



General Assembly

Amendment

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LCO No. 7609



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4 general statutes are repealed and the following is substituted in lieu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.] (e) (1) A violation of this
333 section shall constitute an unfair trade practice under subsection (a) of
334 section 42-110b, provided the provisions of section 42-110g shall not
335 apply to such violation. Nothing in this section shall be construed to
336 create a private right of action.

337 (2) In the event of a violation of this section, the Department of
338 Consumer Protection may conduct an administrative hearing, in
339 accordance with chapter 54, and impose a civil penalty of not more than
340 five thousand dollars per violation.

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

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

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

350 Sec. 6. Subsection (a) of section 42-520 of the general statutes is
351 repealed and the following is substituted in lieu thereof (*Effective July 1,*
352 *2023*):

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

376 advertising, or sell the consumer's personal data without the consumer's
377 consent, under circumstances where a controller has actual knowledge,
378 [and] or wilfully disregards, that the consumer is at least thirteen years
379 of age but younger than sixteen years of age. A controller shall not
380 discriminate against a consumer for exercising any of the consumer
381 rights contained in sections 42-515 to 42-525, inclusive, including
382 denying goods or services, charging different prices or rates for goods
383 or services or providing a different level of quality of goods or services
384 to the consumer.

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

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

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

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

404 (d) (1) Any person that facilitates the sale or resale of a ticket to an
405 entertainment event shall (A) disclose the total price of such ticket,
406 which total price shall include all service charges required to purchase
407 such ticket, and (B) disclose, in a clear and conspicuous manner, to the

408 purchaser of such ticket the portion of the total ticket price, expressed
409 as a dollar amount, that is attributable to service charges charged to such
410 purchaser for such ticket.

411 (2) The disclosures required under subdivision (1) of this subsection
412 shall be displayed in the ticket listing before the ticket is selected for
413 purchase. The total ticket price shall not increase during the period
414 beginning when a ticket is selected for purchase and ending when a
415 ticket is purchased, except a reasonable service charge may be charged
416 for delivery of a nonelectronic ticket if (A) such service charge is based
417 on the delivery method selected by the ticket purchaser, and (B) such
418 service charge is disclosed to such purchaser before such purchaser
419 purchases such ticket.

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

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

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

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

432 (2) "Caller identification service or device" means any telephone
433 service or device which permits a consumer to view the telephone
434 number, caller name or caller location for an incoming telephonic sales
435 call;

436 (3) "Commissioner" means the Commissioner of Consumer
437 Protection;

438 [(1)] (4) "Consumer" means an actual or prospective purchaser, lessee
439 or recipient of goods or services;

440 (5) "Consumer goods or services" means articles or services that are
441 purchased, leased, exchanged or received primarily for personal, family
442 or household purposes, and includes, but is not limited to, warranties,
443 gift cards, stocks, bonds, mutual funds, annuities and other financial
444 products;

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

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

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

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

470 establishment selling, leasing or exchanging consumer goods or services
471 at a fixed location, or (C) to any resident consumer with whom the
472 telemarketer has an established business relationship;

473 (10) "National Do Not Call Registry" means the registry maintained
474 by the Federal Trade Commission pursuant to 15 USC 6102(a), 16 CFR
475 310 and 47 CFR 64.1200, as amended from time to time;

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

478 [(2)] (12) "Person" means [a natural person] an individual,
479 corporation, nonprofit corporation, trust, partnership, limited
480 partnership, incorporated or unincorporated association, limited
481 liability company and any other legal entity; [and]

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

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

501 (15) "Resident consumer" means a consumer who is a resident of this
502 state;

503 (16) "Soundboard technology" means a technology that allows an
504 individual to communicate with a call recipient in real-time by playing
505 a recorded audio message instead of using the individual's voice;

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

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

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

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

567 (20) "Voice communication" (A) means a communication that is made

568 by an individual, in whole or in part, by using an artificial message, a
569 prerecorded message or a live voice, (B) includes, but is not limited to,
570 a voice message transmitted directly to a recipient's voicemail
571 regardless of whether the recipient's phone rings as part of the
572 transmission, and (C) does not include an automated warning required
573 by law.

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

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

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

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

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

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

598 (c) There shall be a rebuttable presumption that a voice
599 communication or telephonic sales call made, or any attempt to make a
600 voice communication or telephonic sales call, in violation of subsection
601 (b) of this section has taken place in this state if such voice
602 communication or telephonic sales call is made to any telephone
603 number with a Connecticut area code or any person residing in this
604 state.

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

611 Sec. 10. Subsection (b) of section 42-285 of the general statutes is
612 repealed and the following is substituted in lieu thereof (*Effective October*
613 *1, 2023*):

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

616 (1) The legal name, address, [and] telephone number, [of the
617 telemarketer] headquarters address and home state or country for entity
618 registration purposes of the telemarketer or, if the telemarketer is not
619 the seller, the seller;

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

622 (3) The date of the transaction;

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

625 (5) In ten-point boldface type, in a space immediately preceding the
626 space allotted for the consumer's signature, the following statement:
627 "YOU ARE NOT OBLIGATED TO PAY ANY MONEY UNLESS YOU

628 SIGN THIS CONTRACT AND RETURN IT TO THE ADDRESS
629 CONTAINED IN THIS CONTRACT".

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

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

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

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

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

657 (b) Violation of any provision of sections 42-284 to 42-287, inclusive,
658 as amended by this act, shall be an unfair or deceptive act or practice in

659 violation of subsection (a) of section 42-110b.

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

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

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

666 (1) "Commissioner" means the Commissioner of Consumer
667 Protection;

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

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

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

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

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

680 (7) "Marketing or sales solicitation" means the initiation of a
681 telephone call or message, including, but not limited to, a text or media
682 message, to encourage the purchase or rental of, or investment in,
683 property, goods or services, that is transmitted to any consumer, but
684 does not include a telephone call or message, including, but not limited
685 to, a text or media message (A) to any consumer with such consumer's
686 prior express written consent, (B) by a tax-exempt nonprofit

687 organization, or (C) to a consumer in response to a visit made by such
688 consumer to an establishment selling, leasing or exchanging consumer
689 goods or services at a fixed location;

690 (8) "Telephonic sales call" means a telephone call made by a telephone
691 solicitor, or a text or media message sent by or on behalf of a telephone
692 solicitor, to a consumer for the purpose of (A) engaging in a marketing
693 or sales solicitation, (B) soliciting an extension of credit for consumer
694 goods or services, or (C) obtaining information that will or may be used
695 for marketing or sales solicitation or exchange of or extension of credit
696 for consumer goods or services;

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

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

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

717 (12) "Caller identification service or device" means any telephone
718 service or device which permits a consumer to see the telephone number

719 of incoming telephone calls or text or media messages.]

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

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

753 telephone or mobile electronic device at any time, (3) in the form of
754 electronically transmitted facsimiles, or (4) by use of a recorded message
755 device.]

756 (b) Any violation of the provisions of 47 USC 227, 16 CFR 310 or 47
757 CFR 64.1200, as amended from time to time, which provide that a
758 telemarketer shall not call a consumer whose name and telephone
759 number appear on the National Do Not Call Registry or who has
760 specifically requested not to receive calls from a particular entity, shall
761 constitute a violation of sections 42-284 to 42-288b, inclusive, as
762 amended by this act.

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

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

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

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

783 (g) If a consumer informs a person, including, but not limited to, a

784 telemarketer, at any point during a telephonic sales call that the
785 consumer does not wish to receive future telephonic sales calls or wishes
786 to be removed from such person's list, such person shall: (1) Inform such
787 consumer that such consumer's contact information will be removed
788 from such list; (2) end such telephonic sales call not later than ten
789 seconds after such consumer expresses such wish; (3) refrain from
790 making any additional telephonic sales calls to such consumer at any
791 telephone number associated with such consumer; and (4) not give or
792 sell such consumer's name, telephone number, other contact
793 information or personally identifying information to any other entity, or
794 receive anything of value from any other entity in exchange for such
795 consumer's name, telephone number, other contact information or
796 personally identifying information.

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

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

814 (2) This subsection does not apply to (A) any telephone company, as
815 defined in section 16-1, for the sole purpose of compiling, publishing or
816 distributing telephone directories or causing the compilation,

817 publication or distribution of telephone directories or providing
818 directory assistance, and (B) any person, for the sole purpose of
819 compiling, publishing or distributing telephone directories for such
820 telephone company pursuant to an agreement or other arrangement
821 with such telephone company.

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

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

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

846 [(i) In addition to the requirements of subsections (b) to (h), inclusive,
847 of this section, if a consumer's mobile telephone or mobile electronic
848 device telephone number does not appear on the then current quarterly

849 "no sales solicitation calls" listing made available by the department
850 under subsection (b) of this section, no telephone solicitor may send or
851 cause to be sent a text or media message to such number for the purpose
852 of marketing or sales solicitation of consumer goods, unless such
853 telephone solicitor has received the prior express written consent of the
854 consumer to receive such text or media message.]

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

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

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

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

884 Each telephone and telecommunications company, as defined in
885 section 16-1, that issues an account statement to a consumer with respect
886 to service for a telephone, mobile telephone or mobile electronic device
887 shall, not less than two times per year, include on or with such statement
888 a conspicuous notice, informing the consumer with respect to: (1) The
889 prohibitions placed on [telephone solicitors] telemarketers pursuant to
890 section 42-288a, as amended by this act, (2) how to place the consumer's
891 telephone number, mobile telephone number or mobile electronic
892 device telephone number on the "no sales solicitation calls" listing
893 established pursuant to subsection [(b)] (a) of section 42-288a, as
894 amended by this act, and (3) how to obtain a "no sales solicitation
895 complaint" form on the Department of Consumer Protection's Internet
896 web site.

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

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

915 certify that the solicitation notice and accompanying material are true
916 and complete. [Prior to the commencement of such solicitation
917 campaign, the commissioner shall publicize such solicitation by posting
918 on the department's web site information describing the terms of the
919 contract between the paid solicitor and the charitable organization, the
920 dates of such solicitation campaign and the percentage of the raised
921 funds to be retained by the paid solicitor. The commissioner may
922 publicize such solicitation through any additional means the
923 commissioner deems appropriate.]

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

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

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

945 (g) A paid solicitor shall not represent that any part of the
946 contributions received will be given or donated to any charitable

947 organization unless such organization has consented in writing to the
948 use of its name, prior to the solicitation. Such written consent, if given,
949 shall be signed by two authorized officers, directors or trustees of the
950 charitable organization.

951 (h) No paid solicitor may represent that tickets to an event are to be
952 donated for use by another, unless the paid solicitor has first obtained a
953 commitment, in writing, from a charitable organization stating that it
954 will accept donated tickets and specifying the number of tickets which
955 it is willing to accept and provided no more contributions for donated
956 tickets shall be solicited than the number of ticket commitments
957 received from the charitable organization.

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

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

972 (k) A paid solicitor shall maintain during each solicitation campaign
973 and for not less than three years after the completion of each such
974 campaign the following records; [which shall be available to the
975 department for inspection upon request:] (1) The name and address of
976 each contributor, if known to the paid solicitor, and the date and amount
977 of the contribution; [provided the department shall not disclose this
978 information except to the extent necessary for investigative or law

979 enforcement purposes;] (2) the name and residence of each employee,
980 agent or other person involved in the solicitation; and (3) records of all
981 income received and expenses incurred in the course of the solicitation
982 campaign. The paid solicitor shall make the records required under
983 subdivisions (2) and (3) of this subsection, as well as records containing
984 the dates and amounts described in subdivision (1) of this subsection,
985 available to the department for inspection upon request.

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

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

994 (2) For a financial statement that is initially due after July 1, 2023, a
995 charitable organization shall include with the charitable organization's
996 financial statement (A) an attestation that an audit report has been
997 completed by a certified public accountant if the charitable organization
998 had gross revenue in excess of one million dollars in the year covered
999 by such report, or (B) an attestation that an audit or review report has
1000 been completed by a certified public accountant if the charitable
1001 organization had gross revenue in excess of five hundred thousand
1002 dollars but not more than one million dollars in the year covered by such
1003 report.

1004 (3) For the purposes of this [section] subsection, gross revenue shall
1005 not include grants or fees from government agencies or the revenue
1006 derived from funds held in trust for the benefit of the organization.

1007 (4) The commissioner may, upon written request and for good cause
1008 shown, waive the audit or review report requirement under this
1009 subsection.

1010 Sec. 17. Subsection (a) of section 21a-190b of the general statutes is
1011 repealed and the following is substituted in lieu thereof (*Effective from*
1012 *passage*):

1013 (a) Every charitable organization not exempted by section 21a-190d
1014 shall annually register with the department prior to conducting any
1015 solicitation or prior to having any solicitation conducted on its behalf by
1016 others. Application for registration shall be in a form prescribed by the
1017 commissioner and shall include a nonrefundable application fee of fifty
1018 dollars. Such application shall include: (1) A registration statement, (2)
1019 an annual financial report for such organization for the preceding fiscal
1020 year that is prepared in accordance with the provisions of subsection (a)
1021 of section 21a-190c, and (3) an audited or reviewed financial statement
1022 as required by subsection (b) of section 21a-190c, as amended by this act.
1023 An authorized officer of the organization shall certify that the
1024 statements therein are true and correct to the best of their knowledge. A
1025 chapter, branch or affiliate in this state of a registered parent
1026 organization shall not be required to register provided the parent
1027 organization files a consolidated annual registration for itself and its
1028 chapter, branch or affiliate. Each charitable organization shall annually
1029 renew its registration not later than eleven months after the end of such
1030 organization's fiscal year.

1031 Sec. 18. Section 16-333m of the general statutes is repealed and the
1032 following is substituted in lieu thereof (*Effective October 1, 2023*):

1033 (a) No charge may be imposed by any [such company] community
1034 antenna television company or certified competitive video service
1035 provider in any case where a subscriber of such company or provider,
1036 as applicable, requests a total disconnection of service. [No charge that
1037 exceeds the cost to the company may be imposed by any such company
1038 in any case in which the subscriber requests a downgrade of service.
1039 The]

1040 (b) No company or provider may charge a subscriber for any service
1041 after the date that such subscriber [, after the date of his request for]

1042 requests disconnection, [or] downgrade [, shall not be required to pay
1043 for any service] or cancellation of such service, unless, in the case of a
1044 total disconnection or any service option requested to be eliminated,
1045 [unless] the subscriber prevents the company or provider from
1046 disconnecting service within a reasonable time. If the subscriber makes
1047 such request before the last day of the monthly billing period for such
1048 service, such company or provider, as applicable, shall grant the
1049 subscriber a pro rata rebate for all days of the monthly billing period
1050 after such disconnection, downgrade or cancellation.

1051 Sec. 19. Section 16-47 of the general statutes is repealed and the
1052 following is substituted in lieu thereof (*Effective July 1, 2023*):

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

1076 made pursuant to and in accordance with the applicable rules and
1077 regulations of the Securities Exchange Act of 1934 unless a participant
1078 in said solicitation has announced an intention to effect a merger or
1079 consolidation with, reorganization, or other business combination or
1080 extraordinary transaction involving the gas company, electric
1081 distribution company, water company, telephone [or] company,
1082 community antenna television company, holder of a certificate of cable
1083 franchise authority pursuant to section 16-331p, certified
1084 telecommunications provider, certified competitive video service
1085 provider or broadband Internet access service provider, as defined in
1086 section 16-330a, or the holding company. Control shall be presumed to
1087 exist if a person directly or indirectly owns ten per cent or more of the
1088 voting securities of a gas company, electric distribution company, water
1089 company, telephone [or] company, community antenna television
1090 company, holder of a certificate of cable franchise authority pursuant to
1091 section 16-331p, certified telecommunications provider, certified
1092 competitive video service provider or broadband Internet access service
1093 provider, as defined in section 16-330a, or a holding company, provided
1094 the authority may determine, after conducting a hearing, that said
1095 presumption of control has been rebutted by a showing that such
1096 ownership does not in fact confer control.

1097 (b) No gas company, electric distribution company, water company,
1098 telephone [or] company, community antenna television company,
1099 holder of a certificate of cable franchise authority pursuant to section 16-
1100 331p, certified telecommunications provider, certified competitive
1101 video service provider or broadband Internet access service provider, as
1102 defined in section 16-330a, or holding company, or any official, board or
1103 commission purporting to act under any governmental authority other
1104 than that of this state or of its divisions, municipal corporations or
1105 courts, shall interfere or attempt to interfere with or, directly or
1106 indirectly, exercise or attempt to exercise authority or control over any
1107 gas company, electric distribution company, water company, telephone
1108 [or] company, community antenna television company, holder of a
1109 certificate of cable franchise authority pursuant to section 16-331p,

1110 certified telecommunications provider, certified competitive video
1111 service provider or broadband Internet access service provider, as
1112 defined in section 16-330a, engaged in the business of supplying service
1113 within this state, or with or over any holding company doing the
1114 principal part of its business within this state, without first making
1115 written application to and obtaining the approval of the Public Utilities
1116 Regulatory Authority, except as the United States may properly regulate
1117 actual transactions in interstate commerce.

1118 (c) No corporation, association, partnership, trust or similar
1119 organization, or person shall take any action that causes it to become a
1120 holding company with control over a gas company, electric distribution
1121 company, water company, telephone [or] company, community
1122 antenna television company, holder of a certificate of cable franchise
1123 authority pursuant to section 16-331p, certified telecommunications
1124 provider, certified competitive video service provider or broadband
1125 Internet access service provider, as defined in section 16-330a, engaged
1126 in the business of supplying service within this state, or acquire, directly
1127 or indirectly, control over such a holding company, or take any action
1128 that would if successful cause it to become or to acquire control over
1129 such a holding company, without first making written application to
1130 and obtaining the approval of the authority. Any such corporation,
1131 association, partnership, trust or similar organization, or person
1132 applying to the authority for such approval shall pay the reasonable
1133 expenses incurred by the authority in carrying out its duties under this
1134 subsection, and accordingly, shall deposit with the authority a bond,
1135 executed by a surety company authorized to do business in this state, in
1136 the amount of fifty thousand dollars, conditioned to indemnify the
1137 authority for such expenses.

1138 (d) The Public Utilities Regulatory Authority shall investigate and
1139 hold a public hearing on the question of granting its approval with
1140 respect to any application made under subsection (b) or (c) of this
1141 section and thereafter may approve or disapprove any such application
1142 in whole or in part and upon such terms and conditions as it deems
1143 necessary or appropriate. In connection with its investigation, the

1144 authority may request the views of the gas company, electric
1145 distribution company, water company, telephone [or] company,
1146 community antenna television company, holder of a certificate of cable
1147 franchise authority pursuant to section 16-331p, certified
1148 telecommunications provider, certified competitive video service
1149 provider or broadband Internet access service provider, as defined in
1150 section 16-330a, or holding company which is the subject of the
1151 application with respect to the proposed acquisition. After the filing of
1152 an application satisfying the requirements of such regulations as the
1153 authority may adopt in accordance with the provisions of chapter 54,
1154 but not later than thirty business days after the filing of such application,
1155 the authority shall give prompt notice of the public hearing to the person
1156 required to file the application and to the subject company, certificate
1157 holder, provider, or holding company. Such hearing shall be
1158 commenced as promptly as practicable after the filing of the application,
1159 but not later than sixty business days after the filing. [, and the] The
1160 authority shall make its determination as soon as practicable, but not
1161 later than two hundred days after the filing of the application, [provided
1162 it may] except for applications filed by community antenna television
1163 companies, holders of a certificate of cable franchise authority pursuant
1164 to section 16-331p or certified competitive video service providers,
1165 which shall be determined not later than one hundred twenty days after
1166 filing, unless the person required to file the application agrees to an
1167 extension of time or the authority extends the time as provided in this
1168 subsection. The authority may extend the time period for making its
1169 determination by not more than thirty days if, before the end of such
1170 time period, [and upon notifying] the authority notifies all parties and
1171 intervenors to the proceedings [, extend the period by thirty days, or
1172 unless the person required to file the application agrees to an extension
1173 of time] of such extension. The authority may, in its discretion, grant the
1174 subject company, certificate holder, provider or holding company the
1175 opportunity to participate in the hearing by presenting evidence and
1176 oral and written argument. If the authority fails to give notice of its
1177 determination to hold a hearing, commence the hearing, or render its
1178 determination after the hearing within the time limits specified in this

1179 subdivision, the proposed acquisition shall be deemed approved. In
1180 each proceeding on a written application submitted under said
1181 subsection (b) or (c), the authority shall, in a manner which treats all
1182 parties to the proceeding on an equal basis, take into consideration (1)
1183 the financial, technological and managerial suitability and
1184 responsibility of the applicant, (2) the ability of the gas company, electric
1185 distribution company, water company, telephone [or] company,
1186 community antenna television company, holder of a certificate of cable
1187 franchise authority pursuant to section 16-331p, certified
1188 telecommunications provider, certified competitive video service
1189 provider or broadband Internet access service provider, as defined in
1190 section 16-330a, or holding company which is the subject of the
1191 application to provide safe, adequate and reliable service to the public
1192 through the company's, certificate holder's or provider's plant,
1193 equipment and manner of operation if the application were to be
1194 approved, and (3) for an application concerning a telephone company,
1195 the effect of approval on the location and accessibility of management
1196 and operations and on the proportion and number of state resident
1197 employees. The authority shall only grant its approval of an application
1198 filed on or after January 1, 2021, made under subsection (c) of this
1199 section, if the holding company effects a change in the composition of
1200 the board of directors to include a proportional percentage of
1201 Connecticut-based directors equivalent to the percentage that
1202 Connecticut service areas represent of the total service areas covered by
1203 the holding company.

1204 (e) During any proceeding under subsection (b) or (c) of this section,
1205 the authority may order any party to such proceeding and the officers,
1206 directors, employees and agents of such party to refrain for a specific
1207 time period from communicating, directly or indirectly, with the record
1208 and beneficial owners of securities of the gas company, electric
1209 distribution company, water company, telephone [or] company,
1210 community antenna television company, holder of a certificate of cable
1211 franchise authority pursuant to section 16-331p, certified
1212 telecommunications provider, certified competitive video service

1213 provider or broadband Internet access service provider, as defined in
1214 section 16-330a, or holding company which is the subject of such
1215 proceedings, in regard to the matters submitted to the authority for its
1216 approval under said subsection (b) or (c). If the authority issues such an
1217 order, it shall also order all other parties to the proceeding and the
1218 officers, directors, employees and agents of such parties to refrain for
1219 the same time period from communicating, directly or indirectly, with
1220 such record and beneficial owners of such securities, in regard to such
1221 matters. No order issued pursuant to this subsection shall prohibit any
1222 party from complying with disclosure and reporting obligations under
1223 any other provision of the general statutes or under federal law.

1224 (f) Each holding company shall, not later than three months after the
1225 close of its fiscal year, annually, file with the authority a copy of its
1226 annual report to stockholders for such fiscal year. If the holding
1227 company does not print such an annual report, it shall file instead, not
1228 later than the same date, a comprehensive audit and report of its
1229 accounts and operations prepared by an independent public accounting
1230 firm approved by the authority. The provisions of this subsection shall
1231 not apply to any holding company in the form of a person.

1232 (g) Any action contrary to the provisions of [subsections] subsection
1233 (b) or (c) of this section shall be voidable on order of the authority.

1234 (h) Whenever any corporation, association, partnership, trust or
1235 similar organization, or person takes or engages in any action which
1236 may or would violate subsection (b) or (c) of this section or any order
1237 adopted pursuant to said subsection (b) or (c), the Superior Court, upon
1238 application of the authority or any holding company or gas company,
1239 electric distribution company, water company, telephone [or] company,
1240 community antenna television company, holder of a certificate of cable
1241 franchise authority pursuant to section 16-331p, certified
1242 telecommunications provider, certified competitive video service
1243 provider or broadband Internet access service provider, as defined in
1244 section 16-330a, affected by such action, may enjoin any such
1245 corporation, association, partnership, trust or similar organization, or

1246 person from continuing or doing any act in violation of said subsection
1247 (b) or (c) or may otherwise enforce compliance with said subsection (b)
1248 or (c), including, but not limited to, the reinstatement of authority or
1249 control over the [holding company or] gas company, electric
1250 distribution company, water company, telephone [or] company,
1251 community antenna television company, holder of a certificate of cable
1252 franchise authority pursuant to section 16-331p, certified
1253 telecommunications provider, certified competitive video service
1254 provider or broadband Internet access service provider, as defined in
1255 section 16-330a, or holding company to those persons who exercised
1256 authority or control over such company, certificate holder or provider
1257 before such action.

1258 (i) The provisions of this section shall not be construed to require any
1259 person to make written application to or obtain the approval of the
1260 authority with respect to any telephone company or holding company
1261 of a telephone company over which such person exercises authority or
1262 control or operates as a holding company on June 30, 1987.

1263 Sec. 20. Section 7-170 of the general statutes is repealed and the
1264 following is substituted in lieu thereof (*Effective July 1, 2023*):

1265 [Wherever used in] As used in this section and sections 7-171 to 7-
1266 186, inclusive, as amended by this act, unless otherwise provided: [,
1267 "bazaar"]

1268 (1) "Applicant" means the sponsoring organization solely responsible
1269 for all charities participating in the bazaar or raffle;

1270 (2) "Bazaar" means a place maintained by a sponsoring organization
1271 for the disposal of merchandise awards by means of chance; ["raffle"]

1272 (3) "Cash" means coins and paper money that is legal tender of any
1273 nation;

1274 (4) "Coupon" means a ticket, form or document which the holder may
1275 redeem in exchange for gift cards, gift certificates, merchandise, tangible

1276 personal property, services or transportation on a common carrier, or a
1277 discount in the purchase price of gift cards, gift certificates,
1278 merchandise, tangible personal property, services or transportation on
1279 a common carrier; and

1280 (5) "Raffle" means an arrangement for raising money by the sale of
1281 tickets, certain among which, as determined by chance after the sale,
1282 entitle the holders to prizes. [; "applicant" means the sponsoring
1283 organization; and "coupon" means a ticket, form or document which the
1284 holder may redeem in exchange for merchandise, tangible personal
1285 property, services or transportation on a common carrier, or a discount
1286 in the purchase price of merchandise, tangible personal property,
1287 services or transportation on a common carrier.]

1288 Sec. 21. Section 7-171 of the general statutes is repealed and the
1289 following is substituted in lieu thereof (*Effective July 1, 2023*):

1290 [Any] (a) Prior to October 1, 2023, any town, city or borough may, by
1291 ordinance, adopt the provisions of sections 7-170 to 7-186, inclusive, as
1292 amended by this act, and the chief executive authority of any town, city
1293 or borough shall, upon the petition of at least five per cent of the electors
1294 of such municipality as determined by the last-completed registry list,
1295 submit the question of adopting the provisions of sections 7-170 to 7-
1296 186, inclusive, as amended by this act, to a vote of the electors of such
1297 municipality at a special meeting called for such purpose within twenty-
1298 one days after the receipt of such petition. Such petition shall contain
1299 the street addresses of the signers and shall be submitted to the
1300 municipal clerk, who shall certify thereon the number of names of
1301 electors on such petition, which names are on the last-completed
1302 registry list. Each page of such petition shall contain a statement, signed
1303 under the penalties of false statement, by the person who circulated the
1304 same, that each person whose name appears on such page signed the
1305 same in person and that the circulator either knows each such signer or
1306 that the signer satisfactorily identified [himself] such signer to the
1307 circulator. The warning for such meeting shall state that the purpose of
1308 such meeting is to vote on the adoption of the provisions of said

1309 sections. Such vote shall be taken and the results thereof canvassed and
1310 declared in the same manner as is provided for the election of officers of
1311 such municipality. The vote on such adoption shall be taken by a "YES"
1312 and "NO" vote on the voting tabulator and the designation of the
1313 question on the voting tabulator ballot shall be "Shall the operation of
1314 bazaars and raffles be allowed?" and such ballot shall be provided for
1315 use in accordance with the provisions of section 9-250. If, upon the
1316 official determination of the result of such vote, it appears that the
1317 majority of all the votes so cast are in approval of such question, the
1318 provisions of said sections shall take effect immediately. Any town, city
1319 or borough, having once voted on the question of allowing bazaars and
1320 raffles as herein provided, shall not vote again on such question within
1321 two years from the date of the previous vote thereon. Any subsequent
1322 vote thereon shall be taken at the next regular town, city or borough
1323 election following the receipt of a petition as herein provided, which
1324 petition shall be filed at least sixty days prior to such election, and such
1325 question may be so voted upon only at intervals of not less than two
1326 years. Any town, city or borough which, prior to October 1, 1957, has
1327 voted more than once on such question, shall, for the purposes of this
1328 [section] subsection, be treated as though it had voted only once
1329 thereon.

1330 (b) On and after October 1, 2023, each town, city and borough shall
1331 be deemed to have adopted the provisions of sections 7-170 to 7-186,
1332 inclusive, as amended by this act. Any town, city or borough may, by
1333 ordinance, opt out of the provisions of sections 7-170 to 7-186, inclusive,
1334 as amended by this act, and the chief executive authority of any town,
1335 city or borough shall, upon the petition of at least five per cent of the
1336 electors of such municipality as determined by the last-completed
1337 registry list, submit the question of opting out of the provisions of
1338 sections 7-170 to 7-186, inclusive, as amended by this act, to a vote of the
1339 electors of such municipality at a special meeting called for such
1340 purpose within twenty-one days after the receipt of such petition. Such
1341 petition shall contain the street addresses of the signers and shall be
1342 submitted to the municipal clerk, who shall certify thereon the number

1343 of names of electors on such petition, which names are on the last-
1344 completed registry list. Each page of such petition shall contain a
1345 statement, signed under the penalties of false statement, by the person
1346 who circulated the same, that each person whose name appears on such
1347 page signed the same in person and that the circulator either knows each
1348 such signer or that the signer satisfactorily identified such signer to the
1349 circulator. The warning for such meeting shall state that the purpose of
1350 such meeting is to vote on opting out of the provisions of said sections.
1351 Such vote shall be taken and the results thereof canvassed and declared
1352 in the same manner as is provided for the election of officers of such
1353 municipality. The vote on such adoption shall be taken by a "YES" and
1354 "NO" vote on the voting tabulator and the designation of the question
1355 on the voting tabulator ballot shall be "Shall the operation of bazaars
1356 and raffles be disallowed?" and such ballot shall be provided for use in
1357 accordance with the provisions of section 9-250. If, upon the official
1358 determination of the result of such vote, it appears that the majority of
1359 all the votes so cast are in approval of such question, the provisions of
1360 said sections shall no longer be effective in such municipality. Any
1361 town, city or borough, having once voted on the question of disallowing
1362 bazaars and raffles as herein provided, shall not vote again on such
1363 question within two years from the date of the previous vote thereon.
1364 Any subsequent vote thereon shall be taken at the next regular town,
1365 city or borough election following the receipt of a petition as herein
1366 provided, which petition shall be filed at least sixty days prior to such
1367 election, and such question may be so voted upon only at intervals of
1368 not less than two years.

1369 Sec. 22. Section 7-172 of the general statutes is repealed and the
1370 following is substituted in lieu thereof (*Effective July 1, 2023*):

1371 No bazaar or raffle may be promoted, operated or conducted in any
1372 municipality after the adoption of the provisions of sections 7-170 to 7-
1373 186, inclusive, as amended by this act, unless [it] such bazaar or raffle is
1374 sponsored and conducted [exclusively] by (1) an officially recognized
1375 organization or association of veterans of any war in which the United
1376 States has been engaged, (2) a church or religious organization, (3) a

1377 civic, service or social club, (4) a fraternal or fraternal benefit society, (5)
1378 an educational or charitable organization, (6) an officially recognized
1379 volunteer fire company, (7) a political party or town committee thereof,
1380 or (8) a municipality acting through a committee designated to conduct
1381 a celebration of the municipality's founding on its hundredth
1382 anniversary or any multiple thereof. Any such sponsoring organization,
1383 except a committee designated pursuant to subdivision (8) of this
1384 section, shall have been organized in good faith and actively functioning
1385 as a nonprofit organization within the municipality that is to issue the
1386 permit for a period of not less than six months prior to its application
1387 for a permit under the provisions of said sections. The promotion and
1388 operation of a bazaar or raffle shall be confined solely to the qualified
1389 members of the sponsoring organization, provided a committee
1390 designated pursuant to subdivision (8) of this section may promote or
1391 operate through its members and any officially appointed volunteers.
1392 No such member or officially appointed volunteer in the case of a raffle
1393 held pursuant to subdivision (8) of this section may receive
1394 remuneration in any form for time or effort devoted to the promotion or
1395 operation of the bazaar or raffle. No person under the age of eighteen
1396 years may promote, conduct, operate or work at a bazaar or raffle and
1397 no person under the age of sixteen years may sell or promote the sale of
1398 any raffle tickets, nor shall any sponsoring organization permit any
1399 person under the age of eighteen to so promote, conduct or operate any
1400 bazaar or raffle or any person under the age of sixteen to sell or promote
1401 the sale of such tickets. Any sponsoring organization having received a
1402 permit from any municipality may (A) sell or promote the sale of such
1403 raffle tickets in that municipality and in any other town, city or borough
1404 which has adopted the provisions of sections 7-170 to 7-186, inclusive,
1405 as amended by this act, or (B) mail such raffle tickets to any resident of
1406 that municipality or of any other town, city or borough which has
1407 adopted the provisions of sections 7-170 to 7-186, inclusive, as amended
1408 by this act, provided any such mailed raffle ticket is printed with the
1409 words "no purchase necessary to enter the raffle". Any such sponsoring
1410 organization may promote its raffle by offering coupons to any person
1411 who purchases a raffle ticket. Such sponsoring organization may accept

1412 a credit card, debit card, check or cash as payment for a raffle ticket. Any
1413 such sponsoring organization, except a committee designated pursuant
1414 to subdivision (8) of this section, may sell or promote the sale of such
1415 raffle tickets on such sponsoring organization's Internet web site. In no
1416 event shall any sponsoring organization conduct or operate an online
1417 raffle. All funds derived from any bazaar or raffle shall be used
1418 exclusively for the purpose stated in the application of the sponsoring
1419 organization as provided in section 7-173.

1420 Sec. 23. Subsection (a) of section 7-177 of the general statutes is
1421 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1422 *2023*):

1423 (a) All prizes given at any bazaar or raffle shall be merchandise,
1424 tangible personal property or a ticket, coupon, gift card or gift
1425 certificate, entitling the winner to merchandise, tangible personal
1426 property, services, transportation on a common carrier by land, water
1427 or air and to any tour facilities provided in connection therewith, or to
1428 participation in a lottery conducted under chapter 226. Such ticket,
1429 coupon, gift card or gift certificate shall not be refundable. [or
1430 transferable.] No cash prizes or prizes consisting of alcoholic liquor shall
1431 be given, except as provided in subsection (b) of this section and section
1432 7-177a, and no prize shall be redeemed or redeemable for cash, except
1433 tickets for a lottery conducted under chapter 226 or gift certificates
1434 awarded in accordance with subsection (e) of section 7-185a. For the
1435 purposes of this section, coins whose trading value exceeds their face
1436 value and coins not commonly in circulation shall not be deemed a cash
1437 prize.

1438 Sec. 24. Subsection (a) of section 7-178 of the general statutes is
1439 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1440 *2023*):

1441 (a) No bazaar or raffle shall be conducted with any equipment except
1442 such as is owned absolutely or used without payment of any
1443 compensation therefor by the permittee or as is rented from a dealer in

1444 such equipment who (1) has a principal place of business in this state,
 1445 and (2) is registered with the Commissioner of Consumer Protection in
 1446 such manner and on such form as he may prescribe, which form shall
 1447 be accompanied by an annual fee of three hundred seventy-five dollars
 1448 payable to the Treasurer of the state of Connecticut. No item of expense
 1449 shall be incurred or paid in connection with the holding, operating or
 1450 conducting of any bazaar or raffle pursuant to any permit issued under
 1451 sections 7-170 to 7-186, inclusive, as amended by this act, except such as
 1452 are bona fide items of reasonable amount for goods, wares and
 1453 merchandise furnished or services rendered, which are reasonably
 1454 necessary to be purchased or furnished for the holding, operating or
 1455 conducting thereof, and no commission, salary, compensation, reward
 1456 or recompense whatever shall be paid or given, directly or indirectly, to
 1457 any person [holding, operating or conducting, or assisting in the
 1458 holding, operation or conduct of, any such bazaar or] for the direct sale
 1459 of raffle tickets. Each raffle ticket shall have printed thereon the time,
 1460 date and place of the raffle, the three most valuable prizes to be awarded
 1461 and the total number of prizes to be awarded as specified on the form
 1462 prescribed in section 7-173. In addition to any other information
 1463 required under this section to be printed on a raffle ticket, each ticket for
 1464 a raffle authorized pursuant to a "Class No. 7" permit shall have printed
 1465 thereon the time, date and place of each raffle drawing.

1466 Sec. 25. Sections 7-184 and 42-288c of the general statutes are
 1467 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