

**Proposed Substitute
Bill No. 6100**

LCO No. 5927

**AN ACT CONCERNING DEPARTMENT OF CONSUMER PROTECTION
LICENSING AND ENFORCEMENT.**

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

1 Section 1. Subsection (g) of section 16-50j of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (g) Prior to commencing any hearing pursuant to section 16-50m, the
5 council shall consult with and solicit written comments from (1) the
6 Department of Energy and Environmental Protection, the Department
7 of Public Health, the Council on Environmental Quality, the
8 Department of Agriculture, the Public Utilities Regulatory Authority,
9 the Office of Policy and Management, the Department of Economic and
10 Community Development and the Department of Transportation, and
11 (2) in a hearing pursuant to section 16-50m, for a facility described in
12 subdivision (3) of subsection (a) of section 16-50i, the Department of
13 Emergency Services and Public Protection, [the Department of
14 Consumer Protection,] the Department of Administrative Services and
15 the Labor Department. Copies of such comments shall be made
16 available to all parties prior to the commencement of the hearing.
17 Subsequent to the commencement of the hearing, said departments and
18 council may file additional written comments with the council within

19 such period of time as the council designates. All such written
20 comments shall be made part of the record provided by section 16-50o.
21 Said departments and council shall not enter any contract or agreement
22 with any party to the proceedings or hearings described in this section
23 or section 16-50p that requires said departments or council to withhold
24 or retract comments, refrain from participating in or withdraw from
25 said proceedings or hearings.

26 Sec. 2. Section 20-500 of the general statutes is repealed and the
27 following is substituted in lieu thereof (*Effective July 1, 2021*):

28 As used in sections 20-500 to 20-529e, inclusive, unless the context
29 otherwise requires:

30 (1) "Appraisal" means the practice of developing an opinion of the
31 value of real property, in conformance with the USPAP.

32 (2) "Appraisal Foundation" means the not-for-profit corporation
33 referred to in Section 1121 of Title XI of FIRREA.

34 (3) "Appraisal management company" means any person,
35 partnership, association, limited liability company or corporation that
36 performs appraisal management services. "Appraisal management
37 company" does not include:

38 (A) An appraiser that enters into a written or oral agreement with
39 another appraiser for the performance of an appraisal, which is signed
40 by both appraisers upon completion;

41 (B) An appraisal management company that [(i) is wholly owned by
42 a financial institution subject to regulation by an agency or department
43 of the United States government or an agency of this state, and (ii) only
44 receives appraisal requests from an employee of such financial
45 institution] is a subsidiary owned and controlled by a financial
46 institution regulated by a federal financial institution regulatory agency.
47 For the purposes of this subdivision, "financial institution" means a
48 bank, as defined in section 36a-2, an out-of-state bank, as defined in
49 section 36a-2, an institutional lender, any subsidiary or affiliate of such

50 bank, out-of-state bank or institutional lender, or other lender licensed
51 by the Department of Banking;

52 (C) A department or unit of a financial institution subject to
53 regulation by an agency or department of the United States government
54 or an agency of this state that only receives appraisal requests from an
55 employee of such financial institution; or

56 (D) Any local, state or federal agency or department thereof.

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

58 (A) The administration of an appraiser panel;

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

63 (C) The receipt of an appraisal request or order or an appraisal review
64 request or order and the delivery of such request or order to an
65 appraiser panel.

66 (5) "Appraiser panel" means a network of appraisers who are certified
67 in accordance with the requirements established by the commission by
68 regulation, who are independent contractors of an appraisal
69 management company and who have:

70 (A) Responded to an invitation, request or solicitation from an
71 appraisal management company to perform appraisals (i) requested or
72 ordered through such company, or (ii) directly for such company on a
73 periodic basis as assigned by the company; and

74 (B) Been selected and approved by such company.

75 (6) "Certified appraiser" means a person who has satisfied the
76 minimum requirements for a category of certification established by the
77 commission by regulation. Such minimum requirements shall be
78 consistent with guidelines established by the Appraisal Qualification

79 Board of the Appraisal Foundation. The categories of certification shall
80 include, but may be modified by the commission thereafter, one
81 category denoted as "certified residential appraiser" and another
82 denoted as "certified general appraiser".

83 (7) "Commission" means the Connecticut Real Estate Appraisal
84 Commission appointed under the provisions of section 20-502.

85 (8) "Commissioner" means the Commissioner of Consumer
86 Protection.

87 (9) "Compliance manager" means a person who holds an appraiser
88 certification in at least one state and who is responsible for overseeing
89 the implementation of, and compliance with, procedures for an
90 appraisal management company to:

91 (A) Verify that a person being added to the appraiser panel of the
92 company holds a license in good standing in accordance with section
93 20-509;

94 (B) Maintain detailed records of each appraisal request or order the
95 company receives and of the appraiser who performs such appraisal;
96 and

97 (C) Review on a periodic basis the work of all appraisers performing
98 appraisals for the company to ensure that such appraisals are being
99 conducted in accordance with the USPAP.

100 (10) "Controlling person" means a person who has not had an
101 appraiser license or a similar license or appraiser certificate denied,
102 refused to be renewed, suspended or revoked in any state and who:

103 (A) Is an owner, officer or director of a partnership, association,
104 limited liability company or corporation offering or seeking to offer
105 appraisal management services in this state;

106 (B) Is employed by an appraisal management company and has the
107 authority to enter into contracts or agreements for the performance of

108 appraisal management services or appraisals, or is appointed or
109 authorized by such company to enter into such contracts or agreements;
110 or

111 (C) May exercise authority over or direct the management or policies
112 of an appraisal management company.

113 (11) "Engaging in the real estate appraisal business" means the act or
114 process of estimating the value of real estate for a fee or other valuable
115 consideration.

116 (12) "FIRREA" means the Financial Institutions, Reform, Recovery
117 and Enforcement Act of 1989, P.L. 101-73, 103 Stat. 183.

118 (13) "Person" means an individual.

119 (14) "Provisional appraiser" means a person engaged in the business
120 of estimating the value of real estate for a fee or other valuable
121 consideration under the supervision of a certified real estate appraiser
122 and who meets the minimum requirements, if any, established by the
123 commission by regulation for provisional appraiser status.

124 (15) "Provisional license" means a license issued to a provisional
125 appraiser.

126 (16) "Real estate appraiser" or "appraiser" means a person engaged in
127 the business of estimating the value of real estate for a fee or other
128 valuable consideration.

129 (17) "USPAP" means the Uniform Standards of Professional
130 Appraisal Practice issued by the Appraisal Standards Board of the
131 Appraisal Foundation pursuant to Title XI of FIRREA.

132 Sec. 3. Subsections (b) and (c) of section 20-529 of the general statutes
133 are repealed and the following is substituted in lieu thereof (*Effective July*
134 *1, 2021*):

135 (b) Each appraisal management company shall apply to the
136 Commissioner of Consumer Protection, in writing, on a form provided

137 by the commissioner. The application shall include (1) the company's
138 name, business address and telephone number; (2) if such company is
139 domiciled in another state, the name, address and telephone number of
140 the company's agent for service of process in this state, and the Uniform
141 Consent to Service of Process form to be completed by the company; (3)
142 the name, address and telephone number of any person or business
143 entity owning [ten per cent or more of] an equity interest, or the
144 equivalent, of the company; (4) a certification by the company that no
145 person or business entity named in subdivision (3) of this subsection has
146 had an appraiser license or certificate denied, refused to be renewed,
147 suspended or revoked in any state; (5) the name, address and telephone
148 number of a controlling person of the company who will serve as the
149 main contact for communications between the commissioner and the
150 appraisal management company; (6) the name, address and telephone
151 number of a compliance manager of the company; and (7) any other
152 information the commissioner may require. Each such application shall
153 be accompanied by a fee of one thousand dollars.

154 (c) Before issuing or renewing a certificate of registration, the
155 commissioner may:

156 (1) Certify that each appraisal management company applying for a
157 certificate of registration has procedures in place to (A) verify that a
158 person being added to the appraiser panel of the company holds a
159 certificate in good standing in accordance with section 20-509, (B)
160 maintain detailed records of each appraisal request or order it receives
161 and of the appraiser who performs such appraisal, and (C) review on a
162 periodic basis the work of all appraisers performing appraisals for the
163 company, to ensure that such appraisals are being conducted in
164 accordance with the USPAP;

165 (2) Determine to the commissioner's satisfaction that each person
166 owning [more than ten per cent of] an interest in an appraisal
167 management company is of good moral character and such person has
168 submitted to a background investigation, as deemed necessary by the
169 commissioner;

170 (3) Determine to the commissioner's satisfaction that the controlling
171 person (A) has never had an appraiser license or certificate denied,
172 refused to be renewed, suspended or revoked in any state, (B) is of good
173 moral character, and (C) has submitted to a background investigation,
174 as deemed necessary by the commissioner; and

175 (4) Determine to the commissioner's satisfaction that each appraisal
176 management company compensates appraisers in compliance with the
177 federal Truth-in-Lending Act, 15 USC Section 1639e(i), as amended from
178 time to time.

179 Sec. 4. Subsection (a) of section 20-529b of the general statutes is
180 repealed and the following is substituted in lieu thereof (*Effective July 1,*
181 *2021*):

182 (a) No appraisal management company applying for a certificate of
183 registration shall:

184 (1) Be owned by any person who has had an appraiser license or
185 certificate denied, refused to be renewed, suspended or revoked in any
186 state;

187 (2) Be owned by any partnership, association, limited liability
188 company or corporation [that is more than ten per cent owned by] in
189 which an ownership interest is held by any person who has had an
190 appraiser license or certificate denied, refused to be renewed,
191 suspended or revoked in any state;

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

196 (4) Enter into any contract, agreement or other business arrangement,
197 written or oral, for the procurement of appraisal services in this state,
198 with (A) any person who has had an appraiser license or certificate
199 denied, refused to be renewed, suspended or revoked, or (B) any
200 partnership, association, limited liability company or corporation that

201 employs or has entered into any contract, agreement or other business
202 arrangement, whether oral, written or any other form, with any person
203 who has had an appraiser license or certificate denied, refused to be
204 renewed, suspended or revoked.

205 Sec. 5. Subsection (c) of section 20-517 of the general statutes is
206 repealed and the following is substituted in lieu thereof (*Effective July 1,*
207 *2021*):

208 (c) Persons certified or provisionally licensed in accordance with the
209 provisions of sections 20-500 to 20-528, inclusive, as amended by this
210 act, shall fulfill a continuing education requirement. Applicants for an
211 annual renewal certification or provisional license shall, in addition to
212 the other requirements imposed by the provisions of said sections,
213 biennially within any even-numbered year submit proof of compliance
214 with the continuing education requirements of this subsection, if any, to
215 the commission. [, accompanied by a sixteen-dollar processing fee] Each
216 such applicant shall pay an eight-dollar continuing education
217 processing fee annually to cover the costs associated with the review
218 and auditing of continuing education submissions under this section.

219 Sec. 6. Section 20-295b of the general statutes is repealed and the
220 following is substituted in lieu thereof (*Effective July 1, 2021*):

221 (a) Any person who, on October 1, 1969, holds a certificate of
222 authority or renewal issued pursuant to sections 20-295 and 20-295a of
223 the general statutes, revised to 1968, shall be entered on the roster of
224 licensed architects and shall thereafter be authorized and entitled to
225 practice architecture in accordance with the provisions of this chapter.

226 (b) An architect licensed in this state may perform the work of an
227 interior designer, as prescribed in chapter 396a.

228 Sec. 7. Section 20-292 of the general statutes is repealed and the
229 following is substituted in lieu thereof (*Effective July 1, 2021*):

230 (a) Each licensed architect shall renew his or her license annually.
231 Pursuant to section 20-289, a licensee shall pay to the department the

232 professional services fee for class F, as defined in section 33-182l and
233 shall submit proof of, or attest to, completion of continuing education
234 requirements.

235 (b) Each corporation holding a certificate of authorization for the
236 practice of architecture shall renew its certificate of authorization for the
237 practice of architecture each year and pay to the department a renewal
238 fee of two hundred twenty dollars.

239 (c) An applicant for examination or reexamination under this chapter
240 shall pay a nonrefundable fee of seventy-two dollars and an amount
241 sufficient to meet the cost of conducting each portion of the examination
242 taken by such applicant. The fee for an applicant who qualifies for a
243 license, other than by examination, in accordance with the provisions of
244 section 20-291, shall be one hundred dollars.

245 (d) Pursuant to section 20-289, an architect who is retired and not
246 practicing any aspect of architecture and who is (1) sixty-five years of
247 age or older, or (2) has been licensed for a minimum of ten years in this
248 state, may apply for registration as an Architect Emeritus. The fee for
249 such registration shall be ten dollars. An Architect Emeritus may not
250 engage in the practice of architecture without applying for and receiving
251 an architect license.

252 (e) For renewal of a license under this section, other than under
253 subsection (d) of this section, an applicant shall submit proof or attest
254 that he or she has completed twelve hours of continuing professional
255 education during the continuing professional education period. The
256 continuing professional education period shall commence three
257 calendar months prior to the license expiration date and shall run for a
258 period of twelve months from the date of commencement.

259 (f) (1) For renewal of a license under this section, the department shall
260 charge the following fees for failure to earn continuing professional
261 education credits by the end of the continuing professional education
262 period:

263 (A) Three hundred fifteen dollars for reporting on a renewal
264 application that any of the minimum of twelve hours of continuing
265 professional education was earned up to thirteen weeks following the
266 end of the continuing professional education period; and

267 (B) Six hundred twenty-five dollars for reporting on a renewal
268 application that any of the minimum of twelve hours of continuing
269 professional education was earned up to twenty-six weeks following the
270 end of the continuing professional education period.

271 (2) Failure, on the part of a licensee under this section to comply with
272 the continuing professional education requirements for more than
273 twenty-six weeks beyond the continuing professional education period
274 may result in the suspension, revocation or refusal to renew the license
275 by the board or department, following an administrative hearing held
276 pursuant to chapter 54.

277 Sec. 8. Subsection (a) of section 20-452 of the general statutes is
278 repealed and the following is substituted in lieu thereof (*Effective from*
279 *passage*):

280 (a) Any person seeking a certificate of registration as a community
281 association manager or as a community association manager trainee
282 shall apply to the department in writing, on a form provided by the
283 department. Such application shall include the applicant's name,
284 residence address, business address, business telephone number, a
285 question as to whether the applicant has been convicted of a felony in
286 any state or jurisdiction and such other information as the department
287 may require. Except for a community association manager trainee, any
288 person seeking an initial certificate of registration shall submit to a
289 request by the commissioner for a state and national criminal history
290 records check, conducted in accordance with the provisions of section
291 29-17a. No registration as a community association manager shall be
292 issued unless the commissioner has received the results of such records
293 check.

294 Sec. 9. Section 20-453 of the general statutes is repealed and the

295 following is substituted in lieu thereof (*Effective from passage*):

296 (a) Upon receipt of a completed application and the appropriate fees,
297 the department, upon authorization of the commission, shall: (1) Issue
298 and deliver to the applicant a certificate of registration; or (2) refuse to
299 issue the certificate. The commission may suspend, revoke or refuse to
300 issue or renew any certificate issued under sections 20-450 to 20-462,
301 inclusive, or may place a registrant on probation or issue a letter of
302 reprimand for any of the reasons stated in section 20-456. No application
303 for the reinstatement of a certificate which has been revoked shall be
304 accepted by the department within one year after the date of such
305 revocation.

306 (b) Any person issued an initial certificate of registration as a
307 community association manager prior to October 1, 2019, shall, not later
308 than one year following the date of issuance of such certificate,
309 successfully complete a nationally recognized course on community
310 association management and pass the National Board of Certification
311 for Community Association Managers' Certified Manager of
312 Community Associations examination, or a similar examination as may
313 be prescribed by the Commissioner of Consumer Protection in
314 regulations adopted pursuant to subsection [(c)] (d) of this section.

315 (c) Any person applying for an initial certificate of registration as a
316 community association manager shall successfully complete a
317 nationally recognized course on community association management
318 and pass the National Board of Certification for Community Association
319 Managers' Certified Manager of Community Associations examination,
320 or a similar examination as may be prescribed by the Commissioner of
321 Consumer Protection in regulations adopted pursuant to subsection (d)
322 of this section, prior to being issued such certificate.

323 [(c)] (d) The department, with the advice and assistance of the
324 commission, shall adopt regulations, in accordance with chapter 54,
325 concerning any examination required for certification under this chapter
326 and the approval of schools, institutions or organizations offering
327 courses in current practices and laws concerning community association

328 management and the content of such courses. Such regulations shall
329 include, but not be limited to: (1) Specifications for meeting the
330 educational requirements prescribed in this section; and (2) exemptions
331 from the educational requirements for reasons of health or instances of
332 individual hardship. In adopting such regulations, the department may
333 not disapprove a school, institution or organization that offers an
334 examination or courses in current practices and laws concerning
335 community association management solely because its examination or
336 courses are offered or taught by electronic means, nor may the
337 department disapprove an examination or course solely because it is
338 offered or taught by electronic means.

339 [(d)] (e) An applicant for renewal of registration as a community
340 association manager shall, in addition to the other requirements
341 imposed by the provisions of this chapter, complete sixteen hours of
342 continuing education over the course of the two-year period, retain
343 proof of completion, and, upon request, provide such proof to the
344 department. Continuing education shall consist of a course or courses,
345 offered by the Connecticut Chapter of the Community Associations
346 Institute, in community association management techniques and
347 common interest community law, or similar courses as may be
348 prescribed by the Commissioner of Consumer Protection in regulations
349 adopted pursuant to this chapter.

350 Sec. 10. Section 20-457 of the general statutes is repealed and the
351 following is substituted in lieu thereof (*Effective from passage*):

352 (a) Each community association manager shall (1) exhibit his or her
353 certificate of registration upon request by any interested party, (2) state
354 in any advertisement the fact that he or she is registered, and (3) include
355 his or her registration number in any advertisement. In the case of a
356 business entity, the advertisement shall identify at least one principal,
357 officer or director of the entity that is a community association manager
358 and shall include the registration number of such principal, officer or
359 director.

360 (b) No person shall: (1) Present or attempt to present, as his or her

361 own, the certificate of another, (2) knowingly give false evidence of a
362 material nature to the commission or department for the purpose of
363 procuring a certificate, (3) represent himself or herself falsely as, or
364 impersonate, a registered community association manager, (4) use or
365 attempt to use a certificate which has expired or which has been
366 suspended or revoked, (5) offer to provide association management
367 services without having a current certificate of registration under
368 sections 20-450 to 20-462, inclusive, (6) represent in any manner that his
369 or her registration constitutes an endorsement of the quality of his or
370 her services or of his or her competency by the commission or
371 department. In addition to any other remedy provided for in sections
372 20-450 to 20-462, inclusive, any person who violates any provision of
373 this subsection shall, after an administrative hearing, be fined not more
374 than one thousand dollars, or shall be imprisoned for not more than one
375 year or be both fined and imprisoned. A violation of any of the
376 provisions of sections 20-450 to 20-462, inclusive, shall be deemed an
377 unfair or deceptive trade practice under subsection (a) of section 42-
378 110b.

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

381 (d) All certificates issued to community association managers under
382 the provisions of sections 20-450 to 20-462, inclusive, shall expire
383 annually on the thirty-first day of January. A holder of a certificate of
384 registration who seeks to renew his or her certificate shall, when filing
385 an application for renewal of the certificate, submit documentation to
386 the department which establishes that he or she has passed any
387 examination and completed any educational coursework, as the case
388 may be, required for certification under this chapter. The fee for renewal
389 of a certificate shall be two hundred dollars.

390 [(e) A community association manager whose certificate has expired
391 more than one month before his or her application for renewal is made
392 shall have his or her registration restored upon payment of a fee of fifty
393 dollars in addition to his or her renewal fee. Restoration of a registration

394 shall be effective upon approval of the application for renewal by the
395 commission or department.

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

398 [(g)] (e) Failure to receive a notice of expiration or a renewal
399 application shall not exempt a community association manager from the
400 obligation to renew.

401 [(h)] (f) All certificates issued to community association manager
402 trainees under the provisions of sections 20-450 to 20-462, inclusive,
403 shall expire six months from the date of issuance and shall not be
404 renewable.

405 Sec. 11. Section 21a-190l of the general statutes is repealed and the
406 following is substituted in lieu thereof (*Effective from passage*):

407 (a) The commissioner may deny, suspend or revoke the registration
408 of any charitable organization, fund-raising counsel or paid solicitor
409 which has violated any provision of this section and sections 21a-190a
410 to [21a-190l] 21a-190k, inclusive. [The commissioner may accept a
411 written assurance of compliance when said commissioner determines
412 that a violation of said sections is such that the public interest would not
413 be served by a denial, suspension or revocation of such registration.]

414 (b) The Attorney General, at the request of the commissioner, may
415 apply to the Superior Court for, and the court may grant, a temporary
416 injunction or a permanent injunction to restrain violations of this section
417 and sections 21a-190a to [21a-190l] 21a-190k, inclusive, the appointment
418 of a receiver, an order of restitution, an accounting and such other relief
419 as may be appropriate to ensure the due application of charitable funds.
420 Proceedings thereon shall be brought in the name of the state.

421 (c) Any person who knowingly violates any provision of this section
422 and sections 21a-190a to [21a-190l] 21a-190k, inclusive, shall be fined not
423 more than five thousand dollars or imprisoned not more than one year,
424 or both.

425 (d) In any action brought under subsection (b) of this section, if the
426 court finds that a person has wilfully engaged in conduct prohibited by
427 section 21a-190h, the Attorney General, upon petition to the court, may
428 recover, on behalf of the state, a civil penalty of not more than two
429 thousand five hundred dollars for each violation. For purposes of this
430 subsection, a wilful violation occurs when the party committing the
431 violation knew or should have known that such conduct was prohibited
432 by section 21a-190h.

433 Sec. 12. Section 43-8a of the general statutes is repealed and the
434 following is substituted in lieu thereof (*Effective from passage*):

435 The Commissioner of Weights and Measures shall adopt regulations,
436 in accordance with chapter 54, [incorporating, by reference, the
437 voluntary version of the Uniform Open Dating Regulation, as adopted
438 and as amended from time to time, by the National Conference on
439 Weights and Measures and published in the National Institute of
440 Standards and Technology Handbook 130, or subsequent
441 corresponding handbook of the United States Department of
442 Commerce] to prescribe uniform date labeling for foods. Dairy foods
443 required to be marked with a last sale date pursuant to section 22-197b
444 shall be exempt from the provisions of this section.

445 Sec. 13. Section 21a-2 of the general statutes is repealed and the
446 following is substituted in lieu thereof (*Effective from passage*):

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

455 (b) The Department of Consumer Protection shall process the intake
456 of consumer complaints concerning consumer goods or services in the

457 state and any other matter within the jurisdiction of the department. In
458 order to assist in the resolution of consumer complaints, the department
459 may notify, in writing, the respondent against whom a complaint was
460 received of the allegations against them and require a written response
461 be provided to the department not later than thirty days of receipt of
462 such notice.

463 (c) For purposes of this section, "credential holder" means a person
464 certified, licensed, permitted or registered with the Department of
465 Consumer Protection. In the event the department provides written
466 notice to a respondent who is not a credential holder that a complaint
467 has been filed against him or her, and said respondent fails to respond
468 after receipt of such notice, the respondent may be fined not more than
469 two hundred fifty dollars for failure to respond to the department.
470 Written notice for purposes of this section shall include notice sent by
471 registered or certified mail or hand-delivered to a respondent.

472 (d) All notices of administrative enforcement actions, including
473 compliance meetings and hearings, shall be in writing and shall comply
474 with the provisions of subsections (a) and (b) of section 4-177 and
475 subsection (c) of section 4-182. A notice of administrative enforcement
476 action shall be delivered to all designated parties and intervenors who
477 are not credential holders, or their authorized representative: (1)
478 Personally, (2) by United States mail, with delivery tracking or via
479 certified mail, or (3) via electronic mail with tracking and delivery
480 confirmation. Delivery of administrative enforcement action notices
481 shall be deemed effective notice if delivered or sent to a credential
482 holder's last known address or electronic mail address of record on file
483 with the department. If the party is not a credential holder, service shall
484 be deemed sufficient, provided the department has made reasonable
485 efforts to effectuate notice, including, but not limited to, by verifying the
486 mailing address with the Secretary of the State or the Department of
487 Motor Vehicles.

488 Sec. 14. Subsection (a) of section 21a-7 of the general statutes is
489 repealed and the following is substituted in lieu thereof (*Effective from*

490 *passage*):

491 (a) Each board or commission within the Department of Consumer
492 Protection under section 21a-6 shall have the following powers and
493 duties:

494 (1) Each board or commission shall exercise its statutory functions,
495 including licensing, certification, registration, accreditation of schools
496 and the rendering of findings, orders and adjudications. With the
497 exception of the Liquor Control Commission, any exercise of such
498 functions by such a board or commission that is adverse to a party shall
499 be a proposed decision and subject to approval, modification or
500 rejection by the commissioner.

501 (2) Each board or commission may, in its discretion, issue (A) an
502 appropriate order to any person found to be violating an applicable
503 statute or regulation providing for the immediate discontinuance of the
504 violation, (B) an order requiring the violator to make restitution for any
505 damage caused by the violation, or (C) both. Each board or commission
506 may, through the Attorney General, petition the superior court for the
507 judicial district wherein the violation occurred, or wherein the person
508 committing the violation resides or transacts business, for the
509 enforcement of any order issued by it and for appropriate temporary
510 relief or a restraining order and shall certify and file in the court a
511 transcript of the entire record of the hearing or hearings, including all
512 testimony upon which such order was made and the findings and
513 orders made by the board or commission. The court may grant such
514 relief by injunction or otherwise, including temporary relief, as it deems
515 equitable and may make and enter a decree enforcing, modifying and
516 enforcing as so modified, or setting aside, in whole or in part, any order
517 of a board or commission.

518 (3) Each board or commission may conduct hearings on any matter
519 within its statutory jurisdiction. Such hearings shall be conducted in
520 accordance with chapter 54 and the regulations established pursuant to
521 subsection (a) of section 21a-9. In connection with any such hearing, the
522 board or commission may administer oaths, issue subpoenas, compel

523 testimony and order the production of books, records and documents.
524 If any person refuses to appear, testify or produce any book, record or
525 document when so ordered, a judge of the Superior Court may make
526 such order as may be appropriate to aid in the enforcement of this
527 section.

528 (4) Each board or commission may request the Commissioner of
529 Consumer Protection to conduct an investigation and to make findings
530 and recommendations regarding any matter within the statutory
531 jurisdiction of the board or commission.

532 (5) Each board or commission may recommend rules and regulations
533 for adoption by the Commissioner of Consumer Protection and may
534 review and comment upon proposed rules and regulations prior to their
535 adoption by said commissioner.

536 (6) Each board or commission shall meet at least once in each quarter
537 of a calendar year and at such other times as the chairperson or the
538 Commissioner of Consumer Protection deems necessary. A majority of
539 the members shall constitute a quorum, except that for any examining
540 board, forty per cent of the members shall constitute a quorum. Any
541 member who fails to attend three consecutive meetings or who fails to
542 attend fifty per cent of all meetings during any calendar year shall be
543 deemed to have resigned from office. Members of boards or
544 commissions shall not serve for more than two consecutive full terms
545 which commence on or after July 1, 1982, except that if no successor has
546 been appointed or approved, such member shall continue to serve until
547 a successor is appointed or approved. Members shall not be
548 compensated for their services but shall be reimbursed for necessary
549 expenses incurred in the performance of their duties.

550 (7) In addition to any other action permitted under the general
551 statutes, each board or commission may, upon a finding of any cause
552 specified in subsection (c) of section 21a-9: (A) Revoke, place conditions
553 upon or suspend a license, registration or certificate; (B) issue a letter of
554 reprimand to a practitioner and send a copy of such letter to a
555 complainant or to a state or local official; (C) place a practitioner on

556 probationary status and require the practitioner to (i) report regularly to
557 the department, board or commission on the matter which is the basis
558 for probation, (ii) limit the practitioner's practice to areas prescribed by
559 the board or commission, or (iii) continue or renew the practitioner's
560 education until the practitioner has attained a satisfactory level of
561 competence in any area which is the basis for probation; or (D) impose
562 a fine not exceeding one thousand dollars per violation. Each board or
563 commission may discontinue, suspend or rescind any action taken
564 under this subsection.

565 (8) Each examining board within the Department of Consumer
566 Protection or the Commissioner of Consumer Protection shall conduct
567 any hearing or other action required for an application submitted
568 pursuant to section 20-333 and any completed renewal application
569 submitted pursuant to section 20-335 not later than (A) thirty days after
570 the date of submission for such application or completed renewal
571 application, as applicable, or (B) a period of time deemed appropriate
572 by the Commissioner of Consumer Protection, but not to exceed sixty
573 days after such date of submission.

574 Sec. 15. Subsection (c) of section 21a-8 of the general statutes is
575 repealed and the following is substituted in lieu thereof (*Effective from*
576 *passage*):

577 (c) The Commissioner of Consumer Protection shall have the
578 following powers and duties with regard to each board or commission
579 within the Department of Consumer Protection under section 21a-6:

580 (1) The commissioner shall, in consultation with each board or
581 commission, exercise the functions of licensing, certification,
582 registration, accreditation of schools and the rendering of findings,
583 orders and adjudications.

584 (2) The commissioner may, in the commissioner's discretion, issue an
585 appropriate order to any person found to be violating any statute or
586 regulation within the jurisdiction of such board or commission
587 providing for the immediate discontinuance of the violation or

588 requiring the violator to make restitution for any damage caused by the
589 violation, or both. The commissioner may, through the Attorney
590 General, petition the superior court for the judicial district in which the
591 violation occurred, or in which the person committing the violation
592 resides or transacts business, for the enforcement of any order issued by
593 the commissioner under this subdivision and for appropriate temporary
594 relief or a restraining order. The commissioner shall certify and file in
595 the court a transcript of the entire record of the hearing or hearings,
596 including all testimony upon which such order was made and the
597 findings and orders made by the commissioner. The court may grant
598 such relief by injunction or otherwise, including temporary relief, as the
599 court deems equitable and may make and enter a decree enforcing,
600 modifying and enforcing as so modified, or setting aside, in whole or in
601 part, any order of the commissioner issued under this subdivision.

602 (3) The commissioner may conduct hearings on any matter within the
603 statutory jurisdiction of such board or commission. Such hearings shall
604 be conducted in accordance with chapter 54 and the regulations adopted
605 pursuant to subsection (a) of section 21a-9. In connection with any such
606 hearing, the commissioner may administer oaths, issue subpoenas,
607 compel testimony and order the production of books, records and
608 documents. If any person refuses to appear, testify or produce any book,
609 record or document when so ordered, a judge of the Superior Court may
610 make such order as may be appropriate to aid in the enforcement of this
611 subdivision.

612 (4) In addition to any other action permitted under the general
613 statutes, the commissioner may, upon a finding of any cause specified
614 in subsection (c) of section 21a-9: (A) Revoke, place conditions upon or
615 suspend a license, registration or certificate; (B) issue a letter of
616 reprimand to a practitioner and send a copy of such letter to a
617 complainant or to a state or local official; (C) place a practitioner on
618 probationary status and require the practitioner to (i) report regularly to
619 the commissioner on the matter which is the basis for probation, (ii) limit
620 the practitioner's practice to areas prescribed by the commissioner, or
621 (iii) continue or renew the practitioner's education until the practitioner

622 has attained a satisfactory level of competence in any area which is the
623 basis for probation; or (D) impose a fine not exceeding one thousand
624 dollars per violation. The commissioner may discontinue, suspend or
625 rescind any action taken under this subdivision. If a license, registration
626 or certificate is voluntarily surrendered or is not renewed, the
627 commissioner shall not be prohibited from suspending, revoking or
628 imposing other penalties permitted by law on any such license,
629 registration or certificate.

630 Sec. 16. Section 21a-10 of the general statutes is repealed and the
631 following is substituted in lieu thereof (*Effective October 1, 2021*):

632 (a) The Commissioner of Consumer Protection may establish,
633 combine or abolish divisions, sections or other units within the
634 Department of Consumer Protection and allocate powers, duties and
635 functions among such units, but no function vested by statute in any
636 officer, division, board, agency or other unit within the department shall
637 be removed from the jurisdiction of such officer, division, board, agency
638 or other unit under the provisions of this section.

639 (b) The Commissioner of Consumer Protection shall adopt
640 regulations, in accordance with chapter 54, to designate a staggered
641 schedule for the renewal of all licenses, certificates, registrations and
642 permits issued by said department. If such designation of a staggered
643 schedule results in the expiration of any license, certificate, registration
644 or permit for a period of less than or more than one year, said
645 commissioner may charge a prorated amount for such license,
646 certificate, registration or permit. For any new license, certificate,
647 registration or permit that is issued and for any guaranty fund fee that
648 is imposed on or after January 1, 1995, the commissioner may charge a
649 one-time prorated amount for such newly issued license, certificate,
650 registration, permit or guaranty fund fee.

651 (c) For any Department of Consumer Protection license, certificate,
652 registration or permit that requires the holder to complete continuing
653 education requirements, the continuing education requirements shall be
654 completed within the annual or biannual period that begins and ends

655 three months prior to the renewal date for the applicable license,
656 certificate, registration or permit, except for licenses issued pursuant to
657 chapter 400j.

658 Sec. 17. Section 21a-11 of the general statutes is repealed and the
659 following is substituted in lieu thereof (*Effective from passage*):

660 (a) The Commissioner of Consumer Protection may, subject to the
661 provisions of chapter 67, employ such agents and assistants as are
662 necessary to enforce the provisions of the general statutes wherein said
663 commissioner is empowered to carry out the duties and responsibilities
664 assigned to him or his department. For the purpose of inquiring into any
665 suspected violation of such provisions, the commissioner and his
666 deputy and assistants shall have free access, at all reasonable hours, to
667 all places and premises, homes and apartments of private families
668 keeping no boarders excepted. The commissioner and his or her deputy
669 or assistants shall have the authority to issue citations pursuant to
670 section 51-164n, as amended by this act, for violations for the purpose
671 of enforcing such provisions. The commissioner may delegate his or her
672 authority to render a final decision in a contested case to a hearing
673 officer employed by, or contracted with, the department.

674 (b) On the tender of the market price, the commissioner or his deputy
675 may take from any person, firm or corporation samples of any article
676 which he suspects is sold, offered for sale, kept with intent to sell, made
677 or manufactured contrary to any provision of this chapter or related
678 chapters under the jurisdiction of said commissioner. He may analyze
679 such samples or have them analyzed by a state chemist or by an
680 experiment station or by the laboratories of the Department of Public
681 Health, and a sworn or affirmed certificate by such analyst shall be
682 prima facie evidence of the ingredients and constituents of the samples
683 analyzed. If such analysis shows that any such sample does not conform
684 to the requirements of law, and gives the commissioner or his deputy
685 reasonable grounds for believing that any provision of this chapter or
686 related chapters under his jurisdiction has been violated, he shall cause
687 such violator to be prosecuted. Any person who refuses the access

688 provided for herein to the commissioner, his deputy or assistants, or
689 who refuses to sell the samples provided for herein, shall be guilty of a
690 class D misdemeanor. Evidence of violation of any provision of this
691 section shall be prima facie evidence of wilful violation.

692 (c) The commissioner may, subject to the provisions of chapter 54,
693 revoke, suspend, [or] place conditions upon, deny or impose a fine not
694 exceeding one thousand dollars per violation with regard to any license
695 or registration issued by the department in the event that such licensee
696 or registrant, including, but not limited to, an owner of any business
697 entity holding such license or registration, owes moneys to any
698 guaranty fund or account maintained or used by the department,
699 including, but not limited to, the Home Improvement Guaranty Fund
700 established pursuant to section 20-432, the New Home Construction
701 Guaranty Fund established pursuant to section 20-417i, the Connecticut
702 Health Club Guaranty Fund established pursuant to section 21a-226, the
703 Real Estate Guaranty Fund established pursuant to section 20-324a and
704 the privacy protection guaranty and enforcement account established
705 pursuant to section 42-472a.

706 (d) In addition to any other action permitted under the general
707 statutes, the commissioner may, upon a finding of a violation: (1)
708 Revoke, place conditions upon or suspend a license, registration or
709 certificate; (2) issue a letter of reprimand to the holder of a license,
710 registration or certificate and send a copy of such letter to a complainant
711 or to a state or local official; (3) place the holder of a license, registration
712 or certificate on probationary status and require the holder to (A) report
713 regularly to the commissioner on the matter which is the basis for
714 probation, (B) limit the holder's practice to areas prescribed by the
715 commissioner, or (C) continue or renew the holder's education until the
716 holder of a license, registration or certificate has attained a satisfactory
717 level of competence in any area which is the basis for probation; or (4)
718 impose a fine not exceeding one thousand dollars per violation. The
719 commissioner may discontinue, suspend or rescind any action taken
720 under this subsection. If a license, registration or certificate is
721 voluntarily surrendered or is not renewed, the commissioner shall not

722 be prohibited from suspending, revoking or imposing other penalties
723 permitted by law on any such license, registration or certificate.

724 Sec. 18. Subsection (b) of section 51-164n of the general statutes is
725 repealed and the following is substituted in lieu thereof (*Effective from*
726 *passage*):

727 (b) Notwithstanding any provision of the general statutes, any person
728 who is alleged to have committed (1) a violation under the provisions of
729 section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-283, 7-325, 7-
730 393, 8-12, 8-25, 8-27, 9-63, 9-322, 9-350, 10-193, 10-197, 10-198, 10-230, 10-
731 251, 10-254, 12-52, 12-170aa, 12-292, 12-314b or 12-326g, subdivision (4)
732 of section 12-408, subdivision (3), (5) or (6) of section 12-411, section 12-
733 435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-107, 13a-113, 13a-114, 13a-115,
734 13a-117b, 13a-123, 13a-124, 13a-139, 13a-140, 13a-143b, 13a-247 or 13a-
735 253, subsection (f) of section 13b-42, section 13b-90, 13b-221, 13b-292,
736 13b-336, 13b-337, 13b-338, 13b-410a, 13b-410b or 13b-410c, subsection
737 (a), (b) or (c) of section 13b-412, section 13b-414, subsection (d) of section
738 14-12, section 14-20a or 14-27a, subsection (f) of section 14-34a,
739 subsection (d) of section 14-35, section 14-43, 14-49, 14-50a or 14-58,
740 subsection (b) of section 14-66, section 14-66a or 14-67a, subsection (g)
741 of section 14-80, subsection (f) of section 14-80h, section 14-97a, 14-100b,
742 14-103a, 14-106a, 14-106c, 14-146, 14-152, 14-153 or 14-163b, a first
743 violation as specified in subsection (f) of section 14-164i, section 14-219
744 as specified in subsection (e) of said section, subdivision (1) of section
745 14-223a, section 14-240, 14-250 or 14-253a, subsection (a) of section 14-
746 261a, section 14-262, 14-264, 14-267a, 14-269, 14-270, 14-275a, 14-278 or
747 14-279, subsection (e) or (h) of section 14-283, section 14-291, 14-293b, 14-
748 296aa, 14-300, 14-300d, 14-319, 14-320, 14-321, 14-325a, 14-326, 14-330 or
749 14-332a, subdivision (1), (2) or (3) of section 14-386a, section 15-25 or 15-
750 33, subdivision (1) of section 15-97, subsection (a) of section 15-115,
751 section 16-44, 16-256e, 16a-15 or 16a-22, subsection (a) or (b) of section
752 16a-22h, section 17a-24, 17a-145, 17a-149, 17a-152, 17a-465, 17b-124, 17b-
753 131, 17b-137, 19a-30, 19a-33, 19a-39 or 19a-87, subsection (b) of section
754 19a-87a, section 19a-91, 19a-105, 19a-107, 19a-113, 19a-215, 19a-219, 19a-
755 222, 19a-224, 19a-286, 19a-287, 19a-297, 19a-301, 19a-309, 19a-335, 19a-

756 336, 19a-338, 19a-339, 19a-340, 19a-425, 19a-502, 20-7a, 20-14, 20-158, 20-
757 231, 20-249, 20-257, 20-265, 20-324e, subsection (b) of section 20-334,
758 section 20-341l, 20-366, 20-597, 20-608, 20-610, 21-1, 21-38, 21-39, 21-43,
759 21-47, 21-48, 21-63, subsection (d) of section 21-71, as amended by this
760 act, or section 21-76a, subsection (c) of section 21a-2, as amended by this
761 act, subdivision (1) of section 21a-19, section 21a-21, subdivision (1) of
762 subsection (b) of section 21a-25, section 21a-26 or 21a-30, subsection (a)
763 of section 21a-37, section 21a-46, 21a-61, 21a-63 or 21a-77, subsection (b)
764 of section 21a-79, section 21a-85 or 21a-154, subdivision (1) of subsection
765 (a) of section 21a-159, subsection (a) of section 21a-279a, section 22-12b,
766 22-13, 22-14, 22-15, 22-16, 22-26g, 22-29, 22-34, 22-35, 22-36, 22-38, 22-39,
767 22-39a, 22-39b, 22-39c, 22-39d, 22-39e, 22-49 or 22-54, subsection (f) of
768 section 22-61m, subsection (d) of section 22-84, section 22-89, 22-90, 22-
769 98, 22-99, 22-100, 22-111o, 22-167, 22-279, 22-280a, 22-318a, 22-320h, 22-
770 324a, 22-326 or 22-342, subsection (b), (e) or (f) of section 22-344, section
771 22-359, 22-366, 22-391, 22-413, 22-414, 22-415, 22a-66a or 22a-246,
772 subsection (a) of section 22a-250, subsection (e) of section 22a-256h,
773 section 22a-363 or 22a-381d, subsections (c) and (d) of section 22a-381e,
774 section 22a-449, 22a-461, 23-38, 23-46 or 23-61b, subsection (a) or
775 subdivision (1) of subsection (c) of section 23-65, section 25-37 or 25-40,
776 subsection (a) of section 25-43, section 25-43d, 25-135, 26-18, 26-19, 26-
777 21, 26-31, 26-40, 26-40a, 26-42, 26-49, 26-54, 26-55, 26-56, 26-58 or 26-59,
778 subdivision (1) of subsection (d) of section 26-61, section 26-64,
779 subdivision (1) of section 26-76, section 26-79, 26-87, 26-89, 26-91, 26-94,
780 26-97, 26-98, 26-104, 26-105, 26-107, 26-117, 26-128, 26-131, 26-132, 26-138
781 or 26-141, subdivision (1) of section 26-186, section 26-207, 26-215, 26-
782 217 or 26-224a, subdivision (1) of section 26-226, section 26-227, 26-230,
783 26-232, 26-244, 26-257a, 26-260, 26-276, 26-284, 26-285, 26-286, 26-288, 26-
784 294, 28-13, 29-6a, 29-25, 29-143o, 29-143z or 29-156a, subsection (b), (d),
785 (e) or (g) of section 29-161q, section 29-161y or 29-161z, subdivision (1)
786 of section 29-198, section 29-210, 29-243 or 29-277, subsection (c) of
787 section 29-291c, section 29-316, 29-318, 29-381, 30-48a, 30-86a, 31-3, 31-
788 10, 31-11, 31-12, 31-13, 31-14, 31-15, 31-16, 31-18, 31-23, 31-24, 31-25, 31-
789 32, 31-36, 31-38, 31-40, 31-44, 31-47, 31-48, 31-51, 31-52, 31-52a or 31-54,
790 subsection (a) or (c) of section 31-69, section 31-70, 31-74, 31-75, 31-76,

791 31-76a, 31-89b or 31-134, subsection (i) of section 31-273, section 31-288,
792 subdivision (1) of section 35-20, section 36a-787, 42-230, 45a-283, 45a-
793 450, 45a-634 or 45a-658, subdivision (13) or (14) of section 46a-54, section
794 46a-59, 46b-22, 46b-24, 46b-34, 47-34a, 47-47, 49-8a, 49-16, 53-133, 53-199,
795 53-212a, 53-249a, 53-252, 53-264, 53-280, 53-302a, 53-303e, 53-311a, 53-
796 321, 53-322, 53-323, 53-331 or 53-344, subsection (c) of section 53-344b, or
797 section 53-450, or (2) a violation under the provisions of chapter 268, or
798 (3) a violation of any regulation adopted in accordance with the
799 provisions of section 12-484, 12-487 or 13b-410, or (4) a violation of any
800 ordinance, regulation or bylaw of any town, city or borough, except
801 violations of building codes and the health code, for which the penalty
802 exceeds ninety dollars but does not exceed two hundred fifty dollars,
803 unless such town, city or borough has established a payment and
804 hearing procedure for such violation pursuant to section 7-152c, shall
805 follow the procedures set forth in this section.

806 Sec. 19. Subdivision (5) of section 20-670 of the general statutes is
807 repealed and the following is substituted in lieu thereof (*Effective from*
808 *passage*):

809 (5) "Comprehensive background check" means a background
810 investigation of a prospective employee performed by a homemaker-
811 companion agency, that includes: (A) A review of any application
812 materials prepared or requested by the agency and completed by the
813 prospective employee; (B) an in-person or video-conference interview
814 of the prospective employee; (C) verification of a completed United
815 States Citizenship and Immigration Services Form I-9; (D) verification
816 of the prospective employee's Social Security number; [(D)] (E) if the
817 position applied for within the agency requires licensure on the part of
818 the prospective employee, verification that the required license is in
819 good standing; [(E)] (F) a check of the registry established and
820 maintained pursuant to section 54-257; [(F)] a review of criminal
821 conviction information obtained through a search of current criminal
822 matters of public record in this state based on the prospective
823 employee's name and date of birth; (G) (G) a local and national criminal
824 background check of criminal matters of public record based on the

825 prospective employee's name and date of birth that includes a search of
826 a multistate and multi-jurisdiction criminal record locator or other
827 similar commercial nationwide database with validation, and a search
828 of the United States Department of Justice National Sex Offender Public
829 Website, conducted by a third-party consumer reporting agency or
830 background screening company that is accredited by the Professional
831 Background Screening Association and in compliance with the federal
832 Fair Credit Reporting Act; (H) if the prospective employee has resided
833 in this state less than three years prior to the date of the application with
834 the agency, a review of criminal conviction information from the state
835 or states where such prospective employee resided during such three-
836 year period; and [(H)] (I) a review of any other information that the
837 agency deems necessary in order to evaluate the suitability of the
838 prospective employee for the position.

839 Sec. 20. Section 20-672 of the general statutes is repealed and the
840 following is substituted in lieu thereof (*Effective from passage*):

841 (a) Any person seeking a certificate of registration as a homemaker-
842 companion agency shall apply to the Commissioner of Consumer
843 Protection, in writing, on a form provided by the commissioner. The
844 application shall include the applicant's name, residence address,
845 business address, business telephone number and such other
846 information as the commissioner may require. An applicant shall also
847 be required to submit to state and national criminal history records
848 checks in accordance with section 29-17a and to certify under oath to the
849 commissioner that: (1) Such agency complies with the requirements of
850 section 20-678, as amended by this act, concerning employee
851 comprehensive background checks, (2) such agency provides all
852 persons receiving homemaker or companion services with a written
853 individualized contract or service plan that specifically identifies the
854 anticipated scope, type, frequency and duration of homemaker or
855 companion services provided by the agency to the person, (3) such
856 agency maintains a surety bond or an insurance policy in an amount of
857 not less than ten thousand dollars coverage, which coverage shall
858 include theft by an employee of such agency from a person for whom

859 homemaker or companion services are provided by the agency, and (4)
860 all records maintained by such agency shall be open, at all reasonable
861 hours, for inspection, copying or audit by the commissioner.

862 (b) Each application for a certificate of registration as a homemaker-
863 companion agency shall be accompanied by a fee of three [seventy-five]
864 hundred seventy-five dollars.

865 (c) Upon the failure by a homemaker-companion agency to comply
866 with the registration provisions of this section, the Attorney General, at
867 the request of the Commissioner of Consumer Protection, is authorized
868 to apply in the name of the state of Connecticut to the Superior Court
869 for an order temporarily or permanently restraining and enjoining a
870 homemaker-companion agency from continuing to do business in the
871 state.

872 Sec. 21. Section 20-678 of the general statutes is repealed and the
873 following is substituted in lieu thereof (*Effective from passage*):

874 [On or after January 1, 2012, each] (a) On and after January 1, 2022,
875 each homemaker-companion agency, prior to extending an offer of
876 employment or entering into a contract with a prospective employee
877 who may provide companion services or homemaker services, shall
878 require such prospective employee to submit to a comprehensive
879 background check. No homemaker-companion agency shall extend an
880 offer of employment or enter into a contract with a prospective
881 employee (1) whose name appears on the list of excluded individuals or
882 entities posted in the federal online database maintained by the United
883 States Department of Health and Human Services Office of Inspector
884 General for a conviction that has occurred during the preceding five
885 years, or (2) who, during the preceding five years, has been: (A)
886 Convicted or released from incarceration for a criminal offense related
887 to the delivery of an item or service under any state health care program,
888 as defined in 42 USC 1320a-7(h); (B) under federal or state law, convicted
889 or released from incarceration for a criminal offense relating to neglect
890 or abuse of patients in connection with the delivery of a health care item
891 or service; (C) convicted or released from incarceration for a felony

892 relating to fraud, theft, embezzlement, breach of fiduciary responsibility
893 or other financial misconduct, in connection with the delivery of a health
894 care item or service or with respect to any act or omission in a health
895 care program operated by or financed, in whole or in part, by any
896 federal, state or local government agency; (D) under federal or state law,
897 convicted or released from incarceration for a felony relating to the
898 unlawful manufacture, distribution, prescription or dispensing of a
899 controlled substance; or (E) subject to a substantiated finding of neglect,
900 abuse, physical harm or misappropriation of property, the value of
901 which exceeds two thousand dollars, by the administrative proceeding
902 of a state or federal agency.

903 (b) [In addition, each] Each homemaker-companion agency shall
904 require that [such] a prospective employee complete and sign a form
905 which contains questions as to whether the prospective employee was
906 convicted of a crime involving violence or dishonesty in a state court or
907 federal court in any state; or was subject to any decision imposing
908 disciplinary action by a licensing agency in any state, the District of
909 Columbia, a United States possession or territory or a foreign
910 jurisdiction. Any prospective employee who makes a false written
911 statement regarding such prior criminal convictions or disciplinary
912 action shall be guilty of a class A misdemeanor.

913 (c) Each homemaker-companion agency shall maintain a paper or
914 electronic copy of any materials obtained during the comprehensive
915 background check and shall make such records available for inspection
916 upon request of the Department of Consumer Protection. Each
917 homemaker-companion agency shall notify, in writing, all individuals
918 receiving services of the agency's comprehensive background check
919 policy and cite to the provisions of this section.

920 Sec. 22. Section 20-330 of the general statutes is repealed and the
921 following is substituted in lieu thereof (*Effective from passage*):

922 As used in this chapter:

923 (1) "Contractor" means any person regularly offering to the general

924 public services of such person or such person's employees in the field of
925 electrical work, plumbing and piping work, solar work, heating, piping,
926 cooling and sheet metal work, fire protection sprinkler systems work,
927 elevator installation, repair and maintenance work, irrigation work,
928 automotive glass work or flat glass work, as defined in this section;

929 (2) "Electrical work" means the installation, erection, maintenance,
930 inspection, testing, alteration or repair of any wire, cable, conduit,
931 busway, raceway, support, insulator, conductor, appliance, apparatus,
932 fixture or equipment that generates, transforms, transmits or uses
933 electrical energy for light, heat, power or other purposes, but does not
934 include low voltage wiring, not exceeding twenty-four volts, used
935 within a lawn sprinkler system;

936 (3) "Plumbing and piping work" means the installation, repair,
937 replacement, alteration, maintenance, inspection or testing of gas, water
938 and associated fixtures, tubing and piping mains and branch lines up to
939 and including the closest valve to a machine or equipment used in the
940 manufacturing process, laboratory equipment, sanitary equipment,
941 other than subsurface sewage disposal systems, fire prevention
942 apparatus, all water systems for human usage, sewage treatment
943 facilities and all associated fittings within a building and includes lateral
944 storm and sanitary lines from buildings to the mains, process piping,
945 swimming pools and pumping equipment, and includes making
946 connections to back flow prevention devices, and includes low voltage
947 wiring, not exceeding twenty-four volts, used within a lawn sprinkler
948 system, but does not include (A) solar thermal work performed
949 pursuant to a certificate held as provided in section 20-334g, except for
950 the repair of those portions of a solar hot water heating system that
951 include the basic domestic hot water tank and the tie-in to the potable
952 water system, (B) the installation, repair, replacement, alteration,
953 maintenance, inspection or testing of fire prevention apparatus within a
954 structure, except for standpipes that are not connected to sprinkler
955 systems, (C) medical gas and vacuum systems work, and (D) millwright
956 work. For the purposes of this subdivision, "process piping" means
957 piping or tubing that conveys liquid or gas that is used directly in the

958 production of a chemical or a product for human consumption;

959 (4) "Solar thermal work" means the installation, erection, repair,
960 replacement, alteration, maintenance, inspection or testing of active,
961 passive and hybrid solar systems that directly convert ambient energy
962 into heat or convey, store or distribute such ambient energy;

963 (5) "Heating, piping and cooling work" means (A) the installation,
964 repair, replacement, maintenance, inspection, testing or alteration of
965 any apparatus for piping, appliances, devices or accessories for heating
966 systems, including sheet metal work, (B) the installation, repair,
967 replacement, maintenance, inspection, testing or alteration of air
968 conditioning and refrigeration systems, boilers, including apparatus
969 and piping for the generation or conveyance of steam and associated
970 pumping equipment and process piping and the installation of tubing
971 and piping mains and branch lines up to and including the closest valve
972 to a machine or equipment used in the manufacturing process and
973 onsite testing and balancing of hydronic, steam and combustion air, but
974 excluding millwright work, and (C) on-site operation, by manipulating,
975 adjusting or controlling, with sufficient technical knowledge, as
976 determined by the commissioner, (i) heating systems with a steam or
977 water boiler maximum operating pressure of fifteen pounds per square
978 inch gauge or greater, or (ii) air conditioning or refrigeration systems
979 with an aggregate of more than fifty horsepower or kilowatt
980 equivalency of fifty horsepower or of two hundred pounds of
981 refrigerant. Heating, piping and cooling work does not include solar
982 thermal work performed pursuant to a certificate held as provided in
983 section 20-334g, or medical gas and vacuum systems work or the passive
984 monitoring of heating, air conditioning or refrigeration systems. For the
985 purposes of this subdivision, "process piping" means piping or tubing
986 that conveys liquid or gas that is used directly in the production of a
987 chemical or a product for human consumption;

988 (6) "Apprentice" means any person registered with the Labor
989 Department for the purpose of learning a skilled trade;

990 (7) "Elevator installation, repair and maintenance work" means the

991 installation, erection, maintenance, inspection, testing and repair of all
992 types of elevators, dumb waiters, escalators, and moving walks and all
993 mechanical equipment, fittings, associated piping and wiring from a
994 source of supply brought to the equipment room by an unlimited
995 electrical contractor for all types of machines used to hoist or convey
996 persons or materials, but does not include temporary hoisting machines
997 used for hoisting materials in connection with any construction job or
998 project, provided "elevator inspection" includes the visual examination
999 of an elevator system or portion of a system, with or without the
1000 disassembly or removal of component parts;

1001 (8) "Elevator maintenance" means the lubrication, inspection, testing
1002 and replacement of controls, [hoistway] hoist way and car parts;

1003 (9) "Fire protection sprinkler systems work" means the layout, on-site
1004 fabrication, installation, alteration, maintenance, inspection, testing or
1005 repair of any automatic or manual sprinkler system designed for the
1006 protection of the interior or exterior of a building or structure from fire,
1007 or any piping or tubing and appurtenances and equipment pertaining
1008 to such system including overhead and underground water mains, fire
1009 hydrants and hydrant mains, standpipes and hose connections to
1010 sprinkler systems, sprinkler tank heaters excluding electrical wiring, air
1011 lines and thermal systems used in connection with sprinkler and alarm
1012 systems connected thereto, foam extinguishing systems or special
1013 hazard systems including water spray, foam, carbon dioxide or dry
1014 chemical systems, halon and other liquid or gas fire suppression
1015 systems, but does not include (A) any engineering design work
1016 connected with the layout of fire protection sprinkler systems, or (B) any
1017 work performed by employees of or contractors hired by a public water
1018 system, as defined in subsection (a) of section 25-33d;

1019 (10) "State Fire Marshal" means the State Fire Marshal appointed by
1020 the Commissioner of Administrative Services;

1021 (11) "Journeyman sprinkler fitter" means a specialized pipe fitter
1022 craftsman, experienced and skilled in the installation, alteration,
1023 maintenance and repair of fire protection sprinkler systems;

1024 (12) "Irrigation work" means making the connections to and the
1025 inspection and testing of back flow prevention devices, and low voltage
1026 wiring, not exceeding twenty-four volts, used within a lawn sprinkler
1027 system;

1028 (13) "Sheet metal work" means the onsite layout, installation, erection,
1029 replacement, repair or alteration, including, but not limited to, onsite
1030 testing and balancing of related life safety components, environmental
1031 air, heating, ventilating and air conditioning systems by manipulating,
1032 adjusting or controlling such systems for optimum balance performance
1033 of any duct work system, ferrous, nonferrous or other material for
1034 ductwork systems, components, devices, air louvers or accessories, in
1035 accordance with the State Building Code;

1036 (14) "Journeyman sheet metal worker" means an experienced
1037 craftsman skilled in the installation, erection, replacement, repair or
1038 alteration of duct work systems, both ferrous and nonferrous;

1039 (15) "Automotive glass work" means installing, maintaining or
1040 repairing fixed glass in motor vehicles;

1041 (16) "Flat glass work" means installing, maintaining or repairing glass
1042 in residential or commercial structures;

1043 (17) "Medical gas and vacuum systems work" means the work and
1044 practice, materials, instrumentation and fixtures used in the
1045 construction, installation, alteration, extension, removal, repair,
1046 maintenance, inspection, testing or renovation of gas and vacuum
1047 systems and equipment used solely to transport gases for medical
1048 purposes and to remove liquids, air-gases or solids from such systems;

1049 (18) "Solar electricity work" means the installation, erection, repair,
1050 replacement, alteration, maintenance, inspection and testing of
1051 photovoltaic or wind generation equipment used to distribute or store
1052 ambient energy for heat, light, power or other purposes to a point
1053 immediately inside any structure or adjacent to an end use;

1054 (19) "Active solar system" means a system that uses an external source

1055 of energy to power a motor-driven fan or pump to force the circulation
1056 of a fluid through solar heat collectors and which removes the sun's heat
1057 from the collectors and transports such heat to a location where it may
1058 be used or stored;

1059 (20) "Passive solar system" means a system that is capable of
1060 collecting or storing the sun's energy as heat without the use of a motor-
1061 driven fan or pump;

1062 (21) "Hybrid solar system" means a system that contains components
1063 of both an active solar system and a passive solar system;

1064 (22) "Gas hearth product work" means the installation, service,
1065 inspection, testing or repair of a propane or natural gas fired fireplace,
1066 fireplace insert, stove or log set and associated venting and piping that
1067 simulates a flame of a solid fuel fire. "Gas hearth product work" does
1068 not include (A) fuel piping work, (B) the servicing of fuel piping, or (C)
1069 work associated with pressure regulating devices, except for appliances
1070 gas valves;

1071 (23) "Millwright work" means the installation, repair, replacement,
1072 maintenance or alteration, including the inspection and testing, of (A)
1073 power generation machinery, or (B) industrial machinery, including the
1074 related interconnection of piping and tubing used in the manufacturing
1075 process, but does not include the performance of any action for which
1076 licensure is required under this chapter;

1077 (24) "Inspection" means the examination of a system or portion of a
1078 system, involving the disassembly or removal of component parts of the
1079 system; [and]

1080 (25) "Testing" means to determine the status of a system as intended
1081 for its use, with or without the disassembly of component parts of the
1082 system, by the use of testing and measurement instruments;

1083 (26) "Owner" means a person who owns or resides in a residential
1084 property and includes any agent thereof, including, but not limited to,
1085 a condominium association. An owner of a residential property is not

1086 required to reside in such residential property to be deemed an owner
1087 under this subdivision;

1088 (27) "Person" means an individual, partnership, limited liability
1089 company or corporation; and

1090 (28) "Residential property" means a single family dwelling, a
1091 multifamily dwelling consisting of not more than six units, or a unit,
1092 common element or limited common element in a condominium, as
1093 defined in section 47-68a, or in a common interest community, as
1094 defined in section 47-202, or any number of condominium units for
1095 which a condominium association acts as an agent for the unit owners.

1096 Sec. 23. (NEW) (*Effective January 1, 2022*) (a) No contract to perform
1097 work on a private residence, as defined in section 20-419 of the general
1098 statutes, by a contractor licensed pursuant to chapter 393 of the general
1099 statutes and any person who owns or controls a business engaged to
1100 provide the work or services licensed under the provisions of said
1101 chapter by persons licensed for such work, shall be valid or enforceable
1102 against an owner, as defined in section 20-419 of the general statutes,
1103 unless it: (1) Is in writing; (2) is signed by the owner and the contractor
1104 or business; (3) contains the entire agreement between the owner and
1105 the contractor or business; (4) contains the date of the transaction; (5)
1106 contains the name and address of the contractor and the contractor's
1107 license number or, in the case of a business, the name of the business
1108 owner, partner or limited liability member and the phone number and
1109 address of the business, partnership or limited liability company; (6)
1110 contains the name and license number of any licensees performing the
1111 work, provided the name and the license number of a licensee may be
1112 amended in writing during the term of the contract; (7) contains a notice
1113 of the owner's cancellation rights in accordance with the provisions of
1114 chapter 740 of the general statutes; and (8) contains a starting date and
1115 completion date.

1116 (b) Each change in the terms and conditions of a contract specified in
1117 subsection (a) of this section shall be in writing and shall be signed by
1118 the owner and contractor or business, except that the commissioner

1119 may, by regulations adopted pursuant to chapter 54 of the general
1120 statutes, dispense with the necessity for complying with such
1121 requirement.

1122 Sec. 24. Subsection (c) of section 20-334 of the general statutes is
1123 repealed and the following is substituted in lieu thereof (*Effective from*
1124 *passage*):

1125 (c) The Commissioner of Consumer Protection and each board
1126 established under section 20-331 may suspend or revoke any license or
1127 certificate granted or issued by it under this chapter if the holder of such
1128 license or certificate is convicted of a felony, is grossly incompetent,
1129 engages in malpractice or unethical conduct or knowingly makes false,
1130 misleading or deceptive representations regarding his work or violates
1131 the regulations adopted under this chapter. Before any such license is
1132 suspended or revoked, such holder shall be given notice and
1133 opportunity for hearing as provided in regulations adopted by the
1134 Commissioner of Consumer Protection. Any person whose license has
1135 been suspended or revoked may, after ninety days but not more than
1136 one hundred eighty days after such suspension or revocation, apply to
1137 the board demonstrating good cause to have such license reinstated.
1138 Any such suspension or revocation of a license or certification by the
1139 board shall be a proposed final decision and submitted to the
1140 commissioner in accordance with the provisions of subsection (b) of
1141 section 21a-7.

1142 Sec. 25. Subsection (a) of section 20-306 of the general statutes is
1143 repealed and the following is substituted in lieu thereof (*Effective from*
1144 *passage*):

1145 (a) (1) The Department of Consumer Protection shall notify each
1146 person licensed under this chapter of the date of the expiration of such
1147 license and the amount of the fee required for its renewal for one year.
1148 Such license renewals shall be accompanied by the payment of the
1149 professional services fee for class G, as defined in section 33-182l, in the
1150 case of a professional engineer license, a professional engineer and land
1151 surveyor combined license, or a land surveyor license. The license shall

1152 be considered lapsed if not renewed [within thirty days following the
1153 normal] on or before the expiration date.

1154 (2) Annual renewal of an engineer-in-training license or a surveyor-
1155 in-training license shall not be required. Any such license shall remain
1156 valid for a period of ten years from the date of its original issuance and,
1157 during this time, it shall meet in part the requirements for licensure as a
1158 professional engineer or land surveyor. It shall not be the duty of the
1159 department to notify the holder of an engineer-in-training license or a
1160 surveyor-in-training license of the date of expiration of such license
1161 other than to publish it annually in the roster.

1162 (3) Renewal of any license under this chapter or payment of renewal
1163 fees shall not be required of any licensee serving in the armed forces of
1164 the United States until the next renewal period immediately following
1165 the termination of such service or the renewal period following the fifth
1166 year after such licensee's entry into such service, whichever occurs first.
1167 The status of such licensees shall be indicated in the annual roster of
1168 professional engineers and land surveyors.

1169 Sec. 26. Subsection (f) of section 20-314 of the general statutes is
1170 repealed and the following is substituted in lieu thereof (*Effective from*
1171 *passage*):

1172 (f) All licenses issued under the provisions of this chapter shall expire
1173 annually. At the time of application for a real estate broker's license,
1174 there shall be paid to the commission, for each individual applicant and
1175 for each proposed active member or officer of a firm, partnership,
1176 association or corporation, the sum of five hundred sixty-five dollars,
1177 and for the annual renewal thereof, the sum of three hundred seventy-
1178 five dollars, [and] except that for licenses expiring on March 31, 2022, a
1179 prorated renewal fee shall be charged to reflect the fact that the March
1180 2022, renewal shall expire on November 30, 2023. At the time of
1181 application for a real estate salesperson's license, there shall be paid to
1182 the commission two hundred eighty-five dollars and for the annual
1183 renewal thereof the sum of two hundred eighty-five dollars. Three
1184 dollars of each such annual renewal fee shall be payable to the Real

1185 Estate Guaranty Fund established pursuant to section 20-324a. [If a
1186 license is not issued, the fee shall be returned.] A real estate broker's
1187 license issued to any partnership, association or corporation shall entitle
1188 the individual designated in the application, as provided in section 20-
1189 312, upon compliance with the terms of this chapter, but without the
1190 payment of any further fee, to perform all of the acts of a real estate
1191 broker under this chapter on behalf of such partnership, association or
1192 corporation. Any license which expires and is not renewed pursuant to
1193 this subsection may be reinstated by the commission, if, not later than
1194 two years after the date of expiration, the former licensee pays to the
1195 commission for each real estate broker's license the sum of three
1196 hundred seventy-five dollars and for each real estate salesperson's
1197 license the sum of two hundred eighty-five dollars for each year or
1198 fraction thereof from the date of expiration of the previous license to the
1199 date of payment for reinstatement, except that any licensee whose
1200 license expired after such licensee entered military service shall be
1201 reinstated without payment of any fee if an application for
1202 reinstatement is filed with the commission within two years after the
1203 date of expiration. Any such reinstated broker license shall expire on the
1204 next succeeding [March thirty-first for real estate brokers or] November
1205 thirtieth, except that any broker license that is reinstated before March
1206 31, 2022, shall expire on March 31, 2022. Any such reinstated real estate
1207 sales person license shall expire on the next succeeding May thirty-first.
1208 [for real estate salespersons.]

1209 Sec. 27. Subsection (b) of section 20-317 of the general statutes is
1210 repealed and the following is substituted in lieu thereof (*Effective from*
1211 *passage*):

1212 (b) Every applicant licensed in another state shall file an irrevocable
1213 consent that suits and actions may be commenced against such
1214 applicant in the proper court in any judicial district of the state in which
1215 a cause of action may arise or in which the plaintiff may reside, by the
1216 service of any process or pleading, authorized by the laws of this state,
1217 on the chairperson of the commission, such consent stipulating and
1218 agreeing that such service of such process or pleading shall be taken and

1219 held in all courts to be as valid and binding as if service had been made
1220 upon such applicant in the state of Connecticut. If any process or
1221 pleadings under this chapter are served upon the chairperson, it shall
1222 be by duplicate copies, one of which shall be filed in the office of the
1223 commission, and the other immediately forwarded by registered or
1224 certified mail, to the applicant against whom such process or pleadings
1225 are directed, at the last-known address of such applicant as shown by
1226 the records of the [commission] department. No default in any such
1227 proceedings or action shall be taken unless it appears by affidavit of the
1228 chairperson of the commission that a copy of the process or pleading
1229 was mailed to the defendant as required by this subsection, and no
1230 judgment by default shall be taken in any such action or proceeding
1231 within twenty days after the date of mailing of such process or pleading
1232 to the out-of-state defendant.

1233 Sec. 28. Subsection (b) of section 20-319 of the general statutes is
1234 repealed and the following is substituted in lieu thereof (*Effective from*
1235 *passage*):

1236 (b) There is hereby established an annual renewal license to be issued
1237 by the Department of Consumer Protection. Persons licensed in
1238 accordance with the provisions of this chapter shall fulfill a continuing
1239 education requirement. Applicants for an annual renewal license for
1240 real estate brokers or real estate salespersons shall, in addition to the
1241 other requirements imposed by the provisions of this chapter, in any
1242 even-numbered year, submit proof of compliance with the continuing
1243 education requirements of this subsection to the commission. [
1244 accompanied by an eight-dollar] Each licensee shall pay an annual four-
1245 dollar continuing education processing fee to cover administrative costs
1246 associated with the review and auditing of continuing education
1247 submissions. The continuing education requirement may be satisfied by
1248 successful completion of any of the following during the two-year
1249 period preceding such renewal: (1) A course or courses, approved by
1250 the commission, of continuing education in current real estate practices
1251 and licensing laws, including, but not limited to, practices and laws
1252 concerning common interest communities, consisting of not less than

1253 twelve hours of classroom study; or (2) a written examination prepared
1254 and administered by either the Department of Consumer Protection, or
1255 by a national testing service approved by the department, which
1256 demonstrates a knowledge of current real estate practices and licensing
1257 laws; or (3) equivalent continuing educational experience or study as
1258 determined by regulations adopted pursuant to subsection (d) of this
1259 section. An applicant for examination under subdivision (2) of this
1260 subsection shall pay the required examination fee to the national testing
1261 service, if administered by such testing service, or to the Department of
1262 Consumer Protection, if administered by the department.

1263 Sec. 29. Subsection (f) of section 20-427 of the general statutes is
1264 repealed and the following is substituted in lieu thereof (*Effective from*
1265 *passage*):

1266 (f) All certificates issued under the provisions of this chapter shall
1267 expire annually on March thirty-first, except that certificates which
1268 expire on November 30, 2021, shall be renewed on November 30, 2021,
1269 and expire on March 31, 2022. The fee for renewal of a certificate shall
1270 be the same as the fee charged for an original application, except that for
1271 certificates which expire on March 31, 2022, a prorated renewal fee shall
1272 be charged to reflect the portion of the year for which the certificate will
1273 be active.

1274 Sec. 30. Subsection (d) of section 21-67 of the general statutes is
1275 repealed and the following is substituted in lieu thereof (*Effective from*
1276 *passage*):

1277 (d) The department shall conduct an inspection of each mobile
1278 manufactured home park annually, which inspection may be staggered
1279 throughout the course of the year. The department shall, upon receipt
1280 of a renewal application, accompanied by the annual license fee, [and
1281 after inspection of the mobile manufactured home park and
1282 determination that the park continues to conform with the requirements
1283 of this chapter,] issue a renewal license, unless the park fails to comply
1284 with the requirements of this chapter, as determined by an enforcement
1285 action conducted pursuant to section 21-71, as amended by this act.

1286 Sec. 31. Section 21-71 of the general statutes is repealed and the
1287 following is substituted in lieu thereof (*Effective from passage*):

1288 (a) The department may revoke, suspend, place conditions on or
1289 refuse to renew any license to operate a mobile manufactured home
1290 park for a violation of any provision of this chapter or any regulations
1291 issued hereunder or any other state or local law or regulation, after
1292 hearing, except that if the department upon investigation finds a
1293 licensee is not providing adequate sewerage facilities, electrical,
1294 plumbing or sanitary services, water supply or fire protection,
1295 suspension of the license shall be automatic, provided such licensee
1296 shall be entitled to a hearing before the department [within five] not
1297 later than thirty days after such suspension. A license may be reinstated
1298 or reissued if the circumstances leading to the violation have been
1299 remedied and the park is being maintained and operated in full
1300 compliance with this chapter and the regulations hereunder. Each
1301 officer, board, commission or department of the state or any local
1302 government shall assist the department with technical data on sewerage
1303 facilities, electrical, plumbing or sanitary services, water supply or fire
1304 protection and shall submit such data to the department for the
1305 department's use in any hearing held pursuant to this section. In
1306 addition to revoking, suspending, placing conditions on, or refusing to
1307 renew any license to operate a mobile manufactured home park, the
1308 department may, following an administrative hearing, impose a fine of
1309 not less than fifty nor more than three hundred dollars for each day that
1310 such violation [continues] exists. In connection with any investigation
1311 the Commissioner of Consumer Protection or the commissioner's
1312 authorized agent may administer oaths, issue subpoenas, compel
1313 testimony and order the production of books, records and documents.
1314 [The commissioner may issue an appropriate order to any owner found
1315 to be in violation of any provision of this chapter or any regulation
1316 issued hereunder, providing for the immediate discontinuance of the
1317 violation.] Each owner shall retain all leases, disclosure statements, rules
1318 and regulations required under this chapter for at least four years after
1319 any resident to whom they relate vacates the park.

1320 (b) If an inspection by the department reveals a violation of any
1321 provision of this chapter or any regulation issued [hereunder] under this
1322 chapter, the cost of all reinspections necessary to determine compliance
1323 with any such provision shall be assumed by the owner, except that if a
1324 first reinspection indicates compliance with such provision, no charge
1325 shall be made. As part of an inspection or investigation, the department
1326 may order an owner of a mobile manufactured park to obtain an
1327 independent inspection report, at the sole cost of the owner, that
1328 assesses the condition and potential public health impact of a condition
1329 at the park, including, but not limited to, the condition of trees and
1330 electrical, plumbing or sanitary systems.

1331 [(b)] (c) In addition to any other available remedies, the provisions of
1332 section 47a-14h shall be available to all residents in a mobile
1333 manufactured home park including residents who own their own units.

1334 (d) The department may issue an order to any owner determined to
1335 be in violation of any provision of this chapter or any regulation issued
1336 under this section after an inspection of a mobile manufactured home
1337 park, providing for the immediate discontinuance of the violation or
1338 timely remediation of such violation. Any owner of a mobile
1339 manufactured home park who fails to comply with any orders
1340 contained in a notice of violation resulting from a reinspection of such
1341 park not later than thirty days after of issuance of such notice, including
1342 confirmation of active licensure, shall be fined five hundred dollars per
1343 violation and shall follow the procedures specified in section 51-164n,
1344 as amended by this act.

1345 Sec. 32. Subsection (c) of section 20-281c of the general statutes is
1346 repealed and the following is substituted in lieu thereof (*Effective from*
1347 *passage*):

1348 (c) An applicant may apply to take the examination if such person,
1349 [holds a baccalaureate degree, or its equivalent, conferred by a college
1350 or university acceptable to the board, with an accounting concentration
1351 or equivalent] at the time of the examination, has completed not less
1352 than one hundred twenty semester hours of education, as determined

1353 by the board by regulation to be appropriate. The educational
1354 requirements for a certificate shall be prescribed in regulations to be
1355 adopted by the board as follows:

1356 (1) Until December 31, 1999, a baccalaureate degree or its equivalent
1357 conferred by a college or university acceptable to the board, with an
1358 accounting concentration or equivalent as determined by the board by
1359 regulation to be appropriate;

1360 (2) After January 1, 2000, at least one hundred fifty semester hours of
1361 college education including a baccalaureate or higher degree conferred
1362 by a college or university acceptable to the board. The total educational
1363 program shall include an accounting concentration or equivalent, as
1364 determined by the board by regulation to be appropriate.

1365 Sec. 33. Section 20-281d of the general statutes is repealed and the
1366 following is substituted in lieu thereof (*Effective October 1, 2021*):

1367 (a) The board shall issue or renew licenses to persons who make
1368 application and demonstrate their qualifications in accordance with
1369 subsections (b) to (g), inclusive, of this section.

1370 (b) Licenses shall be initially issued for one year and renewed
1371 annually. Applications for such licenses shall be made in such form, and
1372 in the case of applications for renewal, between such dates, as the board
1373 shall by regulation, adopted in accordance with the provisions of
1374 chapter 54, specify.

1375 (c) An applicant for initial issuance of a license under this section shall
1376 show:

1377 (1) That [he] such applicant holds a valid certificate;

1378 (2) If the applicant's certificate was issued more than four years prior
1379 to his or her application for issuance of an initial license under this
1380 section, that he or she has fulfilled the requirements of continuing
1381 professional education that would have been applicable under
1382 subsection (e) of this section if he or she had secured his or her initial

1383 license within four years of issuance of his or her certificate and was
1384 now applying under subsection (e) of this section for renewal of such
1385 license.

1386 (d) The board shall issue a certificate to a holder of a certificate issued
1387 by another state upon a showing that:

1388 (1) The applicant passed the examination required for issuance of his
1389 or her certificate with grades that would have been passing grades at
1390 the time in this state; and

1391 (2) The applicant meets all current requirements in this state for
1392 issuance of a certificate at the time the application is made; or the
1393 applicant, at the time of the issuance of the applicant's certificate in the
1394 other state, met all such requirements then applicable in this state; or the
1395 applicant has had five years of experience in the practice of public
1396 accountancy no earlier than the ten years immediately preceding the
1397 applicant's application or meets equivalent requirements prescribed by
1398 the board by regulation.

1399 (e) For renewal of a license under this section, an applicant shall show
1400 that he or she has completed forty hours of continuing professional
1401 education during each year from the date of issuance or last renewal. A
1402 renewal applicant who has a principal place of business outside of this
1403 state may show compliance with the provisions of this subsection by
1404 certifying in writing that he or she has completed the continuing
1405 professional education requirements in the state of the applicant's
1406 principal place of business during each year from the date of his or her
1407 license issuance or last renewal. The board may prescribe, by regulation
1408 adopted in accordance with the provisions of chapter 54, the content,
1409 duration and organization of continuing professional education courses
1410 which contribute to the general professional competence of the
1411 applicant.

1412 (f) For renewal of a license under this section, the board shall charge
1413 the following fees for failure to earn continuing education credits by the
1414 June thirtieth deadline:

1415 (1) Three hundred fifteen dollars for reporting on a renewal
1416 application a minimum of forty hours of continuing professional
1417 education, any of which was earned after June thirtieth and on or by
1418 September thirtieth;

1419 (2) Six hundred twenty-five dollars for reporting on a renewal
1420 application a minimum of forty hours of continuing professional
1421 education any of which was earned after June thirtieth and on or by
1422 December thirty-first.

1423 (g) The board shall charge a fee of one hundred fifty dollars for the
1424 initial issuance and the professional services fee for class I, as defined in
1425 section 33-182l, for each annual renewal of such license.

1426 (h) Applicants for initial issuance or renewal of licenses under this
1427 section shall in their applications list all states in which they have
1428 applied for or hold certificates or licenses, and each holder of or
1429 applicant for a license under this section shall notify the board in
1430 writing, within thirty days after its occurrence, of any issuance, denial,
1431 revocation or suspension of a certificate or license by another state.

1432 (i) The board shall administer an online renewal system for licenses
1433 renewed pursuant to this section. Each applicant for renewal pursuant
1434 to this section shall use such online renewal system and shall pay the
1435 applicable renewal fee using a credit card or via electronic funds transfer
1436 from a bank or credit union account. A licensee may request a waiver of
1437 such renewal requirements due to extenuating circumstances and the
1438 board may allow such licensee to renew his or her license using a paper
1439 form.

1440 Sec. 34. Subsection (c) of section 20-281k of the general statutes is
1441 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1442 *2021*):

1443 (c) [Nothing in this section shall require a licensee to keep any
1444 workpaper beyond the period prescribed in any other applicable
1445 statute, except that any] A licensee shall ensure that any work product

1446 and workpaper created in the performance of an engagement for a client
1447 is retained for not less than seven years after the creation of such work
1448 product or workpaper, unless the licensee is required by law to retain
1449 such records for a longer period. Any work product or workpaper
1450 prepared by a licensee in the course of an audit of a corporation the
1451 securities of which are registered under Section 12 of the Securities
1452 Exchange Act of 1934, as from time to time amended, or that is required
1453 to file reports under Section 15(d) of the Securities Exchange Act of 1934,
1454 as from time to time amended, shall be retained for the period described
1455 in section 33-1332.

1456 Sec. 35. Section 20-281*l* of the general statutes is repealed and the
1457 following is substituted in lieu thereof (*Effective October 1, 2021*):

1458 [(a) Except as expressly permitted by this section, a licensee shall not:
1459 (1) Pay a fee or commission to obtain a client; or (2) accept a fee or
1460 commission for referring a client to the products or services of a third
1461 party.

1462 (b) A licensee, who is not performing any of the services set forth in
1463 subsection (c) of this section and who complies with the provisions of
1464 subsection (d) of this section, may accept a fee or commission for
1465 referring a client to the products or services of a third party if such
1466 referral is made in conjunction with professional services provided to
1467 the client by such licensee making such referral. Nothing in this
1468 subsection shall be construed to permit the solicitation or acceptance of
1469 a fee or commission solely for the referral of a client to a third party.]

1470 [(c)] (a) A licensee shall not [perform services for] recommend or refer
1471 any product or service to a client for a commission and shall not accept
1472 a commission from a client during the period that the licensee is
1473 performing for such client any of the following services or during the
1474 period that is covered by any historical financial statements that are
1475 involved in any of the following services: (1) An audit or review of a
1476 financial statement; (2) a compilation of a financial statement if the
1477 licensee expects or [has reasonable cause to] might reasonably expect
1478 that a third party will use the financial statement and the licensee's

1479 compilation report does not disclose a lack of independence; or (3) an
1480 examination of prospective financial information.

1481 [(d)] (b) A licensee who is not prohibited under this section from
1482 performing services for a [fee or] commission or from accepting a [fee
1483 or] commission and who is paid or expects to be paid a [fee or]
1484 commission shall disclose such payment or expectation to any [client or
1485 other] person or entity to whom such licensee recommends or refers a
1486 product or service to which the [fee or] commission relates.

1487 [(e) As used in this section, "fee" includes, but is not limited to, a
1488 commission, rebate, preference, discount or any other consideration.

1489 (f) This section does not prohibit payments for the purchase of all, or
1490 a material part, of an accounting practice, or retirement payments to
1491 individuals who are or were formerly engaged in the practice of public
1492 accountancy, or payments to the heirs or estates of such individuals.

1493 (g) Nothing in this section shall be construed to relieve a licensee from
1494 any requirement under federal or state law that obligates such licensee
1495 to obtain a license or authorization prior to referring a client to the
1496 products or services of a third party, including, but not limited to, any
1497 license requirements under federal or state securities or insurance laws.]

1498 Sec. 36. Section 20-281m of the general statutes is repealed and the
1499 following is substituted in lieu thereof (*Effective October 1, 2021*):

1500 (a) A licensee shall not, during any period in which the licensee is
1501 engaged to perform any of the services listed in this subsection or during
1502 any period covered by any historical financial services involved in any
1503 of such services: (1) Perform for a contingent fee any of the following
1504 professional services, or accept a contingent fee from a client for whom
1505 the licensee or the licensee's firm performs any of the following services:
1506 (A) An audit or review of a financial statement; (B) a compilation of a
1507 financial statement if the licensee expects or has reasonable cause to
1508 expect that a third party will use the financial statement and the
1509 licensee's compilation report does not disclose a lack of independence;

1510 or (C) an examination of prospective financial information, or (2)
1511 prepare an original or amended tax return or claim for a tax refund for
1512 a contingent fee for any client.

1513 (b) As used in this section, "contingent fee" means a fee established
1514 for the performance of a service that will not be charged unless a
1515 specified finding or result is attained or in which the amount of the fee
1516 is dependent on a specified finding or result of such service. "Contingent
1517 fee" does not include: (1) A fee fixed by courts or other [public]
1518 governmental authorities; (2) a fee in a tax matter that is based on the
1519 results of judicial proceedings or the findings of governmental agencies;
1520 or (3) a fee that varies based solely on the complexity of the services
1521 rendered.

1522 [(c) A contingent fee arrangement between a licensee and a client
1523 shall be in writing and shall state the method by which the fee is
1524 determined.]

1525 Sec. 37. Subsection (b) of section 20-691 of the general statutes is
1526 repealed and the following is substituted in lieu thereof (*Effective from*
1527 *passage*):

1528 (b) (1) A person seeking registration as a locksmith shall apply to the
1529 commissioner on a form provided by the commissioner. The application
1530 shall include the applicant's name, residence address, business address,
1531 business telephone number, a question as to whether the applicant has
1532 been convicted of a felony in any state or jurisdiction, and such other
1533 information as the commissioner may require. The applicant shall
1534 submit to a request by the commissioner for a [recent] state and national
1535 criminal history records check conducted in accordance with the
1536 provisions of section 29-17a. No registration shall be issued unless the
1537 commissioner has received the results of a such records check. In
1538 accordance with the provisions of section 46a-80 and after a hearing held
1539 pursuant to chapter 54, the commissioner may revoke, refuse to issue or
1540 refuse to renew a registration when an applicant's criminal history
1541 records check reveals the applicant has been convicted of a crime of
1542 dishonesty, fraud, theft, assault, other violent offense or a crime related

1543 to the performance of locksmithing.

1544 (2) The application fee for registration as a locksmith and the biennial
1545 renewal fee for such registration shall be two hundred dollars.

1546 (3) The department shall establish and maintain a registry of
1547 locksmiths. The registry shall contain the names and addresses of
1548 registered locksmiths and such other information as the commissioner
1549 may require. Such registry shall be updated at least annually by the
1550 department, be made available to the public upon request and be
1551 published on the department's Internet web site.

1552 (4) No person shall engage in locksmithing, use the title locksmith or
1553 display or use any words, letters, figures, title, advertisement or other
1554 method to indicate said person is a locksmith unless such person has
1555 obtained a registration as provided in this section.

1556 (5) The following persons shall be exempt from registration as a
1557 locksmith, but only if the person performing the service does not hold
1558 himself or herself out to the public as a locksmith: (A) Persons employed
1559 by a state, municipality or other political subdivision, or by any agency
1560 or department of the government of the United States, acting in their
1561 official capacity; (B) automobile service dealers who service, install,
1562 repair or rebuild automobile locks; (C) retail merchants selling locks or
1563 similar security accessories or installing, programming, repairing,
1564 maintaining, reprogramming, rebuilding or servicing electronic garage
1565 door devices; (D) members of the building trades who install or remove
1566 complete locks or locking devices in the course of residential or
1567 commercial new construction or remodeling; (E) employees of towing
1568 services, repossessioners, or an automobile club representative or
1569 employee opening automotive locks in the normal course of his or her
1570 business. The provisions of this section shall not prohibit an employee
1571 of a towing service from opening motor vehicles to enable a vehicle to
1572 be moved without towing, provided the towing service does not hold
1573 itself out to the public, by directory advertisement, through a sign at the
1574 facilities of the towing service or by any other form of advertisement, as
1575 a locksmith; (F) students in a course of study in locksmith programs

1576 approved by the department; (G) warranty services by a lock
1577 manufacturer or its employees on the manufacturer's own products; (H)
1578 maintenance employees of a property owner or property management
1579 companies at multifamily residential buildings, who service, install,
1580 repair or open locks for tenants; and (I) persons employed as security
1581 personnel at schools or institutions of higher education who open locks
1582 while acting in the course of their employment.

1583 Sec. 38. Subsection (d) of section 20-432 of the general statutes is
1584 repealed and the following is substituted in lieu thereof (*Effective from*
1585 *passage*):

1586 (d) Whenever an owner obtains a court judgment, order or decree
1587 against any contractor holding a certificate or who has held a certificate
1588 under this chapter within [the past] two years of the effective date of
1589 entering into the contract with the owner, for loss or damages sustained
1590 by reason of performance of or offering to perform a home improvement
1591 within this state by a contractor holding a certificate under this chapter,
1592 such owner may, upon the final determination of, or expiration of time
1593 for, taking an appeal in connection with any such judgment, order or
1594 decree, apply to the commissioner for an order directing payment out
1595 of said guaranty fund of the amount unpaid upon the judgment, order
1596 or decree, for actual damages and costs taxed by the court against the
1597 contractor, exclusive of punitive damages. The application shall be
1598 made on forms provided by the commissioner and shall be
1599 accompanied by a copy of the court judgment, order or decree obtained
1600 against the contractor together with an [a notarized] affidavit [, signed
1601 and sworn to by the owner,] affirming that: (1) He or she has complied
1602 with all the requirements of this subsection; (2) he or she has obtained a
1603 judgment, order or decree, stating the amount thereof and the amount
1604 owing thereon at the date of application; and (3) he or she has caused to
1605 be issued a writ of execution upon said judgment, order or decree and
1606 the officer executing the same has made a return showing that no bank
1607 accounts or personal property of the contractor liable to be levied upon
1608 in satisfaction of the judgment, order or decree could be found, or that
1609 the amount realized on the sale of them or of such of them as were

1610 found, under the execution, was insufficient to satisfy the actual damage
1611 portion of the judgment, order or decree or stating the amount realized
1612 and the balance remaining due on the judgment, order or decree after
1613 application thereon of the amount realized, except that the requirements
1614 of this subdivision shall not apply to a judgment, order or decree
1615 obtained by the owner in small claims court. A true and attested copy
1616 of said executing officer's return, when required, shall be attached to
1617 such application and affidavit. No application for an order directing
1618 payment out of the guaranty fund shall be made later than two years
1619 after the final determination of, or expiration of time for, taking an
1620 appeal of said court judgment, order or decree.

1621 Sec. 39. Section 20-340 of the general statutes is repealed and the
1622 following is substituted in lieu thereof (*Effective from passage*):

1623 The provisions of this chapter shall not apply to: (1) Persons
1624 employed by any federal, state or municipal agency; (2) employees of
1625 any public service company regulated by the Public Utilities Regulatory
1626 Authority or of any corporate affiliate of any such company when the
1627 work performed by such affiliate is on behalf of a public service
1628 company, but in either case only if the work performed is in connection
1629 with the rendition of public utility service, including the installation or
1630 maintenance of wire for community antenna television service, or is in
1631 connection with the installation or maintenance of wire or telephone sets
1632 for single-line telephone service located inside the premises of a
1633 consumer; (3) employees of any municipal corporation specially
1634 chartered by this state; (4) employees of any contractor while such
1635 contractor is performing electrical-line or emergency work for any
1636 public service company; (5) persons engaged in the installation,
1637 maintenance, repair and service of electrical or other appliances of a size
1638 customarily used for domestic use where such installation commences
1639 at an outlet receptacle or connection previously installed by persons
1640 licensed to do the same and maintenance, repair and service is confined
1641 to the appliance itself and its internal operation; (6) employees of
1642 industrial firms whose main duties concern the maintenance of the
1643 electrical work, plumbing and piping work, solar thermal work,

1644 heating, piping, cooling work, sheet metal work, elevator installation,
1645 repair and maintenance work, automotive glass work or flat glass work
1646 of such firm on its own premises or on premises leased by it for its own
1647 use; (7) employees of industrial firms when such employees' main
1648 duties concern the fabrication of glass products or electrical, plumbing
1649 and piping, fire protection sprinkler systems, solar, heating, piping,
1650 cooling, chemical piping, sheet metal or elevator installation, repair and
1651 maintenance equipment used in the production of goods sold by
1652 industrial firms, except for products, electrical, plumbing and piping
1653 systems and repair and maintenance equipment used directly in the
1654 production of a product for human consumption; (8) persons
1655 performing work necessary to the manufacture or repair of any
1656 apparatus, appliances, fixtures, equipment or devices produced by it for
1657 sale or lease; (9) employees of stage and theatrical companies
1658 performing the operation, installation and maintenance of electrical
1659 equipment if such installation commences at an outlet receptacle or
1660 connection previously installed by persons licensed to make such
1661 installation; (10) employees of carnivals, circuses or similar transient
1662 amusement shows who install electrical work, provided such
1663 installation shall be subject to the approval of the State Fire Marshal
1664 prior to use as otherwise provided by law and shall comply with
1665 applicable municipal ordinances and regulations; (11) persons engaged
1666 in the installation, maintenance, repair and service of glass or electrical,
1667 plumbing, fire protection sprinkler systems, solar, heating, piping,
1668 cooling and sheet metal equipment in and about single-family
1669 residences owned and occupied or to be occupied by such persons;
1670 provided any such installation, maintenance and repair shall be subject
1671 to inspection and approval by the building official of the municipality
1672 in which such residence is located and shall conform to the requirements
1673 of the State Building Code; (12) persons who install, maintain or repair
1674 glass in a motor vehicle owned or leased by such persons; (13) persons
1675 or entities holding themselves out to be retail sellers of glass products,
1676 but not such persons or entities that also engage in automotive glass
1677 work or flat glass work; (14) persons who install preglazed or
1678 preassembled windows or doors in residential or commercial buildings;

1679 (15) persons registered under chapter 400 who install safety-backed
 1680 mirror products or repair or replace flat glass in sizes not greater than
 1681 thirty square feet in residential buildings; (16) sheet metal work
 1682 performed in residential buildings consisting of six units or less by new
 1683 home construction contractors registered pursuant to chapter 399a, by
 1684 home improvement contractors registered pursuant to chapter 400 or by
 1685 persons licensed pursuant to this chapter, when such work is limited to
 1686 exhaust systems installed for hoods and fans in kitchens and baths,
 1687 clothes dryer exhaust systems, radon vent systems, fireplaces, fireplace
 1688 flues, masonry chimneys or prefabricated metal chimneys rated by
 1689 Underwriters Laboratories or installation of stand-alone appliances
 1690 including wood, pellet or other stand-alone stoves that are installed in
 1691 residential buildings by such contractors or persons; (17) employees of
 1692 or any contractor employed by and under the direction of a properly
 1693 licensed solar contractor, performing work limited to the hoisting,
 1694 placement and anchoring of solar collectors, photovoltaic panels, towers
 1695 or turbines; (18) persons performing swimming pool maintenance and
 1696 repair work authorized pursuant to section 20-417aa; [and] (19) any
 1697 employee of the Connecticut Airport Authority covered by a state
 1698 collective bargaining agreement; and (20) any employee of a public
 1699 service company regulated by the Public Utilities Regulatory Authority
 1700 or of a contractor while such contractor is performing work on behalf of
 1701 a public service company, provided such work is (A) limited to water
 1702 meter installation or the replacement of a water meter connected to
 1703 existing fittings or unions previously installed by a person holding the
 1704 proper plumbing and piping license, and (B) in connection with the
 1705 rendition of public utility service, including the installation or
 1706 maintenance of associated low voltage wiring for the sole purpose of a
 1707 meter reader located outside the premises of a public service company
 1708 consumer.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	16-50j(g)
Sec. 2	<i>July 1, 2021</i>	20-500

Sec. 3	<i>July 1, 2021</i>	20-529(b) and (c)
Sec. 4	<i>July 1, 2021</i>	20-529b(a)
Sec. 5	<i>July 1, 2021</i>	20-517(c)
Sec. 6	<i>July 1, 2021</i>	20-295b
Sec. 7	<i>July 1, 2021</i>	20-292
Sec. 8	<i>from passage</i>	20-452(a)
Sec. 9	<i>from passage</i>	20-453
Sec. 10	<i>from passage</i>	20-457
Sec. 11	<i>from passage</i>	21a-190l
Sec. 12	<i>from passage</i>	43-8a
Sec. 13	<i>from passage</i>	21a-2
Sec. 14	<i>from passage</i>	21a-7(a)
Sec. 15	<i>from passage</i>	21a-8(c)
Sec. 16	<i>October 1, 2021</i>	21a-10
Sec. 17	<i>from passage</i>	21a-11
Sec. 18	<i>from passage</i>	51-164n(b)
Sec. 19	<i>from passage</i>	20-670(5)
Sec. 20	<i>from passage</i>	20-672
Sec. 21	<i>from passage</i>	20-678
Sec. 22	<i>from passage</i>	20-330
Sec. 23	<i>January 1, 2022</i>	New section
Sec. 24	<i>from passage</i>	20-334(c)
Sec. 25	<i>from passage</i>	20-306(a)
Sec. 26	<i>from passage</i>	20-314(f)
Sec. 27	<i>from passage</i>	20-317(b)
Sec. 28	<i>from passage</i>	20-319(b)
Sec. 29	<i>from passage</i>	20-427(f)
Sec. 30	<i>from passage</i>	21-67(d)
Sec. 31	<i>from passage</i>	21-71
Sec. 32	<i>from passage</i>	20-281c(c)
Sec. 33	<i>October 1, 2021</i>	20-281d
Sec. 34	<i>July 1, 2021</i>	20-281k(c)
Sec. 35	<i>October 1, 2021</i>	20-281l
Sec. 36	<i>October 1, 2021</i>	20-281m
Sec. 37	<i>from passage</i>	20-691(b)
Sec. 38	<i>from passage</i>	20-432(d)
Sec. 39	<i>from passage</i>	20-340