall not
300 be deemed to be providing association management services unless
301 such director, officer or other member owns or controls more than
302 two-thirds but less than all of the votes in such association;

303 (4) "Commission" means the Connecticut Real Estate Commission
304 appointed under the provisions of section 20-311a;

305 (5) "Department" means the Department of Consumer Protection;
306 [and]

307 (6) "Person" means an individual, partnership, corporation, limited
308 liability company or other legal entity; [.] and

309 (7) "Community association manager trainee" means a natural
310 person working under the direct supervision of a community
311 association manager, for the purpose of being trained in the provision
312 of association management services.

313 Sec. 508. Section 20-451 of the general statutes is repealed and the
314 following is substituted in lieu thereof (*Effective October 1, 2019*):

315 [No] (a) Except as otherwise provided in this section, no person
316 shall (1) hold himself or herself out to be a community association
317 manager or a community association manager trainee, or (2) engage in
318 providing association management services, without first obtaining a
319 certificate of registration as provided in sections 20-450 to 20-462,
320 inclusive, as amended by this act.

321 (b) A community association manager trainee may, for a period not
322 to exceed six months, engage in association management services, so
323 long as: (1) The community association manager trainee is directly
324 supervised by, and acts under the direction of, a community
325 association manager who holds a valid certificate of registration and
326 who shall be liable for the actions or inactions of the community
327 association manager trainee; and (2) the community association
328 manager trainee has no authority to collect, control or disburse funds
329 of the association. A certificate of registration as a community
330 association manager trainee shall not be renewable.

331 (c) A community association manager may employ or contract with
332 support or administrative staff, not registered as a community
333 association manager, to engage in the following activities: (1) Answer
334 the telephone, take messages, and forward calls to the community
335 association manager; (2) update files and forms maintained by the
336 community association manager; (3) schedule and coordinate
337 meetings, teleconferences, service calls and responses to maintenance
338 and repair requests; (4) copy documents prepared by either the

339 association or the community association manager and prepare
340 mailings to the unit owners, vendors and other third parties, as
341 authorized by the association or the community association manager;
342 (5) attend meetings with and provide administrative support services
343 to the community association manager, including taking notes as
344 needed to maintain accurate records for the association; (6) assist the
345 community association manager in maintaining the association's
346 financial information and records, including, but not limited to,
347 responding to inquiries from unit owners regarding their accounts
348 with the association and drafting checks for payments approved by the
349 association or the community association manager, provided no
350 unregistered support or administrative staff may have direct access to
351 or control over association funds; and (7) implement the decisions and
352 directions of the community association manager.

353 (d) The community association manager shall directly supervise,
354 and assume liability for, work performed by any support or
355 administrative staff member whether employee or contractor, who is
356 not a registered community association manager or trainee, but who is
357 providing services to an association. The community association
358 manager shall ensure that such unlicensed person is: (1) Trained in the
359 scope of work they are legally able to undertake in such role; and (2)
360 operating in compliance with the provisions of this chapter.

361 Sec. 509. Section 20-452 of the general statutes is repealed and the
362 following is substituted in lieu thereof (*Effective October 1, 2019*):

363 (a) Any person seeking a certificate of registration as a community
364 association manager or as a community association manager trainee
365 shall apply to the department in writing, on a form provided by the
366 department. Such application shall include the applicant's name,
367 residence address, business address, business telephone number, a
368 question as to whether the applicant has been convicted of a felony in
369 any state or jurisdiction and such other information as the department
370 may require. [On and after October 1, 2012, any] Except for a
371 community association manager trainee, any person seeking an initial

372 certificate of registration shall submit to a request by the commissioner
373 for a state and national criminal history records check. No registration
374 as a community association manager shall be issued unless the
375 commissioner has received the results of such records check.

376 (b) Each application for a certificate of registration as a community
377 association manager shall be accompanied by an application fee of
378 sixty dollars and a registration fee of one hundred dollars. The
379 department shall refund the registration fee if it refuses to issue a
380 certificate of registration. The department shall not charge either an
381 application or a registration fee for a certificate of registration as a
382 community association manager trainee.

383 Sec. 510. Section 20-453 of the general statutes is repealed and the
384 following is substituted in lieu thereof (*Effective October 1, 2019*):

385 (a) Upon receipt of a completed application and the appropriate
386 fees, the department, upon authorization of the commission, shall: (1)
387 Issue and deliver to the applicant a certificate of registration; or (2)
388 refuse to issue the certificate. The commission may suspend, revoke or
389 refuse to issue or renew any certificate issued under sections 20-450 to
390 20-462, inclusive, as amended by this act, or may place a registrant on
391 probation or issue a letter of reprimand for any of the reasons stated in
392 section 20-456, as amended by this act. No application for the
393 reinstatement of a certificate which has been revoked shall be accepted
394 by the department within one year after the date of such revocation.

395 (b) Any person issued an initial certificate of registration [on or
396 after] as a community association manager prior to October 1, [2012]
397 2019, shall, not later than one year following the date of issuance of
398 such certificate, successfully complete a nationally recognized course
399 on community association management and pass the National Board
400 of Certification for Community Association Managers' Certified
401 Manager of Community Associations examination, or a similar
402 examination as may be prescribed by the Commissioner of Consumer
403 Protection in regulations adopted pursuant to subsection [(d)] (c) of

404 this section.

405 [(c) Any person who is a holder of a certificate of registration issued
406 prior to October 1, 2012, who has held such certificate for (1) less than
407 ten years shall, on or before October 1, 2014, successfully complete a
408 nationally recognized course on community association management
409 and pass the National Board of Certification for Community
410 Association Managers' Certified Manager of Community Associations
411 examination, or a similar examination as may be prescribed by the
412 Commissioner of Consumer Protection in regulations adopted
413 pursuant to subsection (d) of this section, or (2) ten years or more shall,
414 on or before October 1, 2014, successfully complete a nationally
415 recognized course on community association management.]

416 [(d)] (c) The department, with the advice and assistance of the
417 commission, shall adopt regulations, in accordance with chapter 54,
418 concerning any examination required for certification under this
419 chapter and the approval of schools, institutions or organizations
420 offering courses in current practices and laws concerning community
421 association management and the content of such courses. Such
422 regulations shall include, but not be limited to: (1) Specifications for
423 meeting the educational requirements prescribed in this section; and
424 (2) exemptions from the educational requirements for reasons of health
425 or instances of individual hardship. In adopting such regulations, the
426 department may not disapprove a school, institution or organization
427 that offers an examination or courses in current practices and laws
428 concerning community association management solely because its
429 examination or courses are offered or taught by electronic means, nor
430 may the department disapprove an examination or course solely
431 because it is offered or taught by electronic means.

432 (d) An applicant for renewal of registration as a community
433 association manager shall, in addition to the other requirements
434 imposed by the provisions of this chapter, complete sixteen hours of
435 continuing education over the course of the two-year period, retain
436 proof of completion, and, upon request, provide such proof to the

437 department. Continuing education shall consist of a course or courses,
438 offered by the Connecticut Chapter of the Community Associations
439 Institute, in community association management techniques and
440 common interest community law, or similar courses as may be
441 prescribed by the Commissioner of Consumer Protection in
442 regulations adopted pursuant to this chapter.

443 Sec. 511. Section 20-454 of the general statutes is repealed and the
444 following is substituted in lieu thereof (*Effective October 1, 2019*):

445 (a) Upon refusal to issue or renew a certificate, the department shall
446 notify the applicant of the denial and of his or her right to request a
447 hearing [within] not later than ten days [from] after the date of receipt
448 of the notice of denial.

449 (b) [In the event] If the applicant requests a hearing within such ten
450 days, the [commission] department shall give notice of the grounds for
451 its refusal to issue or renew the certificate and shall conduct a hearing
452 concerning such refusal in accordance with the provisions of chapter
453 54 concerning contested cases.

454 (c) [In the event] If the department or commission's [denial] refusal
455 of a certificate is sustained after such hearing, an applicant may make a
456 new application not less than one year after the date on which such
457 [denial] refusal was sustained.

458 Sec. 512. Section 20-456 of the general statutes is repealed and the
459 following is substituted in lieu thereof (*Effective October 1, 2019*):

460 (a) The department or commission may revoke, suspend or refuse to
461 issue or renew any certificate of registration as a community
462 association manager or community association manager trainee, place
463 [a registrant on probation] conditions upon such registrations or issue
464 a [letter] civil penalty of [reprimand] up to one thousand dollars per
465 violation for: (1) Making any material misrepresentation; (2) making
466 any false promise of a character likely to influence, persuade or induce;
467 (3) failing, within a reasonable time, to account for or remit any

468 moneys coming into his possession which belong to others; (4)
469 conviction in a court of competent jurisdiction of this or any other state
470 of forgery, embezzlement, obtaining money under false pretenses,
471 larceny, extortion, conspiracy to defraud, or other like offense or
472 offenses, provided suspension or revocation under this subdivision
473 shall be subject to the provisions of section 46a-80; (5) commingling
474 funds of others in an escrow or trustee account; (6) commingling funds
475 of different associations; (7) any act or conduct which constitutes
476 dishonest, fraudulent or improper dealings; (8) a knowing and
477 material violation of any provision of chapter 825 or 828; or (9) a
478 violation of any provision of sections 20-450 to 20-462, inclusive, as
479 amended by this act, including, but not limited to, failure to comply
480 with the educational requirements prescribed in section 20-453, as
481 amended by this act, or any regulation adopted under section 20-461.

482 (b) The department or commission shall not revoke or suspend any
483 certificate of registration except upon notice and hearing in accordance
484 with chapter 54.

485 Sec. 513. Section 20-457 of the general statutes is repealed and the
486 following is substituted in lieu thereof (*Effective October 1, 2019*):

487 (a) Each [person engaged in providing] community association
488 [management services] manager shall (1) exhibit his or her certificate
489 of registration upon request by any interested party, (2) state in any
490 advertisement the fact that he or she is registered, and (3) include his
491 or her registration number in any advertisement. In the case of a
492 business entity, the advertisement shall identify at least one principal,
493 officer or director of the entity that is a community association
494 manager and shall include the registration number of such principal,
495 officer or director.

496 (b) No person shall: (1) Present or attempt to present, as his or her
497 own, the certificate of another, (2) knowingly give false evidence of a
498 material nature to the commission or department for the purpose of
499 procuring a certificate, (3) represent himself or herself falsely as, or

500 impersonate, a registered community association manager, (4) use or
501 attempt to use a certificate which has expired or which has been
502 suspended or revoked, (5) offer to provide association management
503 services without having a current certificate of registration under
504 sections 20-450 to 20-462, inclusive, as amended by this act, (6)
505 represent in any manner that his or her registration constitutes an
506 endorsement of the quality of his or her services or of his or her
507 competency by the commission or department. In addition to any
508 other remedy provided for in sections 20-450 to 20-462, inclusive, as
509 amended by this act, any person who violates any provision of this
510 subsection shall, after an administrative hearing, be fined not more
511 than one thousand dollars, or shall be imprisoned for not more than
512 one year or be both fined and imprisoned. A violation of any of the
513 provisions of sections 20-450 to 20-462, inclusive, as amended by this
514 act, shall be deemed an unfair or deceptive trade practice under
515 subsection (a) of section 42-110b.

516 (c) Certificates issued to community association managers shall not
517 be transferable or assignable.

518 (d) All certificates issued to community association managers under
519 the provisions of sections 20-450 to 20-462, inclusive, as amended by
520 this act, shall expire annually on the thirty-first day of January. A
521 holder of a certificate of registration who seeks to renew his or her
522 certificate shall, when filing an application for renewal of the
523 certificate, submit documentation to the department which establishes
524 that he or she has passed any examination and completed any
525 educational coursework, as the case may be, required for certification
526 under this chapter. The fee for renewal of a certificate shall be two
527 hundred dollars.

528 (e) A community association manager whose certificate has expired
529 more than one month before his or her application for renewal is made
530 shall have his or her registration restored upon payment of a fee of
531 fifty dollars in addition to his or her renewal fee. Restoration of a
532 registration shall be effective upon approval of the application for

533 renewal by the commission or department.

534 (f) A certificate shall not be restored unless it is renewed not later
535 than one year after its expiration.

536 ~~[(e)]~~ (g) Failure to receive a notice of expiration or a renewal
537 application shall not exempt a community association manager from
538 the obligation to renew.

539 (h) All certificates issued to community association manager
540 trainees under the provisions of sections 20-450 to 20-462, inclusive, as
541 amended by this act, shall expire six months from the date of issuance
542 and shall not be renewable.

543 Sec. 514. Section 20-458 of the general statutes is repealed and the
544 following is substituted in lieu thereof (*Effective October 1, 2019*):

545 (a) No contract between a person contracting to provide association
546 management services and an association which provides for the
547 management of the association shall be valid or enforceable unless the
548 contract is in writing and provides that the person contracting to
549 provide association management services or, in the case of a business
550 entity, a principal, officer or director of such entity:

551 (1) [Provides that the person contracting to provide management
552 services shall] Shall be registered as provided in sections 20-450 to 20-
553 462, inclusive, as amended by this act, and shall obtain [a bond]
554 insurance as provided in section 20-460 as amended by this act; and

555 (2) [Provides that the person contracting to provide management
556 services shall] Shall not issue a check on behalf of the association or
557 transfer moneys exceeding a specified amount determined by the
558 association without the written approval of an officer designated by
559 the association; and

560 (3) [Provides that the person contracting to provide management
561 services shall] Shall not enter into any contract binding the association
562 exceeding a specified amount determined by the association, except in

563 the case of an emergency, without the written approval of an officer
564 designated by the association.

565 (b) No contract to provide association management services shall:

566 (1) Be sold or assigned to another person without the approval of a
567 majority of the executive board of the association; or

568 (2) Include any clause, covenant or agreement that indemnifies or
569 holds harmless the person contracting to provide association
570 management services from or against any liability for loss or damage
571 resulting from such person's negligence or wilful misconduct.

572 Sec. 515. Section 20-460 of the general statutes is repealed and the
573 following is substituted in lieu thereof (*Effective October 1, 2019*):

574 (a) No [person who provides] community association [management
575 services under the provisions of sections 20-450 to 20-462, inclusive,]
576 manager, nor any community association manager trainee or support
577 or administrative staff employed or engaged by such community
578 association manager shall control, collect, have access to or disburse
579 funds of an association unless [, at all times during which the person
580 controls, collects, has access to or disburses such funds,] there is in
581 effect, a commercially available insurance policy complying with the
582 provisions of this section that provides protection of such funds
583 belonging to an association from the theft by a community association
584 manager, a community association manager trainee, a community
585 association management company or its employees.

586 (b) The commercially available insurance policy referred to in
587 subsection (a) of this section shall: (1) Be written by an insurance
588 company authorized to write such policies in this state; (2) except as
589 provided in subsection (c) of this section, cover the maximum funds
590 that will be in the custody of the community association manager at
591 any time while the bond is in force, and in no event be less than the
592 sum of three months' assessments plus reserve funds; (3) name the
593 association as obligee; (4) cover the community association manager,

594 community association manager trainee and all partners, officers,
595 employees of the community association manager and may cover
596 other persons controlling, collecting, having access to or disbursing
597 association funds as well; (5) be conditioned upon the persons covered
598 by the policy truly and faithfully accounting for all funds received by
599 them, under their care, custody or control, or to which they have
600 access; (6) provide that the insurance company issuing the policy may
601 not cancel, substantially modify or refuse to renew the policy without
602 giving thirty days' prior written notice to the association and the
603 department, except in the case of a nonpayment of premiums, in which
604 case ten days' prior written notice shall be given; (7) contain such other
605 provisions as the department may, by regulation, require.

606 (c) The policy of a person who is employed full-time by and
607 provides association management services to an association of a
608 common interest community, or to a master association as defined in
609 section 47-239 exercising the powers on behalf of one or more common
610 interest communities or for the benefit of the unit owners of one or
611 more common interest communities, which community or
612 communities were established prior to July 3, 1991, and have more
613 than two thousand four hundred residential units, shall be in an
614 amount which is not less than one-half the amount specified in
615 subdivision (2) of subsection (b) of this section.

616 (d) The community association manager shall furnish to the
617 department, upon request, a certificate of each policy required under
618 this section.

619 (e) Unless otherwise provided for in a written agreement between
620 the community association manager and the association pursuant to
621 subsection (f) of this section, the cost of the policy shall be paid for by
622 the community association manager.

623 (f) If, as of October 1, 1990, any community association manager is
624 providing association management services, including the handling of
625 funds, or has entered into an agreement to provide association

626 management services including the handling of funds, and has no
627 written agreement, concerning which party shall pay the cost of policy,
628 the cost of the policy shall be paid for in accordance with the
629 declaration and bylaws of the association, and if the declaration and
630 bylaws contain no such provision, the cost of the policy shall be paid
631 one-half by the community association manager and one-half by the
632 association unless the parties otherwise agree in writing.

633 (g) A separate policy shall be furnished for each association for
634 which a community association manager provides association
635 management services, including the handling of funds.

636 (h) An insurance policy obtained and maintained by an association
637 under section 47-255, which affords the coverages required in this
638 section, shall be deemed compliant with this section.

639 Sec. 516. Section 20-633b of the general statutes is repealed and the
640 following is substituted in lieu thereof (*Effective January 1, 2020*):

641 (a) As used in this section:

642 (1) "Medical order" means a written, oral or electronic order by a
643 prescribing practitioner, as defined in section 20-14c, for a drug to be
644 dispensed by a pharmacy for administration to a patient;

645 (2) "Sterile compounding pharmacy" means a pharmacy, as defined
646 in section 20-571, a nonresident pharmacy registered pursuant to
647 section 20-627, that dispenses or compounds sterile pharmaceuticals;
648 [and]

649 (3) "Sterile pharmaceutical" means any dosage form of a drug,
650 including, but not limited to, parenterals, injectables, surgical irrigants
651 and ophthalmics devoid of viable microorganisms; [.] and

652 (4) "USP chapters" means chapters 797, 800 and 825 of the United
653 States Pharmacopeia that pertain to compounding sterile
654 pharmaceuticals and their referenced companion documents, as
655 amended from time to time.

656 (b) (1) If an applicant for a new pharmacy license pursuant to
657 section 20-594, as amended by this act, intends to compound sterile
658 pharmaceuticals, the applicant shall file an addendum to its pharmacy
659 license application to include sterile pharmaceutical compounding.
660 The Department of Consumer Protection shall inspect the proposed
661 pharmacy premises of the applicant and the applicant shall not
662 compound sterile pharmaceuticals until it receives notice that the
663 addendum application has been approved by the department and the
664 Commission of Pharmacy.

665 (2) If an existing pharmacy licensed pursuant to section 20-594, as
666 amended by this act, intends to compound sterile pharmaceuticals for
667 the first time on or after July 1, 2014, such pharmacy shall file an
668 addendum application to its application on file with the department to
669 include sterile pharmaceutical compounding. The Department of
670 Consumer Protection shall inspect the pharmacy premises and the
671 pharmacy shall not compound sterile pharmaceuticals until it receives
672 notice that such addendum application has been approved by the
673 department and the Commission of Pharmacy.

674 (3) If an applicant for a nonresident pharmacy registration intends
675 to compound sterile pharmaceuticals for sale or delivery in this state,
676 the applicant shall file an addendum to its application to include sterile
677 pharmaceutical compounding. The applicant shall provide the
678 department with written proof it has passed inspection by the
679 appropriate state agency in the state where such nonresident
680 pharmacy is located. Such pharmacy shall not compound sterile
681 pharmaceuticals for sale or delivery in this state until it receives notice
682 that the addendum application has been approved by the department
683 and the Commission of Pharmacy.

684 (4) If a nonresident pharmacy registered pursuant to section 20-627
685 intends to compound sterile pharmaceuticals for sale or delivery in
686 this state for the first time on or after July 1, 2014, the nonresident
687 pharmacy shall file an addendum to its application to include sterile
688 pharmaceutical compounding. The nonresident pharmacy shall

689 provide the department with written proof it has passed inspection by
690 the appropriate state agency in the state where such nonresident
691 pharmacy is located. Such pharmacy shall not compound sterile
692 pharmaceuticals until it receives notice that the addendum application
693 has been approved by the department and the Commission of
694 Pharmacy.

695 (c) A sterile compounding pharmacy shall comply with the [most
696 recent version of the United States Pharmacopeia, Pharmaceutical
697 Compounding - Sterile Preparations, as amended from time to time]
698 USP chapters. A sterile compounding pharmacy shall also comply
699 with all applicable federal and state statutes and regulations.

700 (d) An institutional pharmacy within a facility licensed pursuant to
701 section 19a-490 that compounds sterile pharmaceuticals shall comply
702 with the [most recent United States Pharmacopeia, Chapter 797,
703 Pharmaceutical Compounding - Sterile Preparations, as amended from
704 time to time] USP chapters, and shall also comply with all applicable
705 federal and state statutes and regulations. Such institutional pharmacy
706 may request from the Commissioner of Consumer Protection an
707 extension of time, not to exceed six months, to comply, for state
708 enforcement purposes, with any amendments to [Chapter 797] USP
709 chapters, for good cause shown. The commissioner may grant an
710 extension for a length of time not to exceed six months. Nothing
711 [herein] in this section shall prevent such institutional pharmacy from
712 requesting a subsequent extension of time or shall prevent the
713 commissioner from granting such extension.

714 (e) (1) A sterile compounding pharmacy may only provide patient-
715 specific sterile pharmaceuticals to patients, practitioners of medicine,
716 osteopathy, podiatry, dentistry or veterinary medicine, or to an acute
717 care or long-term care hospital or health care facility licensed by the
718 Department of Public Health.

719 (2) If a sterile compounding pharmacy provides sterile
720 pharmaceuticals without a patient-specific prescription or medical

721 order, the sterile compounding pharmacy shall also obtain a certificate
722 of registration from the Department of Consumer Protection pursuant
723 to section 21a-70 and any required federal license or registration. A
724 sterile compounding pharmacy may prepare and maintain on-site
725 inventory of sterile pharmaceuticals no greater than a thirty-day
726 supply, calculated from the completion of compounding, which thirty-
727 day period shall include the period required for third-party analytical
728 testing, to be performed in accordance with the [most recent United
729 States Pharmacopeia, Chapter 797, Pharmaceutical Compounding -
730 Sterile Preparations, as amended from time to time] USP chapters.

731 (f) (1) If a sterile compounding pharmacy plans to remodel a
732 pharmacy clean room within the sterile compounding facility, relocate
733 a pharmacy clean room within the facility or upgrade or conduct a
734 nonemergency repair to the heating, ventilation, air conditioning or
735 primary engineering controls for a pharmacy clean room within the
736 facility, the sterile compounding pharmacy shall notify the
737 Department of Consumer Protection, in writing, not later than ten days
738 prior to commencing such remodel, relocation, upgrade or repair. If a
739 sterile compounding pharmacy makes an emergency repair, the sterile
740 compounding pharmacy shall notify the department of such repair, in
741 writing, as soon as possible after such repair is commenced.

742 (2) If the [United States Pharmacopeia, Chapter 797, Pharmaceutical
743 Compounding - Sterile Preparations, as amended from time to time,
744 requires] USP chapters require sterile recertification after such
745 remodel, relocation, upgrade or repair, the sterile compounding
746 pharmacy shall provide a copy of its sterile recertification to the
747 Department of Consumer Protection not later than five days after the
748 sterile recertification approval. The recertification shall only be
749 performed by an independent licensed environmental monitoring
750 entity.

751 (g) A sterile compounding pharmacy shall report, in writing, to the
752 Department of Consumer Protection any known violation or
753 noncompliance with viable and nonviable environmental sampling

754 testing, as defined in the [most recent United States Pharmacopeia,
755 Chapter 797, Pharmaceutical Compounding - Sterile Preparations, as
756 amended from time to time] USP chapters, not later than the end of the
757 next business day after discovering such violation or noncompliance.

758 (h) (1) If a sterile compounding pharmacy initiates a recall of sterile
759 pharmaceuticals that were dispensed pursuant to a patient-specific
760 prescription or medical order, the sterile compounding pharmacy shall
761 notify each patient or patient care giver, the prescribing practitioner
762 and the Department of Consumer Protection of such recall not later
763 than twenty-four hours after such recall was initiated.

764 (2) If a sterile compounding pharmacy initiates a recall of sterile
765 pharmaceuticals that were not dispensed pursuant to a patient-specific
766 prescription or a medical order, the sterile compounding pharmacy
767 shall notify: (A) Each purchaser of such sterile pharmaceuticals, to the
768 extent such sterile compounding pharmacy possesses contact
769 information for each such purchaser, (B) the Department of Consumer
770 Protection, and (C) the federal Food and Drug Administration of such
771 recall not later than the end of the next business day after such recall
772 was initiated.

773 (i) Each sterile compounding pharmacy and each institutional
774 pharmacy within a facility licensed pursuant to section 19a-490 shall
775 prepare and maintain a policy and procedure manual. The policy and
776 procedure manual shall comply with the [most recent United States
777 Pharmacopeia, Chapter 797, Pharmaceutical Compounding - Sterile
778 Preparations, as amended from time to time] USP chapters.

779 (j) Each sterile compounding pharmacy shall report to the
780 Department of Consumer Protection any administrative or legal action
781 commenced against it by any state or federal regulatory agency or
782 accreditation entity not later than five business days after receiving
783 notice of the commencement of such action.

784 (k) Notwithstanding the provisions of subdivisions (3) and (4) of
785 subsection (b) of this section, a sterile compounding pharmacy that is a

786 nonresident pharmacy shall provide the Department of Consumer
787 Protection proof that it has passed an inspection in such nonresident
788 pharmacy's home state, based on the [most recent United States
789 Pharmacopeia, Chapter 797, Pharmaceutical Compounding - Sterile
790 Preparations compliance standards, as amended from time to time]
791 USP chapters. Such nonresident pharmacy shall submit to the
792 Department of Consumer Protection a copy of the most recent
793 inspection report with its initial nonresident pharmacy application and
794 shall submit to the department a copy of its most recent inspection
795 report every two years thereafter. If the state in which the nonresident
796 pharmacy is located does not conduct inspections based on standards
797 required in the [most recent United States Pharmacopeia, Chapter 797,
798 Pharmaceutical Compounding, as amended from time to time] USP
799 chapters, such nonresident pharmacy shall provide satisfactory proof
800 to the department that it is in compliance with the standards required
801 in the [most recent United States Pharmacopeia, Chapter 797,
802 Pharmaceutical Compounding as amended from time to time] USP
803 chapters.

804 (l) A practitioner, as specified in subdivision (1) of subsection (e) of
805 this section, a hospital or a health care facility that receives sterile
806 pharmaceuticals shall report any errors related to such dispensing or
807 any suspected adulterated sterile pharmaceuticals to the Department
808 of Consumer Protection.

809 (m) (1) For purposes of this subsection, a "designated pharmacist"
810 means a pharmacist responsible for overseeing the compounding of
811 sterile pharmaceuticals and the application of the USP chapters, as said
812 chapters pertain to sterile compounding.

813 (2) Any pharmacy licensed pursuant to section 20-594, as amended
814 by this act, or institutional pharmacy licensed pursuant to section 19a-
815 490 that provides sterile pharmaceuticals shall notify the department
816 of its designated pharmacist.

817 (3) The designated pharmacist shall be responsible for providing

818 proof he or she has completed a program approved by the
819 commissioner, that demonstrates the competence necessary for the
820 compounding of sterile pharmaceuticals, in compliance with all
821 applicable federal and state statutes and regulations.

822 (4) The designated pharmacist shall immediately notify the
823 department whenever he or she ceases such designation.

824 (5) Nothing in this section shall prevent a designated pharmacist
825 from being the pharmacy manager.

826 [(m)] (n) The Commissioner of Consumer Protection may adopt
827 regulations, in accordance with chapter 54, to implement the
828 provisions of this section.

829 Sec. 517. Section 20-594 of the general statutes is amended by adding
830 subsection (f) as follows (*Effective from passage*):

831 (NEW) (f) Each pharmacy licensed pursuant to this section shall
832 report to the department any administrative or legal action
833 commenced against it by any state or federal regulatory agency or
834 accreditation entity not later than ten business days after receiving
835 notice of the commencement of such action.

836 Sec. 518. Subsection (h) of section 21a-243 of the general statutes is
837 repealed and the following is substituted in lieu thereof (*Effective from*
838 *passage*):

839 (h) When a drug that is not a controlled substance in schedule I, II,
840 III, IV or V, as designated in the Connecticut controlled substance
841 scheduling regulations, is designated to be a controlled substance
842 under the federal Controlled Substances Act, such drug shall be
843 considered to be controlled at the state level in the same numerical
844 schedule [for a period of two hundred forty days] from the effective
845 date of the federal classification. Nothing in this section shall prevent
846 the Commissioner of Consumer Protection from designating a
847 controlled substance differently in the Connecticut controlled

848 substance scheduling regulations than such controlled substance is
849 designated in the federal Controlled Substances Act, as amended from
850 time to time.

851 Sec. 519. Subsection (e) of section 21a-243 of the general statutes is
852 repealed and the following is substituted in lieu thereof (*Effective from*
853 *passage*):

854 (e) Notwithstanding the provisions of subsections (a) to (d),
855 inclusive, of this section, not later than January 1, 2013, the
856 Commissioner of Consumer Protection shall submit amendments to
857 sections 21a-243-7 and 21a-243-8 of the regulations of Connecticut state
858 agencies to the standing legislative regulation review committee to
859 reclassify marijuana as a controlled substance in schedule II under the
860 Connecticut controlled substance scheduling regulations, except that
861 for any marijuana product that has been approved by the federal Food
862 and Drug Administration or successor agency to have a medical use
863 and that is reclassified in any schedule of controlled substances or
864 unscheduled by the federal Drug Enforcement Administration or
865 successor agency, the commissioner shall adopt the schedule
866 designated by the Drug Enforcement Administration or successor
867 agency.

868 Sec. 520. Subdivision (4) of section 20-500 of the general statutes is
869 repealed and the following is substituted in lieu thereof (*Effective from*
870 *passage*):

871 (4) "Appraisal management services" means any of the following:

872 (A) The administration of an appraiser panel;

873 (B) The recruitment of certified appraisers to be part of an appraiser
874 panel, including, but not limited to, the negotiation of fees to be paid
875 to, and services to be provided by, such appraisers for their
876 participation on such panel; or

877 (C) The receipt of an appraisal request or order or an appraisal

878 review request or order and the delivery of such request or order to an
879 appraiser panel.

880 Sec. 521. Subsection (a) of section 20-529b of the general statutes is
881 repealed and the following is substituted in lieu thereof (*Effective from*
882 *passage*):

883 (a) No appraisal management company applying for a certificate of
884 registration shall:

885 (1) Be [more than ten per cent] owned by any person who has had
886 an appraiser license or certificate denied, refused to be renewed,
887 suspended or revoked in any state;

888 (2) Be owned by any partnership, association, limited liability
889 company or corporation that is more than ten per cent owned by any
890 person who has had an appraiser license or certificate denied, refused
891 to be renewed, suspended or revoked in any state;

892 (3) Employ any person to perform job functions related to the
893 ordering, preparation, performance or review of appraisals who has
894 had an appraiser license or certificate denied, refused to be renewed,
895 suspended or revoked; or

896 (4) Enter into any contract, agreement or other business
897 arrangement, written or oral, for the procurement of appraisal services
898 in this state, with (A) any person who has had an appraiser license or
899 certificate denied, refused to be renewed, suspended or revoked, or (B)
900 any partnership, association, limited liability company or corporation
901 that employs or has entered into any contract, agreement or other
902 business arrangement, whether oral, written or any other form, with
903 any person who has had an appraiser license or certificate denied,
904 refused to be renewed, suspended or revoked.

905 Sec. 522. Subsection (a) of section 20-529c of the general statutes is
906 repealed and the following is substituted in lieu thereof (*Effective from*
907 *passage*):

908 (a) [Except within the first thirty days after] After an appraiser is
909 initially added to an appraiser panel of an appraisal management
910 company, such company shall not remove an appraiser from its
911 appraiser panel or otherwise refuse to assign requests or orders for
912 appraisals without:

913 (1) Notifying the appraiser in writing of the reasons why the
914 appraiser is being removed;

915 (2) If the appraiser is being removed for alleged illegal conduct,
916 violation of the USPAP or violation of state licensing standards,
917 notifying the appraiser in writing of the nature of the alleged conduct
918 or violation; and

919 (3) Providing the appraiser with an opportunity to respond to such
920 notice.

921 Sec. 523. Section 20-323 of the general statutes is repealed and the
922 following is substituted in lieu thereof (*Effective from passage*):

923 Any licensee under this chapter who is convicted of a violation of
924 any of the offenses enumerated in subdivision (8) of section 20-320
925 [shall] may incur a forfeiture of his or her license and all moneys that
926 may have been paid for such license. The clerk of any court in which
927 such conviction has been rendered shall forward to the commission
928 without charge a certified copy of such conviction. The [commission,
929 upon the receipt of a copy of the judgment of conviction, shall, not
930 later than ten days after such receipt, notify the licensee, in writing, of
931 the revocation of his license] commissioner may revoke such licensee's
932 license after proceedings as provided in section 20-321. Such notice
933 shall be conclusive of the revocation of such license. Application for
934 reinstatement of such license shall be subject to the provisions of
935 section 46a-80.

936 Sec. 524. Section 21a-190d of the general statutes is repealed and the
937 following is substituted in lieu thereof (*Effective from passage*):

938 The following charitable organizations that engage in solicitation
939 shall not be subject to the provisions of sections 21a-190b and 21a-190c,
940 provided each such organization, prior to conducting any solicitation
941 or prior to having any solicitation conducted on behalf of others, shall
942 submit such information as the department may require to substantiate
943 an exemption under this section in a form prescribed by the
944 commissioner:

945 (1) Any duly organized religious corporation, institution or society;

946 (2) Any parent-teacher association or educational institution, the
947 curricula of which in whole or in part are registered or approved by
948 any state or the United States either directly or by acceptance of
949 accreditation by an accrediting body;

950 (3) Any nonprofit hospital licensed in accordance with the
951 provisions of section 19a-630 or any similar provision of the laws of
952 any other state;

953 (4) Any governmental unit or instrumentality of any state or the
954 United States;

955 (5) Any person who solicits solely for the benefit of organizations
956 described in subdivisions (1) to (4), inclusive, of this section; and

957 (6) Any charitable organization which normally receives less than
958 fifty thousand dollars in contributions annually, provided such
959 organization does not compensate any person primarily to conduct
960 solicitations.

961 Sec. 525. Subsection (b) of section 21a-4 of the general statutes is
962 repealed and the following is substituted in lieu thereof (*Effective from*
963 *passage*):

964 (b) The Commissioner of Consumer Protection may impose a fine of
965 twenty dollars on any applicant for a permit or license issued by the
966 Commissioner of Consumer Protection who issues to the
967 commissioner a check or electronic funds transfer drawn on the

968 account of such applicant in payment of a permit or license fee and
 969 whose check or electronic funds transfer is returned to the Department
 970 of Consumer Protection as uncollectible. In addition, the commissioner
 971 may require the applicant to pay to the department any fees charged
 972 by a financial institution to the department as a result of such returned
 973 check or electronic funds transfer.

974 Sec. 526. Subdivision (8) of section 21a-62b of the general statutes is
 975 repealed and the following is substituted in lieu thereof (*Effective from*
 976 *passage*):

977 (8) "Potentially hazardous food" means a food that requires time
 978 and temperature control for safety to limit pathogenic microorganism
 979 growth or toxin formation, which controls shall be consistent with the
 980 United States Food and Drug Administration's Food Code definition
 981 for time and temperature control for safety food, as amended from
 982 time to time, and adopted by reference by the commissioner pursuant
 983 to section 19a-36h.

984 Sec. 527. Subsection (d) of section 20-306a of the general statutes is
 985 repealed and the following is substituted in lieu thereof (*Effective*
 986 *October 1, 2019*):

987 (d) Not less than two-thirds of the individual members of a limited
 988 liability company or owners of a professional corporation that
 989 practices or offers to practice professional engineering or land
 990 surveying services in this state shall be individually licensed under the
 991 provisions of this chapter and shall own not less than two-thirds of the
 992 voting interests of the limited liability company or not less than two-
 993 thirds of the voting stock of the professional corporation."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2019	20-288
Sec. 502	October 1, 2019	20-289
Sec. 503	October 1, 2019	20-291

Sec. 504	<i>October 1, 2019</i>	20-292
Sec. 505	<i>October 1, 2019</i>	20-294
Sec. 506	<i>October 1, 2019</i>	20-298b
Sec. 507	<i>October 1, 2019</i>	20-450
Sec. 508	<i>October 1, 2019</i>	20-451
Sec. 509	<i>October 1, 2019</i>	20-452
Sec. 510	<i>October 1, 2019</i>	20-453
Sec. 511	<i>October 1, 2019</i>	20-454
Sec. 512	<i>October 1, 2019</i>	20-456
Sec. 513	<i>October 1, 2019</i>	20-457
Sec. 514	<i>October 1, 2019</i>	20-458
Sec. 515	<i>October 1, 2019</i>	20-460
Sec. 516	<i>January 1, 2020</i>	20-633b
Sec. 517	<i>from passage</i>	20-594
Sec. 518	<i>from passage</i>	21a-243(h)
Sec. 519	<i>from passage</i>	21a-243(e)
Sec. 520	<i>from passage</i>	20-500(4)
Sec. 521	<i>from passage</i>	20-529b(a)
Sec. 522	<i>from passage</i>	20-529c(a)
Sec. 523	<i>from passage</i>	20-323
Sec. 524	<i>from passage</i>	21a-190d
Sec. 525	<i>from passage</i>	21a-4(b)
Sec. 526	<i>from passage</i>	21a-62b(8)
Sec. 527	<i>October 1, 2019</i>	20-306a(d)