General Assembly

January Session, 2023

LCO No. 10086

Offered by:
REP. CANDELORA V., 86th Dist.
REP. O’DEA, 125th Dist.
REP. RUTIGLIANO, 123rd Dist.
REP. ACKERT, 8th Dist.
REP. PERILLO J., 113th Dist.
REP. ZUPKUS, 89th Dist.
REP. MASTROFRANCESCO, 80th Dist.

To: Subst. House Bill No. 6829 File No. 586 Cal. No. 357

"AN ACT MAKING CERTAIN TERMS IN ELECTRONIC BOOK AND DIGITAL AUDIOBOOK LICENSE AGREEMENTS OR CONTRACTS UNENFORCEABLE."

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

"Sec. 501. Subsection (e) of section 9-610 of the general statutes is repealed and the following is substituted in lieu thereof (Effective October 1, 2023):

(e) For purposes of this subsection and subsection (f) of this section, the exclusions to the term "contribution" in subsection (b) of section 9-601a shall not apply; [the term] "state office" means the office of Governor, Lieutenant Governor, Attorney General, State Comptroller, State Treasurer or Secretary of the State; [and the term] "state officer" means the Governor, Lieutenant Governor, Attorney General, State Comptroller, State Treasurer or Secretary of the State; and "municipal
office" means an elective office for which only the electors of a single
town, city, borough or political subdivision, as defined in section 9-372,
may vote. Notwithstanding any provision of this chapter, [to the
contrary,] during any regular session of the General Assembly, during
any special session of the General Assembly held between the
adjournment of the regular session in an odd-numbered year and the
convening of the regular session in the following even-numbered year
or during any reconvened session of the General Assembly held in an
odd-numbered year to reconsider vetoed bills, (1) no lobbyist or political
committee established by or on behalf of a lobbyist shall make or offer
to make a contribution to or on behalf of, and no lobbyist shall solicit a
contribution on behalf of, (A) a candidate or exploratory committee
established by a candidate for nomination or election to the General
Assembly or a state office, [or] (B) a political committee (i) established
for an assembly or senatorial district, (ii) established by a member of the
General Assembly, [or] a state officer or such member's or officer's agent, or in consultation with, or at the request or suggestion of,
any such member, officer or agent, or (iii) controlled by such member,
officer or agent, to aid or promote the nomination or election of any
candidate or candidates to the General Assembly or a state office, or (C)
a candidate or exploratory committee established by a member of the
General Assembly, a state officer or such member's or officer's agent for
nomination or election of such member or officer to a municipal office,
and (2) no such candidate or political committee shall accept such a
contribution. The provisions of this subsection shall not apply to a
candidate committee established by a member of the General Assembly
or a candidate for nomination or election to the General Assembly, at a
special election for the General Assembly, from the date on which the
candidate or the chairperson of the committee files the
designation of a treasurer and a depository institution under section 9-
602 with the State Elections Enforcement Commission, to the date on
which the special election is held, inclusive, or to an exploratory
commitee established by a member of the General Assembly to
promote [his] such member's candidacy for an office other than the
General Assembly or other than a municipal office.
Sec. 502. Subsection (f) of section 9-610 of the general statutes is repealed and the following is substituted in lieu thereof (Effective October 1, 2023):

(f) (1) A political committee established by two or more individuals under subparagraph (B) of subdivision (3) of section 9-601, other than a committee established solely for the purpose of aiding or promoting [any candidate or candidates for municipal office or] the success or defeat of a referendum question, shall be subject to the prohibition on acceptance of lobbyist contributions under subsection (e) of this section unless the treasurer of the committee has filed a registration statement as described in subsection (b) of section 9-605 with the State Elections Enforcement Commission, on or before November 15, 2012, for all such political committees in existence on such date, or, if the committee is not in existence on such date, not later than ten days after the organization of the committee pursuant to subsection (a) of section 9-605, and on or before November fifteenth of each even-numbered year thereafter. Such statements shall be filed even if there are no changes, additions or deletions to the registration statement previously filed with the commission. Notwithstanding the provisions of this subdivision, if an officer of the committee has changed since the last registration statement filed with the commission, such registration statement shall be filed by the chairperson of the committee.

(2) A political committee established for ongoing political activities and required pursuant to subsection (a) of section 9-603 to file statements with the commission shall be subject to the prohibition on making contributions under subsection (e) of this section unless the treasurer of the committee has filed a registration statement as described in subsection (b) of section 9-605 with the commission, on forms prescribed by the commission, on or before November 15, 2012, for all such political committees in existence on such date, or, if the committee is not in existence on such date, not later than ten days after the organization of the committee pursuant to subsection (a) of section 9-605, and on or before November fifteenth of each even-numbered year thereafter. Such statements shall be filed even if there are no changes,
additions or deletions to the registration statement previously filed with
the commission. Notwithstanding the provisions of this subdivision, if
an officer of the committee has changed since the last registration
statement filed with the commission, such registration statement shall
be filed by the chairperson of the committee.

(3) The commission shall prepare a list of all such committees subject
to the prohibitions under subsection (e) of this section, based upon an
evaluation of registrations filed pursuant to this subsection and
subsection (b) of section 9-605. Such list shall be available prior to the
opening of each regular session of the General Assembly, and shall
provide a copy of the list to the president pro tempore of the Senate, the
speaker of the House of Representatives, the minority leader of the
Senate, the minority leader of the House of Representatives and each
state officer. During each such regular session, the commission shall
prepare a supplemental list of committees that register after November
fifteenth and are subject to such prohibitions, and the commission shall
provide the supplemental list to such legislative leaders and state
officers. The filing of the registration statement by the treasurer of the
committee shall not impair the authority of the commission to act under
section 9-7b. Any lobbyist or treasurer who acts in reliance on such lists
in good faith shall have an absolute defense in any action brought under
subsection (e) and this subsection, subsection (c) of section 9-604, and
subsection (f) of section 9-608, as amended by this act.

Sec. 503. Subsection (f) of section 9-608 of the general statutes is
repealed and the following is substituted in lieu thereof (Effective October
1, 2023):

(f) If an exploratory committee has been established by a candidate
pursuant to subsection (c) of section 9-604, the treasurer of the
committee shall file a notice of intent to dissolve it with the appropriate
authority not later than fifteen days after the candidate's declaration of
intent to seek nomination or election to a particular public office, except
that in the case of an exploratory committee established by a candidate
for purposes that include aiding or promoting the candidate's candidacy
for nomination or election to the General Assembly or a state office, the treasurer of the committee shall file such notice of intent to dissolve the committee not later than fifteen days after the earlier of: (1) The candidate's declaration of intent to seek nomination or election to a particular public office, (2) the candidate's endorsement at a convention, caucus or town committee meeting, or (3) the candidate's filing of a candidacy for nomination under section 9-400 or 9-405. The treasurer shall also file a statement identifying all contributions received or expenditures made by the exploratory committee since the previous statement and the balance on hand or deficit, as the case may be. In the event of a surplus, the treasurer shall, not later than the filing of the statement, distribute the surplus to the candidate committee established pursuant to said section, except that (A) in the case of a surplus of an exploratory committee established by a candidate who intends to be a participating candidate, as defined in section 9-703, in the Citizens' Election Program, the treasurer may distribute to the candidate committee only that portion of such surplus that is attributable to contributions that meet the criteria for qualifying contributions for the candidate committee under section 9-704 and shall distribute the remainder of such surplus to the Citizens' Election Fund established in section 9-701, and (B) in the case of a surplus of an exploratory committee established for nomination or election to an office other than the General Assembly, or a state office or a municipal office, (i) the treasurer may only distribute to the candidate committee for nomination or election to the General Assembly, or state office or municipal office of such candidate that portion of such surplus which is in excess of the total contributions which the exploratory committee received from lobbyists or political committees established by lobbyists, during any period in which the prohibitions in subsection (e) of section 9-610, as amended by this act, apply, and (ii) any remaining amount shall be returned to all such lobbyists and political committees established by or on behalf of lobbyists, on a prorated basis of contribution, or distributed to any charitable organization which is a tax-exempt organization under Section 501(c)(3) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code.
of the United States, as from time to time amended. If the candidate
decides not to seek nomination or election to any office, the treasurer
shall, [within] not later than fifteen days after such decision, comply
with the provisions of this subsection and distribute any surplus in the
manner provided by this section for political committees other than
those formed for ongoing political activities, except that if the surplus is
from an exploratory committee established by the State Treasurer, any
portion of the surplus that is received from a principal of an investment
services firm or a political committee established by such firm shall be
returned to such principal or committee on a prorated basis of
contribution. In the event of a deficit, the treasurer shall file a statement
thirty days after the decision or declaration with the proper authority
and, thereafter, on the seventh day of each month following if on the last
day of the previous month there was an increase or decrease in such
deficit in excess of five hundred dollars from that reported on the last
statement filed. The treasurer shall file supplemental statements until
the deficit is eliminated. If the exploratory committee does not have a
surplus or deficit, the statement filed after the candidate's declaration or
decision shall be the last required statement. If a candidate certifies on
the statement of organization for the exploratory committee pursuant to
subsection (c) of section 9-604 that the candidate will not be a candidate
for the office of state representative and subsequently establishes a
candidate committee for the office of state representative, the treasurer
of the candidate committee shall pay to the State Treasurer, for deposit
in the General Fund, an amount equal to the portion of any contribution
received by [said] such exploratory committee that exceeded two
hundred fifty dollars. As used in this subsection, "principal of an
investment services firm" has the meaning set forth in subsection (e) of
section 9-612 and "state office" [has the same meaning] and "municipal
office" have the same meanings set forth in subsection (e) of section 9-
610, as amended by this act."

This act shall take effect as follows and shall amend the following
sections:

<p>| Sec. 501 | October 1, 2023 | 9-610(e) |</p>
<table>
<thead>
<tr>
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<th>Effective Date</th>
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