



General Assembly

January Session, 2023

Committee Bill No. 5537

LCO No. 5122



Referred to Committee on BANKING

Introduced by:

(BA)

AN ACT CONCERNING DISCLOSURES OF FINANCIAL RECORDS TO THE COMMISSIONER OF SOCIAL SERVICES.

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

1 Section 1. Section 36a-42 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2023*):

3 (a) A financial institution may not disclose to any person, except to
4 the customer or the customer's duly authorized agent, any financial
5 records relating to such customer unless the customer has authorized
6 disclosure to such person or the financial records are disclosed in
7 response to (1) a certificate signed by the Commissioner of
8 Administrative Services or the Commissioner of Social Services
9 pursuant to the provisions of section 17b-137, (2) a lawful subpoena,
10 summons, warrant or court order as provided in section 36a-43, (3)
11 interrogatories by a judgment creditor or a demand by a levying officer
12 as provided in sections 52-351b and 52-356a, (4) a certificate issued by a
13 medical provider or its attorney under subsection (b) of section 17b-124,
14 provided nothing in this subsection shall require the provider or its
15 attorney to furnish to the financial institution any application for
16 medical assistance filed pursuant to an agreement with the IV-D agency

17 under subsection (c) of section 17b-137, (5) a certificate signed by the
18 Commissioner of Veterans Affairs pursuant to section 27-117, (6) the
19 consent of an elderly person or the representative of such elderly person
20 provided to a person, department, agency or commission pursuant to
21 section 17b-454, provided the financial institution shall have no
22 obligation to determine the capacity of such elderly person or the
23 representative of such elderly person to provide such consent, (7) a
24 request for information served upon a financial institution in
25 accordance with subsection (e) of section 12-162, or (8) a request for
26 information made by the Commissioner of Revenue Services pursuant
27 to section 12-39cc.

28 (b) A financial institution disclosing financial records relating to a
29 customer in response to a certificate signed by the Commissioner of
30 Social Services pursuant to subdivision (1) of subsection (a) of this
31 section shall provide such financial records to the Commissioner of
32 Social Services not later than thirty calendar days after the financial
33 institution receives such certificate.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2023	36a-42

Statement of Purpose:

To provide that financial institutions disclosing certain financial records to the Commissioner of Social Services shall disclose such records within thirty calendar days.

[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.]

Co-Sponsors: REP. ROCHELLE, 104th Dist.; REP. TURCO, 27th Dist.

H.B. 5537