



General Assembly

Amendment

January Session, 2021

LCO No. 7324



Offered by:

SEN. MARONEY, 14th Dist.
REP. D'AGOSTINO, 91st Dist.
SEN. WITKOS, 8th Dist.
REP. RUTIGLIANO, 123rd Dist.

To: Subst. Senate Bill No. 266

File No. 14

Cal. No. 50

"AN ACT CONCERNING NEW HOME CONSTRUCTION CONTRACTORS, HOME IMPROVEMENT CONTRACTORS, TRADE APPRENTICESHIPS AND LOCKSMITHS."

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- 1 In line 23, strike " ____ " and insert "twenty thousand" in lieu thereof
 - 2 In line 57, strike "all the" and insert "any fee due to" in lieu thereof
 - 3 In line 58, strike "fees due"
 - 4 Strike line 60, and insert the following in lieu thereof:
 - 5 "Sec. 2. (NEW) (*Effective July 1, 2022*) (a) (1) As used in this section,
 - 6 "contract" has the same meaning as provided in section 20-417a of the
 - 7 general statutes. A contract"
 - 8 In line 61, strike "section 20-417a of the general statutes,"
 - 9 In line 76, strike ", as defined"

- 10 In line 77, strike "in section 20-417a of the general statutes,"
- 11 In line 79, after "regulation" insert "adopted in accordance with the
12 provisions of chapter 54 of the general statutes"
- 13 In line 85, strike ", as defined in section 20-" and insert "." in lieu
14 thereof
- 15 Strike line 86 in its entirety
- 16 In line 98, strike "three" and insert "two" in lieu thereof
- 17 In line 316, after "work" insert "z" and strike "by" and insert "in" in lieu
18 thereof
- 19 In line 424, strike " ____ " and insert "twenty thousand" in lieu thereof
- 20 Strike lines 439 and 440 in their entirety and substitute the following
21 in lieu thereof:
- 22 "shall pay a fee of forty dollars annually. Each contractor (1) who
23 receives a certificate pursuant to this chapter, or (2) receives a certificate
24 pursuant to chapter 399a and has opted to engage in home improvement
25 pursuant to subsection (g) of section 20-417b, as amended by this act,
26 shall pay a fee of one hundred dollars"
- 27 In line 489, strike the closing bracket
- 28 In line 491, strike ". ["
- 29 In line 668, after "apply" insert "annually"
- 30 In line 688, strike ". A" and insert ", except a" in lieu thereof
- 31 In line 689, strike ", however,"
- 32 Strike lines 702 to 705, inclusive, in their entirety, and substitute
33 "adopted pursuant to said section." in lieu thereof
- 34 Strike section 13 in its entirety, and substitute the following in lieu

35 thereof:

36 "Sec. 13. Subsection (d) of section 51-15 of the general statutes is
37 repealed and the following is substituted in lieu thereof (*Effective July 1,*
38 *2022*):

39 (d) The procedure for the hearing and determination of small claims
40 as the same may be prescribed, from time to time, by the judges of the
41 Superior Court shall be used in all small claims sessions of the court. The
42 small claims procedure shall only be applicable to (1) all actions [, except
43 actions of libel and slander,] claiming money damages not in excess of
44 five thousand dollars, [and to no other actions] except such procedure
45 shall not be applicable to actions of libel and slander, and (2) actions
46 claiming loss or damages not in excess of fifteen thousand dollars
47 sustained by reason of (A) performance of, or offer to perform, home
48 improvement, as defined in section 20-419, as amended by this act, by a
49 contractor holding a certificate under chapter 400, (B) a contract for new
50 home construction with a new home construction contractor holding a
51 certificate under chapter 399a, or (C) nonpayment, insufficient payment
52 or untimely payment for home improvement performed by a contractor
53 holding a certificate under chapter 400 or for new home construction
54 performed by a new home construction contractor holding a certificate
55 under chapter 399a. If an action is brought in the small claims session by
56 a tenant pursuant to subsection (g) of section 47a-21 to reclaim any part
57 of a security deposit which may be due, the judicial authority hearing
58 the action may award to the tenant the damages authorized by
59 subsection (d) of said section and, if authorized by the rental agreement
60 or any provision of the general statutes, costs, notwithstanding that the
61 amount of such damages and costs, in the aggregate, exceeds the
62 jurisdictional monetary limit established by subdivision (1) of this
63 subsection. If a motion is filed to transfer a small claims matter to the
64 regular docket in the court, the moving party shall pay the fee
65 prescribed by section 52-259. The Attorney General or an assistant
66 attorney general, or the head of any state agency or his or her authorized
67 representative, while acting in his or her official capacity shall not be
68 required to pay any small claims court fee. There shall be no charge for

69 copies of service on defendants in small claims matters."

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

72 "Sec. 501. Subsection (c) of section 22-351a of the general statutes is
73 repealed and the following is substituted in lieu thereof (*Effective July 1,*
74 *2022*):

75 (c) In addition to any economic damages awarded pursuant to
76 subsection (b) of this section, and except as provided in subsection (d)
77 of this section, the court may award punitive damages in an amount not
78 to exceed the jurisdictional monetary limit established by subdivision
79 (1) of subsection (d) of section 51-15, as amended by this act, together
80 with a reasonable attorney's fee."

This act shall take effect as follows and shall amend the following sections:		
Sec. 2	<i>July 1, 2022</i>	New section
Sec. 13	<i>July 1, 2022</i>	51-15(d)
Sec. 501	<i>July 1, 2022</i>	22-351a(c)