



General Assembly

**Amendment**

January Session, 2023

LCO No. 9662



Offered by:

SEN. FAZIO, 36<sup>th</sup> Dist.  
SEN. MARTIN, 31<sup>st</sup> Dist.  
SEN. HWANG, 28<sup>th</sup> Dist.  
SEN. SEMINARA, 8<sup>th</sup> Dist.  
SEN. SAMPSON, 16<sup>th</sup> 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 Section 38a-331 of the general statutes is repealed and the  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