



General Assembly

Amendment

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LCO No. 7553



Offered by:

SEN. MARONEY, 14th Dist.
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To: Subst. Senate Bill No. 1058

File No. 676

Cal. No. 139

**"AN ACT CONCERNING THE ATTORNEY GENERAL'S
RECOMMENDATIONS REGARDING CONSUMER PROTECTION
AND FINANCIAL REPORTING BY CHARITABLE
ORGANIZATIONS."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Subsections (c) to (f), inclusive, of section 42-110d of the
4 general statutes are repealed and the following is substituted in lieu
5 thereof (*Effective from passage*):

6 (c) In addition to other powers conferred upon the commissioner,
7 said commissioner may execute in writing and cause to be served by
8 certified mail an investigative demand upon any person suspected of
9 using, having used or about to use any method, act or practice declared
10 by section 42-110b to be unlawful or upon any person from whom said
11 commissioner wants assurance that section 42-110b has not, is not or
12 will not be violated. Such investigative demand shall contain a

13 description of the method, act or practice under investigation, provide
14 a reasonable time for compliance, and require such person to furnish
15 under oath or otherwise, as may be specified in said demand, a report
16 in writing setting forth relevant facts or circumstances together with
17 documentary material. Notwithstanding subsection (f) of this section,
18 responses to investigative demands issued under this subsection may
19 be withheld from public disclosure during the full pendency of the
20 investigation.

21 (d) Said commissioner, in conformance with sections 4-176e to 4-185,
22 inclusive, whenever [he] the commissioner has reason to believe that
23 any person has been engaged or is engaged in an alleged violation of
24 any provision of this chapter, shall mail to such person, by certified mail,
25 a complaint stating the charges and containing a notice of a hearing, to
26 be held upon a day and at a place therein fixed at least fifteen days after
27 the date of such complaint. The person so notified shall have the right
28 to file a written answer to the complaint and charges therein stated and
29 appear at the time and place so fixed for such hearing, in person or
30 otherwise, with or without counsel, and submit testimony and be fully
31 heard. Any person may make application, and upon good cause shown
32 shall be allowed by the commissioner to intervene and appear in such
33 proceeding by counsel or in person. The testimony in any such
34 proceeding, including the testimony of any intervening person, shall be
35 under oath and shall be reduced to writing by the recording officer of
36 the hearing and filed in the office of the commissioner. The
37 commissioner or [his] the commissioner's authorized representatives
38 shall have the power to require by subpoena the attendance and
39 testimony of witnesses and the production of any documentary material
40 at such proceeding. If upon such hearing the commissioner is of the
41 opinion that the method of competition or the act or practice in question
42 is prohibited by this chapter, the commissioner shall make a report in
43 writing to the person complained of in which [he] the commissioner
44 shall state [his] the commissioner's findings as to the facts and shall
45 forward by certified mail to such person an order to cease and desist
46 from using such methods of competition or such act or practice, or, if

47 the amount involved is less than ten thousand dollars, an order directing
48 restitution, or both. The commissioner may apply for the enforcement
49 of any cease and desist order, order directing restitution or consent
50 order issued under this chapter to the superior court for the judicial
51 district of Hartford, or to any judge thereof if the same is not in session,
52 for orders temporarily and permanently restraining and enjoining any
53 person from continuing violations of such cease and desist order, order
54 directing restitution or consent order. Such application for a temporary
55 restraining order, temporary and permanent injunction, order directing
56 restitution and for such other appropriate decree or process shall be
57 brought and the proceedings thereon conducted by the Attorney
58 General.

59 (e) In addition to any injunction issued pursuant to subsection (d) of
60 this section, the court may make such additional orders or judgments as
61 may be necessary to restore to any person in interest any moneys or
62 property, real or personal, which may have been acquired by means of
63 any practices prohibited by this chapter, including the appointment of a
64 receiver or the revocation of a license or certificate authorizing the
65 person subject to the order or injunction to engage in business in this
66 state, or both.

67 (f) The commissioner or the Attorney General or their employees
68 shall disclose, in accordance with the provisions of the Freedom of
69 Information Act, as defined in section 1-200, all records concerning the
70 investigation of any alleged violation of any provision of this chapter,
71 including, but not limited to, any complaint initiating an investigation
72 and all records of the disposition or settlement of a complaint. For
73 purposes of this section, "disposition" shall include the following action
74 or nonaction with respect to any complaints or investigations: [(A)] (1)
75 No action taken because of [(i)] (A) a lack of jurisdiction, [; (ii)] (B)
76 unsubstantiated allegations, or [(iii)] (C) a lack of sufficient information
77 to draw a conclusion, as determined by the commissioner, after
78 investigation; [(B)] (2) referral to another state agency, or to a federal or
79 local agency, or to law enforcement authorities; [(C)] (3) an acceptance
80 of an assurance of voluntary compliance in accordance with the

81 provisions of section 42-110j; and [(D)] (4) formal action taken, including
82 the institution of administrative proceedings pursuant to subsection (d)
83 of this section or court proceedings pursuant to section 42-110m, 42-110o
84 or 42-110p. The commissioner may withhold such records from
85 disclosure during the pendency of an investigation or examination held
86 in accordance with subsection (a) of this section, but in no event shall
87 the commissioner withhold any such records longer than a period of
88 eighteen months after the date on which the initial complaint was filed
89 with the commissioner or after the date on which the investigation or
90 examination was commenced, whichever is earlier. Nothing herein shall
91 be deemed to affect the rights of litigants, including parties to
92 administrative proceedings, under the laws of discovery of this state.

93 Sec. 2. Subsection (c) of section 35-42 of the general statutes is
94 repealed and the following is substituted in lieu thereof (*Effective July 1,*
95 *2023*):

96 (c) (1) All documentary material furnished to the Attorney General,
97 [his or her] the Attorney General's deputy or any assistant attorney
98 general designated by the Attorney General, pursuant to a demand
99 issued under subsection (a) of this section, shall be held in the custody
100 of the Attorney General, or the Attorney General's designee, and shall
101 not be available to the public. Such documentary material shall be
102 returned to the person furnishing such documentary material, or, if such
103 person furnishes such documentary material in an electronic format,
104 erased, upon the termination of the Attorney General's investigation or
105 final determination of any action or proceeding commenced thereunder.

106 (2) All documentary material or other information furnished
107 voluntarily to the Attorney General, [his or her] the Attorney General's
108 deputy or any assistant attorney general designated by the Attorney
109 General, for suspected violations of the provisions of this chapter, and
110 the identity of the person furnishing such documentary material or
111 other information, shall be held in the custody of the Attorney General,
112 or the Attorney General's designee, and shall not be available to the
113 public. Such documentary material or other information shall be

114 returned to the person furnishing such documentary material or other
115 information, or, if such person furnishes such documentary material or
116 other information in an electronic format, erased, upon the termination
117 of the Attorney General's investigation or final determination of any
118 action or proceeding commenced thereunder.

119 Sec. 3. Subsection (d) of section 4-61dd of the general statutes is
120 repealed and the following is substituted in lieu thereof (*Effective July 1,*
121 *2023*):

122 (d) The Attorney General may summon witnesses, require the
123 production of any necessary books, papers or other documents and
124 administer oaths to witnesses, where necessary, for the purpose of an
125 investigation pursuant to this section or for the purpose of investigating
126 a suspected violation of subsection (a) of section 4-275 until such time as
127 the Attorney General files a civil action pursuant to section 4-276.
128 Service of a subpoena ad testificandum, subpoena duces tecum and a
129 notice of deposition, may be made by: (1) Personal service or service at
130 the usual place of abode; or (2) registered or certified mail, return receipt
131 requested, a duly executed copy thereof addressed to the person to be
132 served at such person's principal place of business in this state, or, if
133 such person has no principal place of business in this state, at such
134 person's principal office or such person's residence. Upon the
135 conclusion of the investigation, the Attorney General shall where
136 necessary, report any findings to the Governor, or in matters involving
137 criminal activity, to the Chief State's Attorney. In addition to the exempt
138 records provision of section 1-210, the Auditors of Public Accounts and
139 the Attorney General shall not, after receipt of any information from a
140 person under the provisions of this section or sections 4-276 to 4-280,
141 inclusive, disclose the identity of such person without such person's
142 consent unless the Auditors of Public Accounts or the Attorney General
143 determines that such disclosure is unavoidable, and may withhold
144 records of such investigation, during the pendency of the investigation.
145 All documentary material or other information furnished to the
146 Attorney General, [his or her] the Attorney General's deputy or any
147 assistant attorney general designated by the Attorney General, pursuant

148 to a demand issued under this subsection for the purpose of
149 investigating a suspected violation of subsection (a) of section 4-275,
150 shall be returned to the person furnishing such documentary material
151 or other information, or, if such person furnished such documentary
152 material or other information in an electronic format, erased, upon the
153 termination of the Attorney General's investigation or final
154 determination of any action or proceeding commenced thereunder.

155 Sec. 4. Section 36a-701b of the general statutes is repealed and the
156 following is substituted in lieu thereof (*Effective October 1, 2023*):

157 (a) For purposes of this section, (1) "breach of security" means
158 unauthorized access to or unauthorized acquisition of electronic files,
159 media, databases or computerized data, containing personal
160 information when access to the personal information has not been
161 secured by encryption or by any other method or technology that
162 renders the personal information unreadable or unusable; and (2)
163 "personal information" means an individual's (A) first name or first
164 initial and last name in combination with any one, or more, of the
165 following data: (i) Social Security number; (ii) taxpayer identification
166 number; (iii) identity protection personal identification number issued
167 by the Internal Revenue Service; (iv) driver's license number, state
168 identification card number, passport number, military identification
169 number or other identification number issued by the government that is
170 commonly used to verify identity; (v) credit or debit card number; (vi)
171 financial account number in combination with any required security
172 code, access code or password that would permit access to such
173 financial account; (vii) medical information regarding an individual's
174 medical history, mental or physical condition, or medical treatment or
175 diagnosis by a health care professional; (viii) health insurance policy
176 number or subscriber identification number, or any unique identifier
177 used by a health insurer to identify the individual; [or] (ix) biometric
178 information consisting of data generated by electronic measurements of
179 an individual's unique physical characteristics used to authenticate or
180 ascertain the individual's identity, such as a fingerprint, voice print,
181 retina or iris image; or (x) precise geolocation data, as defined in section

182 42-515; or (B) user name or electronic mail address, in combination with
183 a password or security question and answer that would permit access
184 to an online account. "Personal information" does not include publicly
185 available information that is lawfully made available to the general
186 public from federal, state or local government records or widely
187 distributed media.

188 (b) (1) Any person who owns, licenses or maintains computerized
189 data that includes personal information, shall provide notice of any
190 breach of security following the discovery of the breach to any resident
191 of this state whose personal information was breached or is reasonably
192 believed to have been breached. Such notice shall be made without
193 unreasonable delay but not later than sixty days after the discovery of
194 such breach, unless a shorter time is required under federal law, subject
195 to the provisions of subsection (d) of this section. If the person identifies
196 additional residents of this state whose personal information was
197 breached or reasonably believed to have been breached following sixty
198 days after the discovery of such breach, the person shall proceed in good
199 faith to notify such additional residents as expediently as possible. Such
200 notification shall not be required if, after an appropriate investigation
201 the person reasonably determines that the breach will not likely result
202 in harm to the individuals whose personal information has been
203 acquired or accessed.

204 (2) If notice of a breach of security is required by subdivision (1) of
205 this subsection:

206 (A) The person who owns, licenses or maintains computerized data
207 that includes personal information, shall, not later than the time when
208 notice is provided to the resident, also provide notice of the breach of
209 security to the Attorney General; and

210 (B) The person who owns or licenses computerized data that includes
211 personal information, shall offer to each resident whose personal
212 information under clause (i) or (ii) of subparagraph (A) of subdivision
213 (2) of subsection (a) of this section was breached or is reasonably

214 believed to have been breached, appropriate identity theft prevention
215 services and, if applicable, identity theft mitigation services. Such
216 service or services shall be provided at no cost to such resident for a
217 period of not less than [twenty-four months] two years. Such person
218 shall provide all information necessary for such resident to enroll in
219 such service or services and shall include information on how such
220 resident can place a credit freeze on such resident's credit file.

221 (c) Any person that maintains computerized data that includes
222 personal information that the person does not own shall notify the
223 owner or licensee of the information of any breach of the security of the
224 data immediately following its discovery, if the personal information of
225 a resident of this state was breached or is reasonably believed to have
226 been breached.

227 (d) Any notification required by this section shall be delayed for a
228 reasonable period of time if a law enforcement agency determines that
229 the notification will impede a criminal investigation and such law
230 enforcement agency has made a request that the notification be delayed.
231 Any such delayed notification shall be made after such law enforcement
232 agency determines that notification will not compromise the criminal
233 investigation and so notifies the person of such determination.

234 (e) Any notice to a resident, owner or licensee required by the
235 provisions of this section may be provided by one of the following
236 methods, subject to the provisions of subsection (f) of this section: (1)
237 Written notice; (2) telephone notice; (3) electronic notice, provided such
238 notice is consistent with the provisions regarding electronic records and
239 signatures set forth in 15 USC 7001; (4) substitute notice, provided such
240 person demonstrates in the notice provided to the Attorney General that
241 the cost of providing notice in accordance with subdivision (1), (2) or (3)
242 of this subsection would exceed two hundred fifty thousand dollars,
243 that the affected class of subject persons to be notified exceeds five
244 hundred thousand persons or that the person does not have sufficient
245 contact information. Substitute notice shall consist of the following: (A)
246 Electronic mail notice when the person has an electronic mail address

247 for the affected persons; (B) conspicuous posting of the notice on the
248 web site of the person if the person maintains one; and (C) notification
249 to major state-wide media, including newspapers, radio and television.

250 (f) (1) In the event of a breach of login credentials under
251 subparagraph (B) of subdivision (2) of subsection (a) of this section,
252 notice to a resident may be provided in electronic or other form that
253 directs the resident whose personal information was breached or is
254 reasonably believed to have been breached to promptly change any
255 password or security question and answer, as applicable, or to take
256 other appropriate steps to protect the affected online account and all
257 other online accounts for which the resident uses the same user name or
258 electronic mail address and password or security question and answer.

259 (2) Any person that furnishes an electronic mail account shall not
260 comply with this section by providing notification to the electronic mail
261 account that was breached or reasonably believed to have been
262 breached if the person cannot reasonably verify the affected resident's
263 receipt of such notification. In such an event, the person shall provide
264 notice by another method described in this section or by clear and
265 conspicuous notice delivered to the resident online when the resident is
266 connected to the online account from an Internet protocol address or
267 online location from which the person knows the resident customarily
268 accesses the account.

269 (g) Any person that maintains such person's own security breach
270 procedures as part of an information security policy for the treatment of
271 personal information and otherwise complies with the timing
272 requirements of this section, shall be deemed to be in compliance with
273 the security breach notification requirements of this section, provided
274 such person notifies, as applicable, residents of this state, owners and
275 licensees in accordance with such person's policies in the event of a
276 breach of security and in the case of notice to a resident, such person
277 also notifies the Attorney General not later than the time when notice is
278 provided to the resident. Any person that maintains such a security
279 breach procedure pursuant to the rules, regulations, procedures or

280 guidelines established by the primary or functional regulator, as defined
281 in 15 USC 6809(2), shall be deemed to be in compliance with the security
282 breach notification requirements of this section, provided (1) such
283 person notifies, as applicable, such residents of this state, owners, and
284 licensees required to be notified under and in accordance with the
285 policies or the rules, regulations, procedures or guidelines established
286 by the primary or functional regulator in the event of a breach of
287 security, and (2) if notice is given to a resident of this state in accordance
288 with subdivision (1) of this subsection regarding a breach of security,
289 such person also notifies the Attorney General not later than the time
290 when notice is provided to the resident.

291 (h) Any person that is subject to and in compliance with the privacy
292 and security standards under the Health Insurance Portability and
293 Accountability Act of 1996 and the Health Information Technology for
294 Economic and Clinical Health Act ("HITECH") shall be deemed to be in
295 compliance with this section, provided that (1) any person required to
296 provide notification to Connecticut residents pursuant to HITECH shall
297 also provide notice to the Attorney General not later than the time when
298 notice is provided to such residents if notification to the Attorney
299 General would otherwise be required under subparagraph (A) of
300 subdivision (2) of subsection (b) of this section, and (2) the person
301 otherwise complies with the requirements of subparagraph (B) of
302 subdivision (2) of subsection (b) of this section.

303 (i) All documents, materials and information provided in response to
304 an investigative demand issued pursuant to subsection (c) of section 42-
305 110d, as amended by this act, in connection with the investigation of a
306 breach of security as defined by this section shall be exempt from public
307 disclosure under subsection (a) of section 1-210, provided the Attorney
308 General may make such documents, materials or information available
309 to third parties in furtherance of such investigation.

310 (j) Failure to comply with the requirements of this section shall
311 constitute an unfair trade practice for purposes of section 42-110b and
312 shall be enforced by the Attorney General.

313 (k) Any civil penalties collected for failure to comply with the
314 requirements of this section may be deposited into the privacy
315 protection guaranty and enforcement account established pursuant to
316 section 42-472a.

317 Sec. 5. Subsections (d) to (h), inclusive, of section 42-471 of the general
318 statutes are repealed and the following is substituted in lieu thereof
319 (*Effective July 1, 2023*):

320 (d) [For] (1) Except as provided in subdivision (2) of this subsection,
321 for persons who hold a license, registration or certificate issued by, or a
322 charter subject to the supervision of, a state agency other than the
323 Department of Consumer Protection, this section shall be enforceable
324 only by such other state agency pursuant to such other state agency's
325 existing statutory and regulatory authority.

326 (2) The provisions of subdivision (1) of this subsection shall not apply
327 to actions undertaken by the Attorney General.

328 (e) Any person or entity that violates the provisions of this section
329 shall be subject to a civil penalty of five hundred dollars for each
330 violation, provided such civil penalty shall not exceed five hundred
331 thousand dollars for any single event. It shall not be a violation of this
332 section if such violation was unintentional. A violation of this section
333 shall constitute an unfair trade practice under subsection (a) of section
334 42-110b, provided the provisions of section 42-110g shall not apply to
335 such violation. Nothing in this section shall be construed to create a
336 private right of action.

337 (f) The provisions of this section shall not apply to any agency or
338 political subdivision of the state.

339 (g) If a financial institution has adopted safeguards that comply with
340 the standards established pursuant to Section 501(b) of the Gramm-
341 Leach-Bliley Act of 1999, 15 USC 6801, then such compliance shall
342 constitute compliance with the provisions of this section.

343 (h) Any civil penalties received pursuant to this section [shall] may
344 be deposited into the privacy protection guaranty and enforcement
345 account established pursuant to section 42-472a.

346 Sec. 6. Subsection (a) of section 42-520 of the general statutes is
347 repealed and the following is substituted in lieu thereof (*Effective July 1,*
348 *2023*):

349 (a) A controller shall: (1) Limit the collection of personal data to what
350 is adequate, relevant and reasonably necessary in relation to the
351 purposes for which such data is processed, as disclosed to the consumer;
352 (2) except as otherwise provided in sections 42-515 to 42-525, inclusive,
353 not process personal data for purposes that are neither reasonably
354 necessary to, nor compatible with, the disclosed purposes for which
355 such personal data is processed, as disclosed to the consumer, unless the
356 controller obtains the consumer's consent; (3) establish, implement and
357 maintain reasonable administrative, technical and physical data
358 security practices to protect the confidentiality, integrity and
359 accessibility of personal data appropriate to the volume and nature of
360 the personal data at issue; (4) not process sensitive data concerning a
361 consumer without obtaining the consumer's consent, or, in the case of
362 the processing of sensitive data concerning a known child, without
363 processing such data in accordance with COPPA; (5) not process
364 personal data in violation of the laws of this state and federal laws that
365 prohibit unlawful discrimination against consumers; (6) provide an
366 effective mechanism for a consumer to revoke the consumer's consent
367 under this section that is at least as easy as the mechanism by which the
368 consumer provided the consumer's consent and, upon revocation of
369 such consent, cease to process the data as soon as practicable, but not
370 later than fifteen days after the receipt of such request; and (7) not
371 process the personal data of a consumer for purposes of targeted
372 advertising, or sell the consumer's personal data without the consumer's
373 consent, under circumstances where a controller has actual knowledge,
374 [and] or wilfully disregards, that the consumer is at least thirteen years
375 of age but younger than sixteen years of age. A controller shall not
376 discriminate against a consumer for exercising any of the consumer

377 rights contained in sections 42-515 to 42-525, inclusive, including
378 denying goods or services, charging different prices or rates for goods
379 or services or providing a different level of quality of goods or services
380 to the consumer.

381 Sec. 7. Section 53-289a of the general statutes is repealed and the
382 following is substituted in lieu thereof (*Effective October 1, 2023*):

383 (a) As used in this section, "service charge" means any additional fee
384 or charge that is designated as an "administrative fee", "service fee" or
385 "surcharge" or by using another substantially similar term.

386 (b) No person shall advertise the prices of tickets to any
387 entertainment event, including, but not limited to, any place of
388 amusement, arena, stadium, theater, performance, sport, exhibition or
389 athletic contest given in this state for which a service charge is imposed
390 for the sale of a ticket at the site of the event, without conspicuously
391 disclosing in such advertisement, whether displayed at the site of the
392 event or elsewhere, the total price for each ticket and what portion of
393 each ticket price, stated in a dollar amount, represents a service charge.

394 (c) If a price is charged for admission to a place of entertainment, the
395 operator of the place of entertainment shall print, endorse or otherwise
396 disclose on the face of each ticket to an entertainment event at such place
397 of entertainment (1) the price established for such ticket, or (2) if such
398 operator, or such operator's agent, sells or resells such ticket, including
399 at auction, the final price of such ticket.

400 (d) (1) Any person that facilitates the sale or resale of a ticket to an
401 entertainment event shall (A) disclose the total price of such ticket,
402 which total price shall include all service charges required to purchase
403 such ticket, and (B) disclose, in a clear and conspicuous manner, to the
404 purchaser of such ticket the portion of the total ticket price, expressed
405 as a dollar amount, that is attributable to service charges charged to such
406 purchaser for such ticket.

407 (2) The disclosures required under subdivision (1) of this subsection

408 shall be displayed in the ticket listing before the ticket is selected for
409 purchase. The total ticket price shall not increase during the period
410 beginning when a ticket is selected for purchase and ending when a
411 ticket is purchased, except a reasonable service charge may be charged
412 for delivery of a nonelectronic ticket if (A) such service charge is based
413 on the delivery method selected by the ticket purchaser, and (B) such
414 service charge is disclosed to such purchaser before such purchaser
415 purchases such ticket.

416 (3) No disclosure required under this subsection shall be (A) false or
417 misleading, (B) presented more prominently than the total ticket price,
418 or (C) displayed in a font size that is as large or larger than the font size
419 in which the total ticket price is displayed.

420 Sec. 8. Section 42-284 of the general statutes is repealed and the
421 following is substituted in lieu thereof (*Effective October 1, 2023*):

422 As used in this section, sections [42-284] 42-285 to [42-288] 42-288b,
423 inclusive, as amended by this act, and section 9 of this act:

424 (1) "Automated dialing system" means a device that (A)
425 automatically dials a telephone number, or (B) makes a connection to an
426 end user by means of an automated system that is used to dial a
427 telephone number and transmit a voice communication;

428 (2) "Caller identification service or device" means any telephone
429 service or device which permits a consumer to view the telephone
430 number, caller name or caller location for an incoming telephonic sales
431 call;

432 (3) "Commissioner" means the Commissioner of Consumer
433 Protection;

434 ~~[(1)]~~ (4) "Consumer" means an actual or prospective purchaser, lessee
435 or recipient of goods or services;

436 (5) "Consumer goods or services" means articles or services that are
437 purchased, leased, exchanged or received primarily for personal, family

438 or household purposes, and includes, but is not limited to, warranties,
439 gift cards, stocks, bonds, mutual funds, annuities and other financial
440 products;

441 (6) "Department" means the Department of Consumer Protection;

442 (7) "Doing business in this state" includes, but is not limited to,
443 conducting one or more telephonic sales calls (A) from a location in this
444 state, (B) from a location outside of this state to resident consumers, or
445 (C) made to a resident consumer or to a telephone number with a
446 Connecticut area code;

447 (8) "Established business relationship" means an existing relationship
448 that is formed by a voluntary two-way communication between a
449 consumer or entity and a business, with or without an exchange of
450 consideration, on the basis of an application, purchase or transaction
451 regarding property, goods or services offered by the business or entity,
452 which relationship has not been previously terminated by either party;

453 (9) "Marketing or sales solicitation" means the initiation of a
454 communication, including, but not limited to, a communication made
455 using a telephone call or message, an automated dialing system, a
456 recorded message device, a call using soundboard technology, an over-
457 the-top message or a text or media message, to encourage the purchase
458 or rental of, or investment in, property, goods, services or anything of
459 value that is transmitted to any resident consumer or a telephone
460 number with a Connecticut area code, but does not include the initiation
461 of any such communication (A) to any resident consumer with such
462 resident consumer's prior express written consent if an advance, clear,
463 conspicuous and detailed written disclosure of the scope of such consent
464 was provided to such resident consumer, (B) to any resident consumer
465 in response to a visit made by such resident consumer to an
466 establishment selling, leasing or exchanging consumer goods or services
467 at a fixed location, or (C) to any resident consumer with whom the
468 telemarketer has an established business relationship;

469 (10) "National Do Not Call Registry" means the registry maintained

470 by the Federal Trade Commission pursuant to 15 USC 6102(a), 16 CFR
471 310 and 47 CFR 64.1200, as amended from time to time;

472 (11) "Over-the-top message" means a text-based communication on a
473 platform that uses existing Internet services to deliver messages;

474 [(2)] (12) "Person" means [a natural person] an individual,
475 corporation, nonprofit corporation, trust, partnership, limited
476 partnership, incorporated or unincorporated association, limited
477 liability company and any other legal entity; [and]

478 (13) "Personally identifying information" means an individual's (A)
479 date of birth, (B) mother's maiden name, (C) motor vehicle operator's
480 license number, (D) Social Security number, (E) health insurance
481 identification number, (F) financial account number, (G) security code
482 or personal identification number, or (H) government-issued
483 identification number that is not otherwise made directly available to
484 the public;

485 (14) "Prior express written consent" means a written agreement that
486 (A) discloses (i) the means by which the telemarketer will call or contact
487 the consumer, including, but not limited to, a telephone system, an
488 automated dialing system, a recorded message device, soundboard
489 technology, over-the-top messaging or text or media messaging, and (ii)
490 the telephone number to which the consumer authorizes the
491 telemarketer to deliver, or cause to be delivered, advertisements or
492 telemarketing messages, (B) clearly and conspicuously authorizes the
493 telemarketer to deliver, or cause to be delivered, to the consumer
494 advertisements or telemarketing messages by way of the means (i)
495 described in subparagraph (A)(i) of this subdivision, and (ii) disclosed
496 in such written agreement, and (C) bears the signature of the consumer;

497 (15) "Resident consumer" means a consumer who is a resident of this
498 state;

499 (16) "Soundboard technology" means a technology that allows an
500 individual to communicate with a call recipient in real-time by playing

501 a recorded audio message instead of using the individual's voice;

502 [(3)] (17) "Telemarketer" means any person, [who] or any affiliate or
503 subsidiary of any person, doing business in this state that makes, or
504 causes to be made, a telephonic sales call, initiates the sale, lease or rental
505 of consumer goods or services, or offers gifts or prizes with the intent to
506 sell, lease or rent consumer goods by: (A) Telephonic means; [or] (B) use
507 of television, radio or printed advertisement, postcard or other written
508 notice with requests that the resident consumer contact the seller by
509 telephone to inquire about goods or services and such advertisement,
510 postcard or notice does not contain the price or a description of the
511 goods or services; (C) automated dialing system; (D) recorded message
512 device; (E) soundboard technology; (F) over-the-top message; or (G) text
513 or media message;

514 (18) "Telephonic sales call" (A) means a telephone call made to a
515 resident consumer or a telephone number with a Connecticut area code
516 by or on behalf of a telemarketer, including, but not limited to, a
517 telephone call made by way of a live voice, an automated dialing
518 system, a recorded message device, soundboard technology, over-the-
519 top messaging or text or media messaging, for the purpose of (i)
520 engaging in a marketing or sales solicitation, (ii) soliciting an extension
521 of credit for consumer goods or services, (iii) obtaining information that
522 will or may be used for a marketing or sales solicitation or an exchange
523 or extension of credit for consumer goods or services, (iv) encouraging
524 such resident consumer to share any personally identifying information
525 or purchase or invest in any property, goods, services or other thing of
526 value if such resident consumer did not previously express any interest
527 in sharing such personally identifying information or purchasing or
528 investing in such property, goods, services or other thing of value, or (v)
529 soliciting such resident consumer to donate any money, property,
530 goods, services or other thing of value if such resident consumer did not
531 previously express any interest in donating such money, property,
532 goods, services or other thing of value, and (B) does not include a
533 telephone call or message described in subparagraph (A) of this
534 subdivision if (i) such call is made or message is sent in response to a

535 request or inquiry made by a resident consumer, including a call or
536 message concerning an item that such resident consumer purchased
537 from the telemarketer during the twelve-month period preceding such
538 call or message, (ii) such call is made or message is sent by a nonprofit
539 organization to a consumer who is on a list of bona fide or active
540 members of such nonprofit organization, (iii) such call or message is
541 limited to polling or soliciting votes or the expression of an idea or
542 opinion, (iv) such call is made or message is sent as part of a business-
543 to-business contact, (v) such call is made or message is sent to a resident
544 consumer who granted prior express written consent to receiving such
545 call or message, (vi) such call is made or message is sent primarily in
546 connection with an existing debt or contract, payment or performance
547 of which has not been completed at the time of such call or message,
548 (vii) such call is made or message is sent to an existing customer of a
549 telemarketer unless such customer previously informed the
550 telemarketer, orally or in writing, that such customer no longer wishes
551 to receive such calls or messages from such telemarketer, or (viii) such
552 call is made or message is sent for a religious, charitable, political or
553 other noncommercial purpose;

554 (19) "Text or media message" (A) means a message that consists of
555 text or any image, sound or other information that is transmitted by or
556 to a device that is identified as the device that sent or received such text,
557 image, sound or information by using a ten-digit telephone number or
558 N11 service code, (B) includes a short message and multimedia message
559 service that contains written, audio, video or photographic content and
560 is sent electronically to a mobile telephone or mobile electronic device
561 telephone number, and (C) does not include electronic mail sent to an
562 electronic mail address; and

563 (20) "Voice communication" (A) means a communication that is made
564 by an individual, in whole or in part, by using an artificial message, a
565 prerecorded message or a live voice, (B) includes, but is not limited to,
566 a voice message transmitted directly to a recipient's voicemail
567 regardless of whether the recipient's phone rings as part of the
568 transmission, and (C) does not include an automated warning required

569 by law.

570 Sec. 9. (NEW) (*Effective October 1, 2023*) (a) As used in this section,
571 "terminating provider" means a telecommunications provider upon
572 whose network a voice communication terminates to a call recipient or
573 end user.

574 (b) (1) Except as provided in subdivision (2) of this subsection, no
575 person, including, but not limited to, a telemarketer, shall provide
576 substantial assistance or support to the initiator of a voice
577 communication or telephonic sales call that enables the initiator to
578 initiate, originate, route or transmit the voice communication or
579 telephonic sales call if such person knows, or avoids knowing, that such
580 initiator is engaged, or intends to engage, in fraud or any practice that
581 violates any provision of this section, sections 42-284 to 42-288b,
582 inclusive, of the general statutes, as amended by this act, or chapter 735a
583 of the general statutes.

584 (2) No provision of subdivision (1) of this subsection shall be
585 construed to prohibit:

586 (A) Any person from designing, manufacturing or distributing any
587 component, product or technology that has a commercially significant
588 use other than circumventing or violating the provisions of this section;

589 (B) Any telecommunications provider or other entity from providing
590 access to the Internet for the purpose of excluding initiation of a voice
591 communication or text message; or

592 (C) Any terminating provider from taking any action concerning
593 completion of a voice communication.

594 (c) There shall be a rebuttable presumption that a voice
595 communication or telephonic sales call made, or any attempt to make a
596 voice communication or telephonic sales call, in violation of subsection
597 (b) of this section has taken place in this state if such voice
598 communication or telephonic sales call is made to any telephone

599 number with a Connecticut area code or any person residing in this
600 state.

601 (d) A violation of this section shall be deemed an unfair or deceptive
602 trade practice under subsection (a) of section 42-110b of the general
603 statutes. In addition to any penalty imposed under chapter 735a of the
604 general statutes, any person who violates any provision of this section
605 shall be fined not more than twenty thousand dollars for each such
606 violation.

607 Sec. 10. Subsection (b) of section 42-285 of the general statutes is
608 repealed and the following is substituted in lieu thereof (*Effective October*
609 *1, 2023*):

610 (b) The contract shall include, but shall not be limited to, the
611 following information:

612 (1) The legal name, address, [and] telephone number, [of the
613 telemarketer] headquarters address and home state or country for entity
614 registration purposes of the telemarketer or, if the telemarketer is not
615 the seller, the seller;

616 (2) A list of all prices or fees being charged including any handling,
617 shipping, delivery or other charges;

618 (3) The date of the transaction;

619 (4) A detailed description of the goods or services being sold, leased
620 or rented; and

621 (5) In ten-point boldface type, in a space immediately preceding the
622 space allotted for the consumer's signature, the following statement:
623 "YOU ARE NOT OBLIGATED TO PAY ANY MONEY UNLESS YOU
624 SIGN THIS CONTRACT AND RETURN IT TO THE ADDRESS
625 CONTAINED IN THIS CONTRACT".

626 Sec. 11. Section 42-286 of the general statutes is repealed and the
627 following is substituted in lieu thereof (*Effective October 1, 2023*):

628 (a) A telemarketer shall not accept payment in any form from a
629 consumer, or make or submit any charge to the consumer's credit card,
630 charge card, debit card or electronic payment platform account, unless
631 the telemarketer has received from the consumer a contract, signed by
632 the consumer, which complies with section 42-285, as amended by this
633 act.

634 (b) In the event that the consumer sends payment to the telemarketer,
635 or the telemarketer makes or submits a charge to the consumer's
636 account, including, but not limited to, a credit card, charge card, debit
637 card or electronic payment platform account, and the telemarketer has
638 not received a signed contract from the consumer which complies with
639 section 42-285, as amended by this act, the telemarketer shall
640 immediately and fully refund the consumer's payment or immediately
641 and fully credit the consumer's [credit card] account.

642 Sec. 12. Section 42-288 of the general statutes is repealed and the
643 following is substituted in lieu thereof (*Effective October 1, 2023*):

644 (a) For the purposes of sections 42-284 to 42-287, inclusive, as
645 amended by this act, any transaction which occurs between a
646 telemarketer and a consumer shall be considered to have taken place in
647 this state if [either] (1) the telemarketer [or] is (A) a resident of this state,
648 or (B) a business entity that is registered, or required by law to be
649 registered, with the Secretary of the State to do business in this state, (2)
650 the consumer is [domiciled in this state] a resident consumer, or (3) the
651 telemarketer contacted the consumer using a telephone number with a
652 Connecticut area code.

653 (b) Violation of any provision of sections 42-284 to 42-287, inclusive,
654 as amended by this act, shall be an unfair or deceptive act or practice in
655 violation of subsection (a) of section 42-110b.

656 (c) There shall be a rebuttable presumption that a telephonic sales call
657 made to a resident consumer or to a telephone number with a
658 Connecticut area code has taken place in this state.

659 Sec. 13. Section 42-288a of the general statutes is repealed and the
660 following is substituted in lieu thereof (*Effective October 1, 2023*):

661 [(a) As used in this section and section 42-288b:

662 (1) "Commissioner" means the Commissioner of Consumer
663 Protection;

664 (2) "Consumer" means any individual who is a resident of this state
665 and a prospective recipient of consumer goods or services;

666 (3) "Consumer goods or services" means any article or service that is
667 purchased, leased, exchanged or received primarily for personal, family
668 or household purposes, and includes, but is not limited to, stocks,
669 bonds, mutual funds, annuities and other financial products;

670 (4) "Department" means the Department of Consumer Protection;

671 (5) "Doing business in this state" means conducting telephonic sales
672 calls (A) from a location in this state, or (B) from a location outside of
673 this state to consumers residing in this state;

674 (6) "Prior express written consent" has the meaning provided in 47
675 CFR 64.1200, as amended from time to time;

676 (7) "Marketing or sales solicitation" means the initiation of a
677 telephone call or message, including, but not limited to, a text or media
678 message, to encourage the purchase or rental of, or investment in,
679 property, goods or services, that is transmitted to any consumer, but
680 does not include a telephone call or message, including, but not limited
681 to, a text or media message (A) to any consumer with such consumer's
682 prior express written consent, (B) by a tax-exempt nonprofit
683 organization, or (C) to a consumer in response to a visit made by such
684 consumer to an establishment selling, leasing or exchanging consumer
685 goods or services at a fixed location;

686 (8) "Telephonic sales call" means a telephone call made by a telephone
687 solicitor, or a text or media message sent by or on behalf of a telephone

688 solicitor, to a consumer for the purpose of (A) engaging in a marketing
689 or sales solicitation, (B) soliciting an extension of credit for consumer
690 goods or services, or (C) obtaining information that will or may be used
691 for marketing or sales solicitation or exchange of or extension of credit
692 for consumer goods or services;

693 (9) "Telephone solicitor" means any individual, association,
694 corporation, partnership, limited partnership, limited liability company
695 or other business entity, or a subsidiary or affiliate thereof, doing
696 business in this state that makes or causes to be made a telephonic sales
697 call, including, but not limited to, sending or causing to be sent a text or
698 media message to a consumer's mobile telephone or mobile electronic
699 device;

700 (10) "Text or media message" means a message that contains written,
701 audio, video or photographic content and is sent electronically to a
702 mobile telephone or mobile electronic device telephone number, but
703 does not include electronic mail sent to an electronic mail address;

704 (11) "Unsolicited telephonic sales call" means any telephonic sales call
705 other than a telephonic sales call made: (A) Pursuant to the prior express
706 written consent of the consumer who is called or sent a text or media
707 message; (B) primarily in connection with an existing debt or contract,
708 payment or performance of which has not been completed at the time
709 of the telephonic sales call; or (C) to an existing customer, unless such
710 customer has stated to the telephone solicitor that such customer no
711 longer wishes to receive the telephonic sales calls of such telephone
712 solicitor; and

713 (12) "Caller identification service or device" means any telephone
714 service or device which permits a consumer to see the telephone number
715 of incoming telephone calls or text or media messages.]

716 [(b)] (a) The department shall establish and maintain a "no sales
717 solicitation calls" listing of consumers who do not wish to receive
718 [unsolicited] telephonic sales calls. Such listing shall be identical to the
719 National Do Not Call Registry. The department may contract with a

720 private vendor to establish and maintain such listing, provided (1) the
721 private vendor has maintained national "no sales solicitation calls"
722 listings for more than two years, and (2) the contract requires the vendor
723 to provide the "no sales solicitation calls" listing in a printed hard copy
724 format and in any other format offered at a cost that does not exceed the
725 production cost of the format offered. The department shall provide
726 notice to consumers of the establishment of a "no sales solicitation calls"
727 listing. Any consumer who wishes to be included on such listing shall
728 notify the department by calling a toll-free number provided by the
729 department, or in any other such manner and at such times as the
730 commissioner may prescribe. A consumer on such listing shall be
731 deleted from such listing upon the consumer's written request. The
732 department shall update such listing not less than quarterly and shall
733 make such listing available to [telephone solicitors] telemarketers and
734 other persons upon request.

735 [(c) No telephone solicitor may make or cause to be made any
736 unsolicited telephonic sales call to any consumer (1) if the consumer's
737 name and telephone number or numbers appear on the then current
738 quarterly "no sales solicitation calls" listing made available by the
739 department under subsection (b) of this section, unless (A) such call was
740 made by a telephone solicitor that first began doing business in this state
741 on or after January 1, 2000, (B) a period of less than one year has passed
742 since such telephone solicitor first began doing business in this state,
743 and (C) the consumer to whom such call was made had not on a
744 previous occasion stated to such telephone solicitor that such consumer
745 no longer wishes to receive the telephonic sales calls of such telephone
746 solicitor, (2) for telephone calls, to be received between the hours of nine
747 o'clock p.m. and nine o'clock a.m., local time, at the consumer's location
748 or, for text or media messages, to be received on the consumer's mobile
749 telephone or mobile electronic device at any time, (3) in the form of
750 electronically transmitted facsimiles, or (4) by use of a recorded message
751 device.]

752 (b) Any violation of the provisions of 47 USC 227, 16 CFR 310 or 47
753 CFR 64.1200, as amended from time to time, which provide that a

754 telemarketer shall not call a consumer whose name and telephone
755 number appear on the National Do Not Call Registry or who has
756 specifically requested not to receive calls from a particular entity, shall
757 constitute a violation of sections 42-284 to 42-288b, inclusive, as
758 amended by this act.

759 (c) A telephonic sales call that is made to any consumer residential,
760 mobile or telephonic paging device telephone number that is not
761 otherwise prohibited by this section shall be limited to being conducted
762 between the hours of nine o'clock a.m. and eight o'clock p.m. local time.

763 (d) Any person, including, but not limited to, any telemarketer,
764 making a telephonic sales call to a consumer's residential, mobile or
765 telephonic paging device telephone number that is not otherwise
766 prohibited by this section shall disclose such person's identity, the
767 purpose of such telephonic sales call and the identity of the entity for
768 which such person is making such telephonic sales call, if any, not later
769 than ten seconds after such telephonic sales call begins.

770 (e) Any person, including, but not limited to, any telemarketer,
771 making a telephonic sales call shall, at the beginning of such telephonic
772 sales call, ask the consumer whether such consumer wishes to continue
773 such telephonic sales call, end such telephonic sales call or be removed
774 from such person's list.

775 (f) Any person, including, but not limited to, any telemarketer, shall
776 end a telephonic sales call not later than ten seconds after the consumer
777 states or otherwise indicates that such consumer wishes to end such
778 telephonic sales call.

779 (g) If a consumer informs a person, including, but not limited to, a
780 telemarketer, at any point during a telephonic sales call that the
781 consumer does not wish to receive future telephonic sales calls or wishes
782 to be removed from such person's list, such person shall: (1) Inform such
783 consumer that such consumer's contact information will be removed
784 from such list; (2) end such telephonic sales call not later than ten
785 seconds after such consumer expresses such wish; (3) refrain from

786 making any additional telephonic sales calls to such consumer at any
787 telephone number associated with such consumer; and (4) not give or
788 sell such consumer's name, telephone number, other contact
789 information or personally identifying information to any other entity, or
790 receive anything of value from any other entity in exchange for such
791 consumer's name, telephone number, other contact information or
792 personally identifying information.

793 [(d)] (h) No [telephone solicitor] telemarketer may [intentionally]
794 cause to be installed or [may intentionally] use any blocking device or
795 service to circumvent a consumer's use of a caller identification service
796 or device. No [telephone solicitor] telemarketer may intentionally
797 transmit inaccurate or misleading caller identification information.

798 [(e)] (i) (1) Any person who obtains the name, residential address or
799 telephone number of any consumer from published telephone
800 directories or from any other source and republishes or compiles such
801 information, electronically or otherwise, and sells or offers to sell such
802 publication or compilation to [telephone solicitors] telemarketers for
803 marketing or sales solicitation purposes, shall exclude from any such
804 publication or compilation, and from the database used to prepare such
805 publication or compilation, the name, address and telephone number or
806 numbers of any consumer if the consumer's name and telephone
807 number or numbers appear [in the then current quarterly "no sales
808 solicitation calls" listing made available by the department under
809 subsection (b) of this section] on the National Do Not Call Registry.

810 (2) This subsection does not apply to (A) any telephone company, as
811 defined in section 16-1, for the sole purpose of compiling, publishing or
812 distributing telephone directories or causing the compilation,
813 publication or distribution of telephone directories or providing
814 directory assistance, and (B) any person, for the sole purpose of
815 compiling, publishing or distributing telephone directories for such
816 telephone company pursuant to an agreement or other arrangement
817 with such telephone company.

818 ~~[(f)]~~ (j) The commissioner may adopt regulations, in accordance with
819 chapter 54, to carry out the provisions of this section. Such regulations
820 may include, but shall not be limited to, provisions governing the
821 availability and distribution of the listing established under subsection
822 ~~[(b)]~~ (a) of this section and notice requirements for consumers wishing
823 to be included on the listing established under subsection ~~[(b)]~~ (a) of this
824 section consistent with information on the National Do Not Call
825 Registry.

826 ~~[(g)]~~ (k) A violation of any of the provisions of this section shall be
827 deemed an unfair or deceptive trade practice under subsection (a) of
828 section 42-110b, ~~]~~, except that no telephone solicitor may be liable under
829 this section for a call made in violation of subdivision (1) of subsection
830 (c) of this section if such telephone solicitor demonstrates that: (1) Such
831 telephone solicitor established and implemented written procedures
832 and trained its employees to follow such procedures to comply with
833 subdivision (1) of subsection (c) of this section; (2) such telephone
834 solicitor deleted from its call list any listing of a consumer on the then
835 current quarterly "no sales solicitation calls" listing maintained pursuant
836 to subsection (b) of this section; and (3) such call was made
837 inadvertently.]

838 ~~[(h)]~~ (l) No ~~[telephone solicitor]~~ telemarketer may make, or cause to
839 be made, ~~[an unsolicited, automatically dialed, recorded]~~ a telephonic
840 sales call to a consumer without such consumer's prior express written
841 consent.

842 ~~[(i)]~~ In addition to the requirements of subsections (b) to (h), inclusive,
843 of this section, if a consumer's mobile telephone or mobile electronic
844 device telephone number does not appear on the then current quarterly
845 "no sales solicitation calls" listing made available by the department
846 under subsection (b) of this section, no telephone solicitor may send or
847 cause to be sent a text or media message to such number for the purpose
848 of marketing or sales solicitation of consumer goods, unless such
849 telephone solicitor has received the prior express written consent of the
850 consumer to receive such text or media message.]

851 (m) In addition to the requirements established in subsections (a) to
852 (l), inclusive, of this section, if a consumer's mobile telephone or mobile
853 electronic device telephone number does not appear on the then current
854 quarterly "no sales solicitation calls" listing made available by the
855 department pursuant to subsection (a) of this section, no telemarketer
856 may make, or cause to be made, a call for the purpose of marketing,
857 selling or soliciting sales of consumer goods unless the telemarketer has
858 received prior express written consent from the consumer to receive
859 such call.

860 [(j)] (n) Notwithstanding the provisions of subsections [(c) and] (b) to
861 (i), inclusive, of this section, a telecommunications company [, as
862 defined in section 16-1, may send a text or media message] may make a
863 telephonic sales call to an existing customer, provided [:] (1) [Such] such
864 telecommunications company does not charge [the] such customer, [a
865 fee for such text or media message,] and (2) such [text or media message
866 is] telephonic sales call is made primarily in connection with (A) an
867 existing debt, payment of which has not been completed at the time [the
868 text or media message is sent] such telephonic sales call is made, (B) an
869 existing contract between the telecommunications company and [the]
870 such customer, (C) a wireless emergency alert authorized by federal
871 law, or (D) a prior request for customer service that was initiated by [the]
872 such customer.

873 [(k)] (o) In addition to any penalty imposed under chapter 735a, any
874 [telephone solicitor] person, including, but not limited to, any
875 telemarketer, who is liable under the provisions of subsections [(g) to
876 (i)] (a) to (n), inclusive, of this section [,] shall be fined not more than
877 twenty thousand dollars for each violation.

878 Sec. 14. Section 42-288b of the general statutes is repealed and the
879 following is substituted in lieu thereof (*Effective October 1, 2023*):

880 Each telephone and telecommunications company, as defined in
881 section 16-1, that issues an account statement to a consumer with respect
882 to service for a telephone, mobile telephone or mobile electronic device

883 shall, not less than two times per year, include on or with such statement
884 a conspicuous notice, informing the consumer with respect to: (1) The
885 prohibitions placed on [telephone solicitors] telemarketers pursuant to
886 section 42-288a, as amended by this act, (2) how to place the consumer's
887 telephone number, mobile telephone number or mobile electronic
888 device telephone number on the "no sales solicitation calls" listing
889 established pursuant to subsection [(b)] (a) of section 42-288a, as
890 amended by this act, and (3) how to obtain a "no sales solicitation
891 complaint" form on the Department of Consumer Protection's Internet
892 web site.

893 Sec. 15. Subsections (c) to (k), inclusive, of section 21a-190f of the
894 general statutes are repealed and the following is substituted in lieu
895 thereof (*Effective from passage*):

896 (c) [No] Not less than [twenty days] one business day prior to the
897 commencement of each solicitation campaign, a paid solicitor shall file
898 with the department a copy of the contract described in subsection (d)
899 of this section and shall complete a solicitation notice in a form
900 prescribed by the commissioner. A solicitation notice shall be certified
901 by the paid solicitor as true and correct to the best of the solicitor's
902 knowledge and shall include a description of the solicitation event or
903 campaign, the location and telephone number from which the
904 solicitation is to be conducted, the names and residence addresses of all
905 employees, agents or other persons however styled who are to solicit
906 during such campaign and the account number and location of all bank
907 accounts where receipts from such campaign are to be deposited.
908 [Copies of campaign solicitation literature, including the text of any
909 solicitation to be made orally, shall be submitted to the department.] The
910 charitable organization on whose behalf the paid solicitor is acting shall
911 certify that the solicitation notice and accompanying material are true
912 and complete. [Prior to the commencement of such solicitation
913 campaign, the commissioner shall publicize such solicitation by posting
914 on the department's web site information describing the terms of the
915 contract between the paid solicitor and the charitable organization, the
916 dates of such solicitation campaign and the percentage of the raised

917 funds to be retained by the paid solicitor. The commissioner may
918 publicize such solicitation through any additional means the
919 commissioner deems appropriate.]

920 (d) A contract between a paid solicitor and a charitable organization
921 shall be in writing, shall clearly state the respective obligations of the
922 paid solicitor and the charitable organization and shall state the
923 minimum amount that the charitable organization shall receive as a
924 result of the solicitation campaign, which minimum amount shall be
925 stated as a percentage of the gross revenue. Such minimum amount
926 shall not include any amount that the charitable organization is to pay
927 as expenses of the solicitation campaign.

928 (e) A paid solicitor shall, prior to orally requesting a contribution, and
929 at the same time at which a written request for a contribution is made,
930 clearly and conspicuously disclose at the point of solicitation such
931 solicitor's name as on file with the department [,] and the fact that such
932 solicitor is a paid solicitor. [and the percentage of the gross revenue
933 which the charitable organization shall receive as identified in
934 subsection (d) of this section.]

935 (f) A paid solicitor shall, in the case of a solicitation campaign
936 conducted orally, whether by telephone or otherwise, send a written
937 confirmation to each person who has pledged to contribute, no more
938 than five days after such person has been solicited, which confirmation
939 shall include a clear and conspicuous disclosure of the information
940 required by subsection (e) of this section.

941 (g) A paid solicitor shall not represent that any part of the
942 contributions received will be given or donated to any charitable
943 organization unless such organization has consented in writing to the
944 use of its name, prior to the solicitation. Such written consent, if given,
945 shall be signed by two authorized officers, directors or trustees of the
946 charitable organization.

947 (h) No paid solicitor may represent that tickets to an event are to be
948 donated for use by another, unless the paid solicitor has first obtained a

949 commitment, in writing, from a charitable organization stating that it
950 will accept donated tickets and specifying the number of tickets which
951 it is willing to accept and provided no more contributions for donated
952 tickets shall be solicited than the number of ticket commitments
953 received from the charitable organization.

954 (i) A paid solicitor shall require any person such solicitor directly or
955 indirectly employs, procures or engages to solicit to comply with the
956 provisions of subsections (e) to (h), inclusive, of this section.

957 (j) A paid solicitor shall file a financial report for the campaign with
958 the department no more than ninety days after a solicitation campaign
959 has been completed, and on the anniversary of the commencement of
960 any solicitation campaign which lasts more than one year, in a form
961 prescribed by the commissioner. The financial report shall include gross
962 revenue and an itemization of all expenditures incurred. The report
963 shall be completed on a form prescribed by the department. An
964 authorized official of the paid solicitor and two authorized officials of
965 the charitable organization shall certify that such report is true and
966 complete to the best of their knowledge. The information contained in
967 such report shall be available to the public.

968 (k) A paid solicitor shall maintain during each solicitation campaign
969 and for not less than three years after the completion of each such
970 campaign the following records; [, which shall be available to the
971 department for inspection upon request:] (1) The name and address of
972 each contributor, if known to the paid solicitor, and the date and amount
973 of the contribution; [, provided the department shall not disclose this
974 information except to the extent necessary for investigative or law
975 enforcement purposes;] (2) the name and residence of each employee,
976 agent or other person involved in the solicitation; and (3) records of all
977 income received and expenses incurred in the course of the solicitation
978 campaign. The paid solicitor shall make the records required under
979 subdivisions (2) and (3) of this subsection, as well as records containing
980 the dates and amounts described in subdivision (1) of this subsection,
981 available to the department for inspection upon request.

982 Sec. 16. Subsection (b) of section 21a-190c of the general statutes is
983 repealed and the following is substituted in lieu thereof (*Effective from*
984 *passage*):

985 (b) [A] (1) For a financial statement that is initially due on or before
986 July 1, 2023, a charitable organization with gross revenue in excess of
987 five hundred thousand dollars in the year covered by the report shall
988 include with [its] the charitable organization's financial statement an
989 audit report of a certified public accountant.

990 (2) For a financial statement that is initially due after July 1, 2023, a
991 charitable organization shall include with the charitable organization's
992 financial statement (A) an attestation that an audit report has been
993 completed by a certified public accountant if the charitable organization
994 had gross revenue in excess of one million dollars in the year covered
995 by such report, or (B) an attestation that an audit or review report has
996 been completed by a certified public accountant if the charitable
997 organization had gross revenue in excess of five hundred thousand
998 dollars but not more than one million dollars in the year covered by such
999 report.

1000 (3) For the purposes of this [section] subsection, gross revenue shall
1001 not include grants or fees from government agencies or the revenue
1002 derived from funds held in trust for the benefit of the organization.

1003 (4) The commissioner may, upon written request and for good cause
1004 shown, waive the audit or review report requirement under this
1005 subsection.

1006 Sec. 17. Subsection (a) of section 21a-190b of the general statutes is
1007 repealed and the following is substituted in lieu thereof (*Effective from*
1008 *passage*):

1009 (a) Every charitable organization not exempted by section 21a-190d
1010 shall annually register with the department prior to conducting any
1011 solicitation or prior to having any solicitation conducted on its behalf by
1012 others. Application for registration shall be in a form prescribed by the

1013 commissioner and shall include a nonrefundable application fee of fifty
1014 dollars. Such application shall include: (1) A registration statement, (2)
1015 an annual financial report for such organization for the preceding fiscal
1016 year that is prepared in accordance with the provisions of subsection (a)
1017 of section 21a-190c, and (3) an audited or reviewed financial statement
1018 as required by subsection (b) of section 21a-190c, as amended by this act.
1019 An authorized officer of the organization shall certify that the
1020 statements therein are true and correct to the best of their knowledge. A
1021 chapter, branch or affiliate in this state of a registered parent
1022 organization shall not be required to register provided the parent
1023 organization files a consolidated annual registration for itself and its
1024 chapter, branch or affiliate. Each charitable organization shall annually
1025 renew its registration not later than eleven months after the end of such
1026 organization's fiscal year.

1027 Sec. 18. Section 16-333m of the general statutes is repealed and the
1028 following is substituted in lieu thereof (*Effective October 1, 2023*):

1029 (a) No charge may be imposed by any [such company] community
1030 antenna television company or certified competitive video service
1031 provider in any case where a subscriber of such company or provider,
1032 as applicable, requests a total disconnection of service. [No charge that
1033 exceeds the cost to the company may be imposed by any such company
1034 in any case in which the subscriber requests a downgrade of service.
1035 The]

1036 (b) No company or provider may charge a subscriber for any service
1037 after the date that such subscriber [, after the date of his request for]
1038 requests disconnection, [or] downgrade [, shall not be required to pay
1039 for any service] or cancellation of such service, unless, in the case of a
1040 total disconnection or any service option requested to be eliminated,
1041 [unless] the subscriber prevents the company or provider from
1042 disconnecting service within a reasonable time. If the subscriber makes
1043 such request before the last day of the monthly billing period for such
1044 service, such company or provider, as applicable, shall grant the
1045 subscriber a pro rata rebate for all days of the monthly billing period

1046 after such disconnection, downgrade or cancellation.

1047 Sec. 19. Section 16-47 of the general statutes is repealed and the
1048 following is substituted in lieu thereof (*Effective July 1, 2023*):

1049 (a) As used in this section and section 16-47a, (1) "holding company"
1050 means any corporation, association, partnership, trust or similar
1051 organization, or person which, either alone or in conjunction and
1052 pursuant to an arrangement or understanding with one or more other
1053 corporations, associations, partnerships, trusts or similar organizations,
1054 or persons, directly or indirectly, controls a gas company, electric
1055 distribution company, water company, telephone [or] company,
1056 community antenna television company, holder of a certificate of cable
1057 franchise authority pursuant to section 16-331p, certified
1058 telecommunications provider, certified competitive video service
1059 provider or broadband Internet access service provider, as defined in
1060 section 16-330a, and (2) "control" means the possession of the power to
1061 direct or cause the direction of the management and policies of a gas
1062 company, electric distribution company, water company, telephone [or]
1063 company, community antenna television company, holder of a
1064 certificate of cable franchise authority pursuant to section 16-331p,
1065 certified telecommunications provider, certified competitive video
1066 service provider or broadband Internet access service provider, as
1067 defined in section 16-330a, or a holding company, whether through the
1068 ownership of its voting securities, the ability to effect a change in the
1069 composition of its board of directors or otherwise, provided, control
1070 shall not be deemed to arise solely from a revocable proxy or consent
1071 given to a person in response to a public proxy or consent solicitation
1072 made pursuant to and in accordance with the applicable rules and
1073 regulations of the Securities Exchange Act of 1934 unless a participant
1074 in said solicitation has announced an intention to effect a merger or
1075 consolidation with, reorganization, or other business combination or
1076 extraordinary transaction involving the gas company, electric
1077 distribution company, water company, telephone [or] company,
1078 community antenna television company, holder of a certificate of cable
1079 franchise authority pursuant to section 16-331p, certified

1080 telecommunications provider, certified competitive video service
1081 provider or broadband Internet access service provider, as defined in
1082 section 16-330a, or the holding company. Control shall be presumed to
1083 exist if a person directly or indirectly owns ten per cent or more of the
1084 voting securities of a gas company, electric distribution company, water
1085 company, telephone [or] company, community antenna television
1086 company, holder of a certificate of cable franchise authority pursuant to
1087 section 16-331p, certified telecommunications provider, certified
1088 competitive video service provider or broadband Internet access service
1089 provider, as defined in section 16-330a, or a holding company, provided
1090 the authority may determine, after conducting a hearing, that said
1091 presumption of control has been rebutted by a showing that such
1092 ownership does not in fact confer control.

1093 (b) No gas company, electric distribution company, water company,
1094 telephone [or] company, community antenna television company,
1095 holder of a certificate of cable franchise authority pursuant to section 16-
1096 331p, certified telecommunications provider, certified competitive
1097 video service provider or broadband Internet access service provider, as
1098 defined in section 16-330a, or holding company, or any official, board or
1099 commission purporting to act under any governmental authority other
1100 than that of this state or of its divisions, municipal corporations or
1101 courts, shall interfere or attempt to interfere with or, directly or
1102 indirectly, exercise or attempt to exercise authority or control over any
1103 gas company, electric distribution company, water company, telephone
1104 [or] company, community antenna television company, holder of a
1105 certificate of cable franchise authority pursuant to section 16-331p,
1106 certified telecommunications provider, certified competitive video
1107 service provider or broadband Internet access service provider, as
1108 defined in section 16-330a, engaged in the business of supplying service
1109 within this state, or with or over any holding company doing the
1110 principal part of its business within this state, without first making
1111 written application to and obtaining the approval of the Public Utilities
1112 Regulatory Authority, except as the United States may properly regulate
1113 actual transactions in interstate commerce.

1114 (c) No corporation, association, partnership, trust or similar
1115 organization, or person shall take any action that causes it to become a
1116 holding company with control over a gas company, electric distribution
1117 company, water company, telephone [or] company, community
1118 antenna television company, holder of a certificate of cable franchise
1119 authority pursuant to section 16-331p, certified telecommunications
1120 provider, certified competitive video service provider or broadband
1121 Internet access service provider, as defined in section 16-330a, engaged
1122 in the business of supplying service within this state, or acquire, directly
1123 or indirectly, control over such a holding company, or take any action
1124 that would if successful cause it to become or to acquire control over
1125 such a holding company, without first making written application to
1126 and obtaining the approval of the authority. Any such corporation,
1127 association, partnership, trust or similar organization, or person
1128 applying to the authority for such approval shall pay the reasonable
1129 expenses incurred by the authority in carrying out its duties under this
1130 subsection, and accordingly, shall deposit with the authority a bond,
1131 executed by a surety company authorized to do business in this state, in
1132 the amount of fifty thousand dollars, conditioned to indemnify the
1133 authority for such expenses.

1134 (d) The Public Utilities Regulatory Authority shall investigate and
1135 hold a public hearing on the question of granting its approval with
1136 respect to any application made under subsection (b) or (c) of this
1137 section and thereafter may approve or disapprove any such application
1138 in whole or in part and upon such terms and conditions as it deems
1139 necessary or appropriate. In connection with its investigation, the
1140 authority may request the views of the gas company, electric
1141 distribution company, water company, telephone [or] company,
1142 community antenna television company, holder of a certificate of cable
1143 franchise authority pursuant to section 16-331p, certified
1144 telecommunications provider, certified competitive video service
1145 provider or broadband Internet access service provider, as defined in
1146 section 16-330a, or holding company which is the subject of the
1147 application with respect to the proposed acquisition. After the filing of

1148 an application satisfying the requirements of such regulations as the
1149 authority may adopt in accordance with the provisions of chapter 54,
1150 but not later than thirty business days after the filing of such application,
1151 the authority shall give prompt notice of the public hearing to the person
1152 required to file the application and to the subject company, certificate
1153 holder, provider, or holding company. Such hearing shall be
1154 commenced as promptly as practicable after the filing of the application,
1155 but not later than sixty business days after the filing. [, and the] The
1156 authority shall make its determination as soon as practicable, but not
1157 later than two hundred days after the filing of the application, [provided
1158 it may] except for applications filed by community antenna television
1159 companies, holders of a certificate of cable franchise authority pursuant
1160 to section 16-331p or certified competitive video service providers,
1161 which shall be determined not later than one hundred twenty days after
1162 filing, unless the person required to file the application agrees to an
1163 extension of time or the authority extends the time as provided in this
1164 subsection. The authority may extend the time period for making its
1165 determination by not more than thirty days if, before the end of such
1166 time period, [and upon notifying] the authority notifies all parties and
1167 intervenors to the proceedings [, extend the period by thirty days, or
1168 unless the person required to file the application agrees to an extension
1169 of time] of such extension. The authority may, in its discretion, grant the
1170 subject company, certificate holder, provider or holding company the
1171 opportunity to participate in the hearing by presenting evidence and
1172 oral and written argument. If the authority fails to give notice of its
1173 determination to hold a hearing, commence the hearing, or render its
1174 determination after the hearing within the time limits specified in this
1175 subdivision, the proposed acquisition shall be deemed approved. In
1176 each proceeding on a written application submitted under said
1177 subsection (b) or (c), the authority shall, in a manner which treats all
1178 parties to the proceeding on an equal basis, take into consideration (1)
1179 the financial, technological and managerial suitability and
1180 responsibility of the applicant, (2) the ability of the gas company, electric
1181 distribution company, water company, telephone [or] company,
1182 community antenna television company, holder of a certificate of cable

1183 franchise authority pursuant to section 16-331p, certified
1184 telecommunications provider, certified competitive video service
1185 provider or broadband Internet access service provider, as defined in
1186 section 16-330a, or holding company which is the subject of the
1187 application to provide safe, adequate and reliable service to the public
1188 through the company's, certificate holder's or provider's plant,
1189 equipment and manner of operation if the application were to be
1190 approved, and (3) for an application concerning a telephone company,
1191 the effect of approval on the location and accessibility of management
1192 and operations and on the proportion and number of state resident
1193 employees. The authority shall only grant its approval of an application
1194 filed on or after January 1, 2021, made under subsection (c) of this
1195 section, if the holding company effects a change in the composition of
1196 the board of directors to include a proportional percentage of
1197 Connecticut-based directors equivalent to the percentage that
1198 Connecticut service areas represent of the total service areas covered by
1199 the holding company.

1200 (e) During any proceeding under subsection (b) or (c) of this section,
1201 the authority may order any party to such proceeding and the officers,
1202 directors, employees and agents of such party to refrain for a specific
1203 time period from communicating, directly or indirectly, with the record
1204 and beneficial owners of securities of the gas company, electric
1205 distribution company, water company, telephone [or] company,
1206 community antenna television company, holder of a certificate of cable
1207 franchise authority pursuant to section 16-331p, certified
1208 telecommunications provider, certified competitive video service
1209 provider or broadband Internet access service provider, as defined in
1210 section 16-330a, or holding company which is the subject of such
1211 proceedings, in regard to the matters submitted to the authority for its
1212 approval under said subsection (b) or (c). If the authority issues such an
1213 order, it shall also order all other parties to the proceeding and the
1214 officers, directors, employees and agents of such parties to refrain for
1215 the same time period from communicating, directly or indirectly, with
1216 such record and beneficial owners of such securities, in regard to such

1217 matters. No order issued pursuant to this subsection shall prohibit any
1218 party from complying with disclosure and reporting obligations under
1219 any other provision of the general statutes or under federal law.

1220 (f) Each holding company shall, not later than three months after the
1221 close of its fiscal year, annually, file with the authority a copy of its
1222 annual report to stockholders for such fiscal year. If the holding
1223 company does not print such an annual report, it shall file instead, not
1224 later than the same date, a comprehensive audit and report of its
1225 accounts and operations prepared by an independent public accounting
1226 firm approved by the authority. The provisions of this subsection shall
1227 not apply to any holding company in the form of a person.

1228 (g) Any action contrary to the provisions of [subsections] subsection
1229 (b) or (c) of this section shall be voidable on order of the authority.

1230 (h) Whenever any corporation, association, partnership, trust or
1231 similar organization, or person takes or engages in any action which
1232 may or would violate subsection (b) or (c) of this section or any order
1233 adopted pursuant to said subsection (b) or (c), the Superior Court, upon
1234 application of the authority or any holding company or gas company,
1235 electric distribution company, water company, telephone [or] company,
1236 community antenna television company, holder of a certificate of cable
1237 franchise authority pursuant to section 16-331p, certified
1238 telecommunications provider, certified competitive video service
1239 provider or broadband Internet access service provider, as defined in
1240 section 16-330a, affected by such action, may enjoin any such
1241 corporation, association, partnership, trust or similar organization, or
1242 person from continuing or doing any act in violation of said subsection
1243 (b) or (c) or may otherwise enforce compliance with said subsection (b)
1244 or (c), including, but not limited to, the reinstatement of authority or
1245 control over the [holding company or] gas company, electric
1246 distribution company, water company, telephone [or] company,
1247 community antenna television company, holder of a certificate of cable
1248 franchise authority pursuant to section 16-331p, certified
1249 telecommunications provider, certified competitive video service

1250 provider or broadband Internet access service provider, as defined in
1251 section 16-330a, or holding company to those persons who exercised
1252 authority or control over such company, certificate holder or provider
1253 before such action.

1254 (i) The provisions of this section shall not be construed to require any
1255 person to make written application to or obtain the approval of the
1256 authority with respect to any telephone company or holding company
1257 of a telephone company over which such person exercises authority or
1258 control or operates as a holding company on June 30, 1987.

1259 Sec. 20. Section 7-170 of the general statutes is repealed and the
1260 following is substituted in lieu thereof (*Effective July 1, 2023*):

1261 [Wherever used in] As used in this section and sections 7-171 to 7-
1262 186, inclusive, as amended by this act, unless otherwise provided: [,
1263 "bazaar"]

1264 (1) "Applicant" means the sponsoring organization solely responsible
1265 for all charities participating in the bazaar or raffle;

1266 (2) "Bazaar" means a place maintained by a sponsoring organization
1267 for the disposal of merchandise awards by means of chance; ["raffle"]

1268 (3) "Cash" means coins and paper money that is legal tender of any
1269 nation;

1270 (4) "Coupon" means a ticket, form or document which the holder may
1271 redeem in exchange for gift cards, gift certificates, merchandise, tangible
1272 personal property, services or transportation on a common carrier, or a
1273 discount in the purchase price of gift cards, gift certificates,
1274 merchandise, tangible personal property, services or transportation on
1275 a common carrier; and

1276 (5) "Raffle" means an arrangement for raising money by the sale of
1277 tickets, certain among which, as determined by chance after the sale,
1278 entitle the holders to prizes. [; "applicant" means the sponsoring
1279 organization; and "coupon" means a ticket, form or document which the

1280 holder may redeem in exchange for merchandise, tangible personal
1281 property, services or transportation on a common carrier, or a discount
1282 in the purchase price of merchandise, tangible personal property,
1283 services or transportation on a common carrier.]

1284 Sec. 21. Section 7-171 of the general statutes is repealed and the
1285 following is substituted in lieu thereof (*Effective July 1, 2023*):

1286 [Any] (a) Prior to October 1, 2023, any town, city or borough may, by
1287 ordinance, adopt the provisions of sections 7-170 to 7-186, inclusive, as
1288 amended by this act, and the chief executive authority of any town, city
1289 or borough shall, upon the petition of at least five per cent of the electors
1290 of such municipality as determined by the last-completed registry list,
1291 submit the question of adopting the provisions of sections 7-170 to 7-
1292 186, inclusive, as amended by this act, to a vote of the electors of such
1293 municipality at a special meeting called for such purpose within twenty-
1294 one days after the receipt of such petition. Such petition shall contain
1295 the street addresses of the signers and shall be submitted to the
1296 municipal clerk, who shall certify thereon the number of names of
1297 electors on such petition, which names are on the last-completed
1298 registry list. Each page of such petition shall contain a statement, signed
1299 under the penalties of false statement, by the person who circulated the
1300 same, that each person whose name appears on such page signed the
1301 same in person and that the circulator either knows each such signer or
1302 that the signer satisfactorily identified [himself] such signer to the
1303 circulator. The warning for such meeting shall state that the purpose of
1304 such meeting is to vote on the adoption of the provisions of said
1305 sections. Such vote shall be taken and the results thereof canvassed and
1306 declared in the same manner as is provided for the election of officers of
1307 such municipality. The vote on such adoption shall be taken by a "YES"
1308 and "NO" vote on the voting tabulator and the designation of the
1309 question on the voting tabulator ballot shall be "Shall the operation of
1310 bazaars and raffles be allowed?" and such ballot shall be provided for
1311 use in accordance with the provisions of section 9-250. If, upon the
1312 official determination of the result of such vote, it appears that the
1313 majority of all the votes so cast are in approval of such question, the

1314 provisions of said sections shall take effect immediately. Any town, city
1315 or borough, having once voted on the question of allowing bazaars and
1316 raffles as herein provided, shall not vote again on such question within
1317 two years from the date of the previous vote thereon. Any subsequent
1318 vote thereon shall be taken at the next regular town, city or borough
1319 election following the receipt of a petition as herein provided, which
1320 petition shall be filed at least sixty days prior to such election, and such
1321 question may be so voted upon only at intervals of not less than two
1322 years. Any town, city or borough which, prior to October 1, 1957, has
1323 voted more than once on such question, shall, for the purposes of this
1324 [section] subsection, be treated as though it had voted only once
1325 thereon.

1326 (b) On and after October 1, 2023, each town, city and borough shall
1327 be deemed to have adopted the provisions of sections 7-170 to 7-186,
1328 inclusive, as amended by this act. Any town, city or borough may, by
1329 ordinance, opt out of the provisions of sections 7-170 to 7-186, inclusive,
1330 as amended by this act, and the chief executive authority of any town,
1331 city or borough shall, upon the petition of at least five per cent of the
1332 electors of such municipality as determined by the last-completed
1333 registry list, submit the question of opting out of the provisions of
1334 sections 7-170 to 7-186, inclusive, as amended by this act, to a vote of the
1335 electors of such municipality at a special meeting called for such
1336 purpose within twenty-one days after the receipt of such petition. Such
1337 petition shall contain the street addresses of the signers and shall be
1338 submitted to the municipal clerk, who shall certify thereon the number
1339 of names of electors on such petition, which names are on the last-
1340 completed registry list. Each page of such petition shall contain a
1341 statement, signed under the penalties of false statement, by the person
1342 who circulated the same, that each person whose name appears on such
1343 page signed the same in person and that the circulator either knows each
1344 such signer or that the signer satisfactorily identified such signer to the
1345 circulator. The warning for such meeting shall state that the purpose of
1346 such meeting is to vote on opting out of the provisions of said sections.
1347 Such vote shall be taken and the results thereof canvassed and declared

1348 in the same manner as is provided for the election of officers of such
1349 municipality. The vote on such adoption shall be taken by a "YES" and
1350 "NO" vote on the voting tabulator and the designation of the question
1351 on the voting tabulator ballot shall be "Shall the operation of bazaars
1352 and raffles be disallowed?" and such ballot shall be provided for use in
1353 accordance with the provisions of section 9-250. If, upon the official
1354 determination of the result of such vote, it appears that the majority of
1355 all the votes so cast are in approval of such question, the provisions of
1356 said sections shall no longer be effective in such municipality. Any
1357 town, city or borough, having once voted on the question of disallowing
1358 bazaars and raffles as herein provided, shall not vote again on such
1359 question within two years from the date of the previous vote thereon.
1360 Any subsequent vote thereon shall be taken at the next regular town,
1361 city or borough election following the receipt of a petition as herein
1362 provided, which petition shall be filed at least sixty days prior to such
1363 election, and such question may be so voted upon only at intervals of
1364 not less than two years.

1365 Sec. 22. Section 7-172 of the general statutes is repealed and the
1366 following is substituted in lieu thereof (*Effective July 1, 2023*):

1367 No bazaar or raffle may be promoted, operated or conducted in any
1368 municipality after the adoption of the provisions of sections 7-170 to 7-
1369 186, inclusive, as amended by this act, unless [it] such bazaar or raffle is
1370 sponsored and conducted [exclusively] by (1) an officially recognized
1371 organization or association of veterans of any war in which the United
1372 States has been engaged, (2) a church or religious organization, (3) a
1373 civic, service or social club, (4) a fraternal or fraternal benefit society, (5)
1374 an educational or charitable organization, (6) an officially recognized
1375 volunteer fire company, (7) a political party or town committee thereof,
1376 or (8) a municipality acting through a committee designated to conduct
1377 a celebration of the municipality's founding on its hundredth
1378 anniversary or any multiple thereof. Any such sponsoring organization,
1379 except a committee designated pursuant to subdivision (8) of this
1380 section, shall have been organized in good faith and actively functioning
1381 as a nonprofit organization within the municipality that is to issue the

1382 permit for a period of not less than six months prior to its application
1383 for a permit under the provisions of said sections. The promotion and
1384 operation of a bazaar or raffle shall be confined solely to the qualified
1385 members of the sponsoring organization, provided a committee
1386 designated pursuant to subdivision (8) of this section may promote or
1387 operate through its members and any officially appointed volunteers.
1388 No such member or officially appointed volunteer in the case of a raffle
1389 held pursuant to subdivision (8) of this section may receive
1390 remuneration in any form for time or effort devoted to the promotion or
1391 operation of the bazaar or raffle. No person under the age of eighteen
1392 years may promote, conduct, operate or work at a bazaar or raffle and
1393 no person under the age of sixteen years may sell or promote the sale of
1394 any raffle tickets, nor shall any sponsoring organization permit any
1395 person under the age of eighteen to so promote, conduct or operate any
1396 bazaar or raffle or any person under the age of sixteen to sell or promote
1397 the sale of such tickets. Any sponsoring organization having received a
1398 permit from any municipality may (A) sell or promote the sale of such
1399 raffle tickets in that municipality and in any other town, city or borough
1400 which has adopted the provisions of sections 7-170 to 7-186, inclusive,
1401 as amended by this act, or (B) mail such raffle tickets to any resident of
1402 that municipality or of any other town, city or borough which has
1403 adopted the provisions of sections 7-170 to 7-186, inclusive, as amended
1404 by this act, provided any such mailed raffle ticket is printed with the
1405 words "no purchase necessary to enter the raffle". Any such sponsoring
1406 organization may promote its raffle by offering coupons to any person
1407 who purchases a raffle ticket. Such sponsoring organization may accept
1408 a credit card, debit card, check or cash as payment for a raffle ticket. Any
1409 such sponsoring organization, except a committee designated pursuant
1410 to subdivision (8) of this section, may sell or promote the sale of such
1411 raffle tickets on such sponsoring organization's Internet web site. In no
1412 event shall any sponsoring organization conduct or operate an online
1413 raffle. All funds derived from any bazaar or raffle shall be used
1414 exclusively for the purpose stated in the application of the sponsoring
1415 organization as provided in section 7-173.

1416 Sec. 23. Subsection (a) of section 7-177 of the general statutes is
1417 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1418 *2023*):

1419 (a) All prizes given at any bazaar or raffle shall be merchandise,
1420 tangible personal property or a ticket, coupon, gift card or gift
1421 certificate, entitling the winner to merchandise, tangible personal
1422 property, services, transportation on a common carrier by land, water
1423 or air and to any tour facilities provided in connection therewith, or to
1424 participation in a lottery conducted under chapter 226. Such ticket,
1425 coupon, gift card or gift certificate shall not be refundable. [or
1426 transferable.] No cash prizes or prizes consisting of alcoholic liquor shall
1427 be given, except as provided in subsection (b) of this section and section
1428 7-177a, and no prize shall be redeemed or redeemable for cash, except
1429 tickets for a lottery conducted under chapter 226 or gift certificates
1430 awarded in accordance with subsection (e) of section 7-185a. For the
1431 purposes of this section, coins whose trading value exceeds their face
1432 value and coins not commonly in circulation shall not be deemed a cash
1433 prize.

1434 Sec. 24. Subsection (a) of section 7-178 of the general statutes is
1435 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1436 *2023*):

1437 (a) No bazaar or raffle shall be conducted with any equipment except
1438 such as is owned absolutely or used without payment of any
1439 compensation therefor by the permittee or as is rented from a dealer in
1440 such equipment who (1) has a principal place of business in this state,
1441 and (2) is registered with the Commissioner of Consumer Protection in
1442 such manner and on such form as he may prescribe, which form shall
1443 be accompanied by an annual fee of three hundred seventy-five dollars
1444 payable to the Treasurer of the state of Connecticut. No item of expense
1445 shall be incurred or paid in connection with the holding, operating or
1446 conducting of any bazaar or raffle pursuant to any permit issued under
1447 sections 7-170 to 7-186, inclusive, as amended by this act, except such as
1448 are bona fide items of reasonable amount for goods, wares and

1449 merchandise furnished or services rendered, which are reasonably
 1450 necessary to be purchased or furnished for the holding, operating or
 1451 conducting thereof, and no commission, salary, compensation, reward
 1452 or recompense whatever shall be paid or given, directly or indirectly, to
 1453 any person [holding, operating or conducting, or assisting in the
 1454 holding, operation or conduct of, any such bazaar or] for the direct sale
 1455 of raffle tickets. Each raffle ticket shall have printed thereon the time,
 1456 date and place of the raffle, the three most valuable prizes to be awarded
 1457 and the total number of prizes to be awarded as specified on the form
 1458 prescribed in section 7-173. In addition to any other information
 1459 required under this section to be printed on a raffle ticket, each ticket for
 1460 a raffle authorized pursuant to a "Class No. 7" permit shall have printed
 1461 thereon the time, date and place of each raffle drawing.

1462 Sec. 25. Sections 7-184 and 42-288c of the general statutes are
 1463 repealed. (*Effective October 1, 2023*)"

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	42-110d(c) to (f)
Sec. 2	<i>July 1, 2023</i>	35-42(c)
Sec. 3	<i>July 1, 2023</i>	4-61dd(d)
Sec. 4	<i>October 1, 2023</i>	36a-701b
Sec. 5	<i>July 1, 2023</i>	42-471(d) to (h)
Sec. 6	<i>July 1, 2023</i>	42-520(a)
Sec. 7	<i>October 1, 2023</i>	53-289a
Sec. 8	<i>October 1, 2023</i>	42-284
Sec. 9	<i>October 1, 2023</i>	New section
Sec. 10	<i>October 1, 2023</i>	42-285(b)
Sec. 11	<i>October 1, 2023</i>	42-286
Sec. 12	<i>October 1, 2023</i>	42-288
Sec. 13	<i>October 1, 2023</i>	42-288a
Sec. 14	<i>October 1, 2023</i>	42-288b
Sec. 15	<i>from passage</i>	21a-190f(c) to (k)
Sec. 16	<i>from passage</i>	21a-190c(b)
Sec. 17	<i>from passage</i>	21a-190b(a)
Sec. 18	<i>October 1, 2023</i>	16-333m

Sec. 19	<i>July 1, 2023</i>	16-47
Sec. 20	<i>July 1, 2023</i>	7-170
Sec. 21	<i>July 1, 2023</i>	7-171
Sec. 22	<i>July 1, 2023</i>	7-172
Sec. 23	<i>July 1, 2023</i>	7-177(a)
Sec. 24	<i>July 1, 2023</i>	7-178(a)
Sec. 25	<i>October 1, 2023</i>	Repealer section