



General Assembly

January Session, 2009

Raised Bill No. 6190

LCO No. 2361

02361_____LAB

Referred to Committee on Labor and Public Employees

Introduced by:
(LAB)

AN ACT CONCERNING CONFIDENTIALITY OF CERTAIN EMPLOYER DATA.

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

1 Section 1. Subsection (a) of section 31-254 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2009*):

4 (a) (1) Each employer, whether or not otherwise subject to this
5 chapter, shall keep accurate records of employment as defined in
6 subsection (a) of section 31-222, containing such information as the
7 administrator may by regulation prescribe in order to effectuate the
8 purposes of this chapter. Such records shall be open to, and available
9 for, inspection and copying by the administrator or his authorized
10 representatives at any reasonable time and as often as may be
11 necessary. The administrator may require from any employer, whether
12 or not otherwise subject to this chapter, any sworn or unsworn reports
13 with respect to persons employed by him which are necessary for the
14 effective administration of this chapter. Except as provided in
15 subdivision (2) of this subsection and subsection (g) of this section,
16 information obtained shall not be published or be open to public

17 inspection, other than to public employees in the performance of their
18 public duties, or to a nonpublic entity that is under contract with the
19 United States Department of Labor to administer grants which are
20 beneficial to the interests of the department, in any manner revealing
21 the employee's or the employer's identity, but any claimant at a
22 hearing before a commissioner shall be supplied with information
23 from such records to the extent necessary for the proper presentation
24 of his claim. Any employee of the administrator, or any other public
25 employee, who violates any provision of this section shall be fined not
26 more than two hundred dollars or imprisoned not more than six
27 months or both and shall be dismissed from the service. Reports or
28 records which have been required by the administrator and which
29 have been used in computing benefit rights of claimants or in the
30 determination of the amounts and rates of contributions shall be
31 preserved by the administrator for a period of at least four years.
32 Those records or reports required by the administrator which have not
33 been used for the purpose of computing benefit rights or in the
34 determination of the amounts or rates of contributions shall be
35 preserved by the administrator for at least two and one-half years.
36 Such records or reports may, after preservation for the minimum
37 period required by this section, be destroyed by the administrator in
38 his discretion, notwithstanding the provisions of section 11-8a.
39 Notwithstanding any of the disclosure provisions of this chapter, the
40 administrator shall provide upon request of the public agency
41 administering the TANF and child support programs, any information
42 in his possession relating to individuals: (A) Who are receiving, have
43 received, or have applied for unemployment insurance; (B) the amount
44 of benefits being received; (C) the current home address of such
45 individuals; and (D) whether any offer of work has been refused and,
46 if so, a description of the job and the terms, conditions, and rate of pay
47 therefor. Notwithstanding any of the disclosure provisions of this
48 chapter, the administrator shall provide, upon request of the
49 Connecticut Student Loan Foundation, its officers or employees, any
50 information in his possession relating to the current residence address

51 or place of employment of any individual who has been determined by
52 the Connecticut Student Loan Foundation to be in default on his
53 student loan. Reimbursement for the cost of furnishing this
54 information shall be made by the agency requesting the data in a
55 manner prescribed by the administrator of this chapter.

56 (2) Any authorized user of the CTWorks Business System shall have
57 access to any information required to be entered into such system by
58 the federal Trade Adjustment Assistance program, established by the
59 Trade Act of 1974, as amended by 19 USC 2271 et seq., provided the
60 user enters into a written agreement with the administrator
61 establishing safeguards to protect the confidentiality of any
62 information disclosed to such user. Each authorized user shall
63 reimburse the administrator for all costs incurred by the administrator
64 in disclosing information to such user. Information contained in the
65 system shall not be disclosed or redisclosed to any unauthorized user,
66 except that aggregate reports from which individual data cannot be
67 identified may be disclosed. Any person who violates any provision of
68 this subdivision shall be fined not more than two hundred dollars or
69 imprisoned not more than six months, or both, and shall be prohibited
70 from any further access to information in the system.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2009</i>	31-254(a)

Statement of Purpose:

To allow for the sharing of certain employer data to an entity which is under contract with the United States Department of Labor when it is beneficial to the state.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]