



Substitute House Bill No. 5146

Public Act No. 24-84

AN ACT CONCERNING DISCLOSURES OF FINANCIAL RECORDS.

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

Section 1. Section 36a-42 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2024*):

(a) A financial institution may not disclose to any person, except to the customer or the customer's duly authorized agent, any financial records relating to such customer unless the customer has authorized disclosure to such person or the financial records are disclosed in response to (1) a certificate signed by the Commissioner of Administrative Services or [the] Commissioner of Social Services, or any person deputized by either commissioner, pursuant to the provisions of section 17b-137, (2) a lawful subpoena, summons, warrant or court order as provided in section 36a-43, as amended by this act, (3) interrogatories by a judgment creditor or a demand by a levying officer as provided in sections 52-351b and 52-356a, (4) a certificate issued by a medical provider or its attorney under subsection (b) of section 17b-124, provided nothing in this subsection shall require the provider or its attorney to furnish to the financial institution any application for medical assistance filed pursuant to an agreement with the IV-D agency under subsection (c) of section 17b-137, (5) a certificate signed by the Commissioner of Veterans Affairs pursuant to section 27-117, (6) the

Substitute House Bill No. 5146

consent of an elderly person or the representative of such elderly person provided to a person, department, agency or commission pursuant to section 17b-454, provided the financial institution shall have no obligation to determine the capacity of such elderly person or the representative of such elderly person to provide such consent, (7) a request for information served upon a financial institution in accordance with subsection (e) of section 12-162, or (8) a request for information made by the Commissioner of Revenue Services pursuant to section 12-39cc.

(b) A financial institution shall disclose financial records concerning a customer in response to a certificate signed by the Commissioner of Social Services, or any person deputized by said commissioner, pursuant to subdivision (1) of subsection (a) of this section not later than twenty calendar days after the financial institution receives such certificate.

Sec. 2. Subsection (c) of section 36a-43 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2024*):

(c) A financial institution shall disclose financial records pursuant to a certificate, signed by the Commissioner of Administrative Services or [the] Commissioner of Social Services, or any person deputized by either commissioner, in accordance with the provisions of section 36a-42, as amended by this act, or pursuant to an agreement with the IV-D agency under subsection (c) of section 17b-137.

Sec. 3. Section 36a-45 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2024*):

(a) Any officer or employee of a financial institution who knowingly and wilfully furnishes financial records in violation of [sections] section 36a-41, [to] subsection (a) of section 36a-42, as amended by this act,

Substitute House Bill No. 5146

section 36a-43, as amended by this act, or section 36a-44 [, inclusive,] shall be guilty of a class C misdemeanor.

(b) Any person who knowingly and wilfully induces or attempts to induce any officer or employee of a financial institution to disclose financial records in violation of [sections] section 36a-41, [to] subsection (a) of section 36a-42, as amended by this act, section 36a-43, as amended by this act, or section 36a-44 [, inclusive,] shall be guilty of a class C misdemeanor.

Approved May 30, 2024