



General Assembly

February Session, 2022

Raised Bill No. 5326

LCO No. 2552



Referred to Committee on ENERGY AND TECHNOLOGY

Introduced by:
(ET)

AN ACT CONCERNING RESIDENTIAL SOLAR PHOTOVOLTAIC SYSTEMS SOLICITATIONS AND REAL ESTATE TRANSACTIONS INVOLVING SOLAR.

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

1 Section 1. (NEW) (*Effective October 1, 2022*) (a) For purposes of this
2 section:

3 (1) "Residential solar photovoltaic systems" has the same meaning as
4 provided in section 16-245nn of the general statutes; and

5 (2) "Residential solar photovoltaic systems provider" means any
6 individual, partnership, limited liability company, corporation or other
7 legal entity which provides residential solar photovoltaic systems.

8 (b) (1) Any third-party agent who contracts with or is otherwise
9 compensated by a residential solar photovoltaic systems provider to sell
10 residential solar photovoltaic systems shall be a legal agent of such
11 provider. No third-party agent may sell residential solar photovoltaic
12 systems on behalf of such provider unless (A) the third-party agent is
13 an employee or independent contractor of such provider, and (B) the

14 third-party agent has received training directly from such provider.

15 (2) All sales and solicitations of residential solar photovoltaic systems
16 by a residential solar photovoltaic systems provider or agent of such
17 provider to a customer conducted and consummated entirely by mail,
18 door-to-door sale, telephone or other electronic means, during a
19 scheduled appointment at the premises of a customer or at a fair, trade
20 or business show, convention or exposition shall:

21 (A) For any sale or solicitation, (i) identify the person making such
22 sale or solicitation and the residential solar photovoltaic systems
23 provider or providers the person represents; (ii) explain the purpose of
24 the solicitation; and (iii) explain all rates, fees, variable charges and
25 terms and conditions for the residential solar photovoltaic systems
26 provided; and

27 (B) For door-to-door sales to customers, be conducted (i) in
28 accordance with any municipal and local ordinances regarding door-to-
29 door solicitations; (ii) between the hours of ten o'clock a.m. and six
30 o'clock p.m. unless the customer schedules an earlier or later
31 appointment; and (iii) with both English and Spanish written materials
32 available. Any representative of a residential solar photovoltaic systems
33 provider or agent of such provider shall prominently display or wear a
34 photo identification badge stating the name of such person's employer
35 or the residential solar photovoltaic systems provider the person
36 represents.

37 (3) Each residential solar photovoltaic systems provider shall file
38 annually with the Public Utilities Regulatory Authority a list that
39 contains the name of any agent working on behalf of such provider.

40 (4) Each residential solar photovoltaic systems provider shall develop
41 and implement standards and qualifications for employees and third-
42 party agents who are engaged in the sale or solicitation of residential
43 solar photovoltaic systems by such provider.

44 (c) Each residential solar photovoltaic systems provider or agent of

45 such provider shall comply with the provisions of the telemarketing
46 rules adopted pursuant to 15 USC 6102.

47 (d) Any violation of this section shall be deemed an unfair or
48 deceptive trade practice under subsection (a) of section 42-110b of the
49 general statutes. Any contract for the residential solar photovoltaic
50 systems that the authority finds to be the product of unfair or deceptive
51 marketing practices or in material violation of the provisions of this
52 section shall be void and unenforceable. Any waiver of the provisions
53 of this section by a customer of residential solar photovoltaic systems
54 shall be deemed void and unenforceable by the residential solar
55 photovoltaic systems provider.

56 (e) Any violation or failure to comply with any provision of this
57 section shall be subject to civil penalties by the Public Utilities
58 Regulatory Authority in accordance with section 16-41 of the general
59 statutes.

60 Sec. 2. (NEW) (*Effective October 1, 2022*) Notwithstanding any
61 provision of the general statutes, whenever any purchaser or seller of
62 any residential property with a leased solar photovoltaic system
63 installed on such property contacts such solar company for the purpose
64 of discussing the assumption of such lease by the purchaser and any
65 other matter pertaining to such system, such solar company shall
66 respond to such purchaser or seller, as applicable, not later than one
67 week after receipt of such contact. In the event such solar company does
68 not contact such purchaser or seller as required by this section, the term
69 for any such lease shall be reduced by a period of five years, at the option
70 of such purchaser.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2022</i>	New section
Sec. 2	<i>October 1, 2022</i>	New section

Statement of Purpose:

To mandate procedures that residential solar photovoltaic systems providers and agents of such providers must follow when conducting residential solar photovoltaic systems solicitations and to require solar companies to respond promptly to buyers and sellers during real estate transactions.

[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.]