



General Assembly

Amendment

January Session, 2023

LCO No. 7665



Offered by:

SEN. FAZIO, 36th Dist.
SEN. MARTIN, 31st Dist.
SEN. HWANG, 28th Dist.
SEN. SEMINARA, 8th Dist.

To: Senate Bill No. 156

File No. 421

Cal. No. 234

"AN ACT CONCERNING EXPENDITURES FROM THE HEALTHY HOMES FUND."

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

3 "Sec. 501. Section 38a-331 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2023*):

5 (a) (1) [There is imposed a] A twelve-dollar surcharge may be
6 imposed on the issuance or renewal of each insurance policy providing:

7 (A) Personal risk insurance coverage for an owned dwelling in this
8 state with four or fewer units, except for a mobile home;

9 (B) Coverage for an individual unit in this state that is part of a
10 condominium, as such terms are defined in section 47-68a; or

11 (C) Coverage for an individual unit in this state that is part of a
12 common interest community and exclusively used for residential
13 purposes, as such terms are defined in section 47-202.

14 (2) [The] A surcharge imposed under this subsection shall be assessed
15 on insurance policies issued or renewed during the period beginning on
16 January 1, 2019, and ending on December 31, 2029. Such surcharge is not
17 premium and shall not be considered premium for any purpose.

18 (b) Payment of [the] a surcharge imposed under subsection (a) of this
19 section shall be the obligation of the person that is first listed as an
20 insured under the policy, provided collection and remittance of such
21 surcharge may be effected in such manner as the insurer, insured and
22 any mortgagee may reasonably determine. Such surcharge is payable in
23 full upon commencement or renewal of coverage, and no portion of
24 such surcharge shall be reimbursed, whether on policy cancellation or
25 otherwise.

26 (c) (1) Acting on behalf of, and as a collection agent of the Healthy
27 Homes Fund established pursuant to section 8-446, as amended by this
28 act, each admitted insurer, or, for nonadmitted insurers, one or more
29 surplus lines brokers licensed pursuant to section 38a-794 procuring
30 from the nonadmitted insurer an insurance policy providing coverage
31 of a type described in subdivision (1) of subsection (a) of this section,
32 shall remit to the Insurance Commissioner, not later than the thirtieth
33 day of April annually, [all] any surcharges imposed under subsection
34 (a) of this section on the named insured that were collected during the
35 calendar year next preceding. Each such remittance shall include
36 documentation, in the form and manner prescribed by the
37 commissioner, to substantiate the total surcharge amount being
38 remitted by such insurer or licensee.

39 (2) [All] Any such remittances under subdivision (1) of this
40 subsection, except for the amount of remittances equal to the cost of
41 funding an administrative officer position at the Insurance Department
42 to facilitate the surcharge collection, shall be deposited in the Healthy

43 Homes Fund established in section 8-446, as amended by this act. Not
44 later than thirty days after such deposit in the Healthy Homes Fund,
45 eighty-five per cent of such deposits shall be transferred to the
46 Crumbling Foundations Assistance Fund established in section 8-441.

47 (3) [The] A surcharge imposed under subsection (a) of this section
48 shall constitute a special purpose assessment for the purposes of section
49 12-211.

50 (d) The commissioner may adopt regulations, in accordance with
51 chapter 54, to implement the provisions of this section."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>October 1, 2023</i>	38a-331