



General Assembly

February Session, 2000

**Amendment**

LCO No. 5473

Offered by:  
REP. DYSON, 94th Dist.

To: House Bill No. 5922

File No. 564

Cal. No. 442

**"An Act Concerning The Expenditures Of The Office Of  
Policy And Management."**

1 Strike out everything after the enacting clause and substitute the  
2 following in lieu thereof:

3 "Section 1. (NEW) As used in sections 1 to 5, inclusive, and 7 to 10,  
4 inclusive, of this act:

5 (1) "Account holder" means a participant in a certified state IDA  
6 program;

7 (2) "Department" means the Labor Department;

8 (3) "Approved plan" means a plan prepared jointly by the account  
9 holder and the community-based organization that defines savings  
10 goals, program requirements and permissible uses of the individual  
11 development account and its matching funds pursuant to sections 2 to  
12 5, inclusive, of this act and regulations adopted pursuant to section 9 of  
13 this act. The approved plan shall be a contract between the account  
14 holder and the community-based organization;

15 (4) "Area median income" means area median household income as

16 determined from time to time by the United States Department of  
17 Housing and Urban Development;

18 (5) "Certified state IDA program" means a program of matched  
19 savings accounts that has been certified by the department in  
20 accordance with regulations adopted pursuant to section 9 of this act;

21 (6) "Clearinghouse" means a service to provide organizations  
22 interested in establishing, or which have established, individual  
23 development account programs with literature on federal, state and  
24 other sources of funding, guidelines for best practices and program  
25 standards, and information regarding the establishment and  
26 maintenance of certified state IDA programs;

27 (7) "Community-based organization" means an organization exempt  
28 from taxation pursuant to section 501(c)(3) of the Internal Revenue  
29 Code of 1986 or any subsequent corresponding internal revenue code  
30 of the United States, as from time to time amended, which meets the  
31 requirements set forth in regulations pursuant to section 9 of this act;

32 (8) "Education" means (A) a postsecondary program of instruction  
33 provided by a college, university, community college, area vocational-  
34 technical school, professional institution or specialized college or  
35 school legally authorized to grant degrees, or (B) any related  
36 educational program approved by the community-based organization  
37 and the department;

38 (9) "Entrepreneurial activity" means the purchase of or investment  
39 in a small business, as defined in subsection (a) of section 4-168a of the  
40 general statutes, in Connecticut in which, upon such purchase or  
41 investment, the account holder will be a principal;

42 (10) "Federal poverty level" means the most recent poverty income  
43 guidelines published by the United States Department of Health and  
44 Human Services;

45 (11) "Financial institution" means a "financial institution", as defined

46 in section 36a-330 of the general statutes;

47 (12) "Household" means a household, as defined in the federal  
48 Assets for Independence Act, P.L. 105-235;

49 (13) "Individual development account" means a savings account,  
50 maintained in a program that is established pursuant to section 2 of  
51 this act that is held in a financial institution, for the sole purpose of  
52 holding the funds of the account holder for one of the purposes  
53 described in subsection (a) of section 2 of this act;

54 (14) "Individual Development Account Reserve Fund" means a  
55 nonlapsing fund administered by the department for the purposes of  
56 providing matching funds for individual development accounts in  
57 certified state IDA programs, and for funding costs incurred by  
58 community-based organizations in the operation and administration of  
59 such programs and department's administrative costs for the  
60 Connecticut IDA Initiative;

61 (15) "Connecticut IDA Initiative" means the state-wide individual  
62 development account initiative established in section 2 of this act;

63 (16) "Job training" means a program for job entrance or skill  
64 development approved by the community-based organization and the  
65 department; and

66 (17) "Qualified disabled individual" means a disabled individual  
67 eligible for assistance to the disabled pursuant to chapter 319mm of the  
68 general statutes.

69 Sec. 2. (NEW) (a) There is hereby established the "Connecticut IDA  
70 Initiative." The initiative shall be administered by the department. The  
71 initiative shall provide eligible individuals as provided in section 3 of  
72 this act with an opportunity, through a certified state IDA program, to  
73 establish an individual development account from which funds may  
74 be used by the account holder for one of the following purposes as  
75 specified in the approved plan: (1) The costs of education or job

76 training; (2) the purchase of a home as a primary residence; (3) the  
77 participation in or development of a new or existing entrepreneurial  
78 activity; (4) the purchase of an automobile for the purpose of obtaining  
79 or maintaining employment; or (5) the making of a lease deposit on a  
80 primary residence.

81 (b) To implement the Connecticut IDA Initiative, the department  
82 shall, in accordance with regulations adopted pursuant to section 9 of  
83 this act: (1) Establish an Individual Development Account Reserve  
84 Fund in accordance with section 5 of this act; (2) establish and operate,  
85 directly or by contract with another entity, the clearinghouse; (3)  
86 solicit, review, accept or reject proposals from community-based  
87 organizations seeking to operate certified state IDA programs on a not-  
88 for-profit basis; and (4) perform such monitoring, evaluation and  
89 oversight functions as are appropriate for the administration of the  
90 Connecticut IDA Initiative.

91 (c) The department shall determine the maximum per cent of all  
92 funds received from the Individual Development Account Reserve  
93 Fund that may be used by a community-based organization operating  
94 a certified state IDA program in providing training, counseling, case  
95 management and for administrative purposes.

96 Sec. 3. (NEW) (a) An individual who has earned income, and who is  
97 a member of a household whose adjusted gross income is not in excess  
98 of eighty per cent of the area median household income for the area  
99 where such individual resides, is eligible to participate in a certified  
100 state IDA program for the purpose of accumulating and withdrawing  
101 moneys for purposes specified in subsection (a) of section 2 of this act;  
102 except that, if an individual does not have earned income solely due to  
103 a qualified disability, the earned income requirement shall not apply to  
104 such individual.

105 (b) Each community-based organization operating a certified state  
106 IDA program shall establish, through written governing instruments  
107 with a qualified financial institution: (1) A Trust or Custodial Account

108 on behalf of each account holder in its program into which the account  
109 holder shall deposit savings, which accounts shall conform to the  
110 requirements of the federal Assets for Independence Act, P.A. 105-285;  
111 and (2) a separate local reserve fund into which the department shall  
112 deposit funds from the Individual Development Account Reserve  
113 Fund and into which the community-based organization shall deposit  
114 funds received from the certified state IDA program from any other  
115 source. The community-based organization shall certify to the  
116 department, on forms prescribed by the department and accompanied  
117 by any documentation required by the department, that such accounts  
118 have been established pursuant to the provisions of sections 1 to 5,  
119 inclusive, and 7 to 10, inclusive, of this act, and that deposits have been  
120 made to an account by or on behalf of the account holder.

121 (c) A financial institution establishing a Trust or Custodial Account  
122 on behalf of an account holder shall: (1) Permit deposits to be made in  
123 the account by the account holder; and (2) pay a market rate of interest  
124 on the account.

125 (d) The community-based organization shall determine and monitor  
126 the earned income levels of all account holders in its certified state IDA  
127 program and shall use its best efforts to ensure that at least thirty per  
128 cent of such account holders have earned income at or below two  
129 hundred per cent of the federal poverty level.

130 Sec. 4. (NEW) All amounts appropriated by the state for the  
131 Connecticut IDA Initiative shall be deposited in the Individual  
132 Development Account Reserve Fund, which shall be administered by  
133 the department. In addition to all amounts appropriated by the state,  
134 the department shall deposit in the Individual Development Account  
135 Reserve Fund grants, donations, contributions and any other sources  
136 of revenue received for this purpose.

137 Sec. 5. (NEW) (a) Funds from the Individual Development Account  
138 Reserve Fund shall be used to provide grants to community-based  
139 organizations that are operating certified state IDA programs for the

140 purpose of providing matching funds for the individual development  
141 accounts in their programs, to assist the organizations to provide  
142 training, counseling and case management for program participants  
143 and for program administration purposes. Funds may also be used to  
144 pay for the evaluation required pursuant to section 8 of this act, the  
145 operation of the clearinghouse, and the department's administrative  
146 expenses for the Connecticut IDA Initiative. The department shall  
147 determine what proportion of the funds in the Individual  
148 Development Account Reserve Fund shall be used for each of these  
149 purposes.

150 (b) The Individual Development Account Reserve Fund shall be  
151 administered as follows:

152 (1) No new grant shall be approved by the department unless there  
153 is sufficient funding in the Individual Development Account Reserve  
154 Fund, as determined by the department, to meet all existing funding  
155 obligations including the maximum amount of state matching funds  
156 that would be required if each account holder in these certified  
157 programs met the savings goal in such account holder's approved  
158 plan.

159 (2) Any funds remaining in the Individual Development Account  
160 Reserve Fund at the end of each fiscal year, and the interest thereon,  
161 shall be retained in said fund and used in the next succeeding fiscal  
162 year for expenditures set forth in subsection (a) of this section.

163 (c) Grants received by the community-based organization from the  
164 Individual Development Account Reserve Fund for matching funds  
165 shall be held in the organization's local reserve fund. This fund shall be  
166 an account separate from account holders' individual development  
167 accounts, and its funds shall be disbursed in accordance with  
168 subsections (e) and (f) of this section pursuant to regulations adopted  
169 pursuant to section 9 of this act. Grants from the Individual  
170 Development Account Reserve Fund for matching funds to certified  
171 state IDA programs shall be made on behalf of each individual account

172 holder in the maximum amount of two dollars for every one dollar  
173 deposited in the individual development account by the account  
174 holder, not to exceed one thousand dollars of such matching funds per  
175 account holder for any calendar year and three thousand dollars per  
176 account holder for the duration of the account holder's participation in  
177 the program.

178 (d) The department and the community-based organizations,  
179 separately or cooperatively, may solicit grants and private  
180 contributions for the Individual Development Account Reserve Fund  
181 and for the local reserve funds of community-based organizations  
182 operating certified state IDA programs.

183 (e) If moneys are withdrawn from an individual development  
184 accounts by an account holder due to the account holder's decision to  
185 leave the certified state IDA program, all matching funds designated  
186 for said moneys shall be forfeited by the account holder and not later  
187 than December thirty-first of each year, the matching funds from the  
188 Individual Development Account Reserve Fund shall be returned by  
189 the community-based organization to the department for redeposit  
190 into the Individual Development Account Reserve Fund; except that, if  
191 the withdrawal is an emergency withdrawal, as defined in regulations  
192 adopted pursuant to section 9 of this act, or is a withdrawal due to  
193 circumstances other than an account holder's decision to leave the  
194 certified state IDA program, the community-based organization may  
195 retain the matching funds for the account holder in its local reserve  
196 fund until such account holder redeposits the withdrawn funds or  
197 leaves the certified state IDA program, in accordance with such  
198 regulations.

199 (f) When the account holder has made sufficient deposits to such  
200 account holder's individual development account to achieve the  
201 savings goal set forth in such account holder's approved plan, the  
202 community-based organization shall pay such sum together with the  
203 matching funds from the organization's local reserve account that are  
204 attributed to this individual development account, directly to the

205 person or entity providing the goods or services. Where matching  
206 funds from the Individual Development Account Reserve Fund have  
207 not been paid out by the community-based organization for an eligible  
208 purpose within five years after the opening of an individual  
209 development account due to an account holder not making  
210 contributions as provided in the approved plan, the matching funds  
211 from the Individual Development Account Reserve Fund shall be  
212 returned to the department for deposit in the Individual Development  
213 Account Reserve Fund, except that the community-based organization  
214 may grant a leave of absence or extension of time to an account holder  
215 for a period not to exceed two years, within such five-year period in  
216 accordance with regulations adopted pursuant to section 9 of this act.

217 Sec. 6. Subdivision (20) of subsection (a) of section 12-701 of the  
218 general statutes, as amended by section 1 of public act 99-173, is  
219 repealed and the following is substituted in lieu thereof:

220 (20) "Connecticut adjusted gross income" means adjusted gross  
221 income, with the following modifications: (A) There shall be added  
222 thereto (i) to the extent not properly includable in gross income for  
223 federal income tax purposes, any interest income from obligations  
224 issued by or on behalf of any state, political subdivision thereof, or  
225 public instrumentality, state or local authority, district or similar public  
226 entity, exclusive of such income from obligations issued by or on  
227 behalf of the state of Connecticut, any political subdivision thereof, or  
228 public instrumentality, state or local authority, district or similar public  
229 entity created under the laws of the state of Connecticut and exclusive  
230 of any such income with respect to which taxation by any state is  
231 prohibited by federal law, (ii) any exempt-interest dividends, as  
232 defined in Section 852(b)(5) of the Internal Revenue Code, exclusive of  
233 such exempt-interest dividends derived from obligations issued by or  
234 on behalf of the state of Connecticut, any political subdivision thereof,  
235 or public instrumentality, state or local authority, district or similar  
236 public entity created under the laws of the state of Connecticut and  
237 exclusive of such exempt-interest dividends derived from obligations,  
238 the income with respect to which taxation by any state is prohibited by

239 federal law, (iii) any interest or dividend income on obligations or  
240 securities of any authority, commission or instrumentality of the  
241 United States which federal law exempts from federal income tax but  
242 does not exempt from state income taxes, (iv) to the extent included in  
243 gross income for federal income tax purposes for the taxable year, the  
244 total taxable amount of a lump sum distribution for the taxable year  
245 deductible from such gross income in calculating federal adjusted  
246 gross income, (v) to the extent properly includable in determining the  
247 net gain or loss from the sale or other disposition of capital assets for  
248 federal income tax purposes, any loss from the sale or exchange of  
249 obligations issued by or on behalf of the state of Connecticut, any  
250 political subdivision thereof, or public instrumentality, state or local  
251 authority, district or similar public entity created under the laws of the  
252 state of Connecticut, in the income year such loss was recognized, (vi)  
253 to the extent deductible in determining federal adjusted gross income,  
254 any income taxes imposed by this state, (vii) to the extent deductible in  
255 determining federal adjusted gross income, any interest on  
256 indebtedness incurred or continued to purchase or carry obligations or  
257 securities the interest on which is exempt from tax under this chapter  
258 and (viii) expenses paid or incurred during the taxable year for the  
259 production or collection of income which is exempt from taxation  
260 under this chapter or the management, conservation or maintenance of  
261 property held for the production of such income, and the amortizable  
262 bond premium for the taxable year on any bond the interest on which  
263 is exempt from tax under this chapter to the extent that such expenses  
264 and premiums are deductible in determining federal adjusted gross  
265 income. (B) There shall be subtracted therefrom (i) to the extent  
266 properly includable in gross income for federal income tax purposes,  
267 any income with respect to which taxation by any state is prohibited  
268 by federal law, (ii) to the extent allowable under section 12-718, exempt  
269 dividends paid by a regulated investment company, (iii) the amount of  
270 any refund or credit for overpayment of income taxes imposed by this  
271 state, or any other state of the United States or a political subdivision  
272 thereof, or the District of Columbia, [or any province of Canada,] to the  
273 extent properly includable in gross income for federal income tax

274 purposes, (iv) to the extent properly includable in gross income for  
275 federal income tax purposes, any tier 1 railroad retirement benefits, (v)  
276 with respect to any natural person who is a shareholder of an S  
277 corporation which is carrying on, or which has the right to carry on,  
278 business in this state, as said term is used in section 12-214, the amount  
279 of such shareholder's pro rata share of such corporation's  
280 nonseparately computed items, as defined in Section 1366 of the  
281 Internal Revenue Code, that is subject to tax under chapter 208, in  
282 accordance with subsection (c) of section 12-217, multiplied by such  
283 corporation's apportionment fraction, if any, as determined in  
284 accordance with section 12-218, (vi) to the extent properly includable  
285 in gross income for federal income tax purposes, any interest income  
286 from obligations issued by or on behalf of the state of Connecticut, any  
287 political subdivision thereof, or public instrumentality, state or local  
288 authority, district or similar public entity created under the laws of the  
289 state of Connecticut, (vii) to the extent properly includable in  
290 determining the net gain or loss from the sale or other disposition of  
291 capital assets for federal income tax purposes, any gain from the sale  
292 or exchange of obligations issued by or on behalf of the state of  
293 Connecticut, any political subdivision thereof, or public  
294 instrumentality, state or local authority, district or similar public entity  
295 created under the laws of the state of Connecticut, in the income year  
296 such gain was recognized, (viii) any interest on indebtedness incurred  
297 or continued to purchase or carry obligations or securities the interest  
298 on which is subject to tax under this chapter but exempt from federal  
299 income tax, to the extent that such interest on indebtedness is not  
300 deductible in determining federal adjusted gross income and is  
301 attributable to a trade or business carried on by such individual, (ix)  
302 ordinary and necessary expenses paid or incurred during the taxable  
303 year for the production or collection of income which is subject to  
304 taxation under this chapter but exempt from federal income tax, or the  
305 management, conservation or maintenance of property held for the  
306 production of such income, and the amortizable bond premium for the  
307 taxable year on any bond the interest on which is subject to tax under  
308 this chapter but exempt from federal income tax, to the extent that

309 such expenses and premiums are not deductible in determining federal  
310 adjusted gross income and are attributable to a trade or business  
311 carried on by such individual, (x) for a person who files a return under  
312 the federal income tax as an unmarried individual, or a married  
313 individual filing separately whose federal adjusted gross income for  
314 such taxable year is less than fifty thousand dollars and for a husband  
315 and wife who file a return under federal income tax as married  
316 individuals filing jointly or a person who files under federal income  
317 tax as a head of household whose federal adjusted gross income for  
318 such taxable year is less than sixty thousand dollars, an amount equal  
319 to the Social Security benefits includable for federal income tax  
320 purposes; for a person who files a return under the federal income tax  
321 as an unmarried individual, or a married individual filing separately  
322 whose federal adjusted gross income for such taxable year is fifty  
323 thousand dollars or more and for a husband and wife who file a  
324 return under federal income tax as married individuals filing jointly or  
325 a person who files under federal income tax as a head of household  
326 whose federal adjusted gross income for such taxable year is sixty  
327 thousand dollars or more an amount equal to the difference between  
328 the amount of Social Security benefits includable for federal income tax  
329 purposes under the provisions of Section 13215 of the Omnibus Budget  
330 Reconciliation Act of 1993 and fifty per cent of the amount of such  
331 Social Security benefits includable for federal income tax purposes  
332 under the provisions of the Internal Revenue Code of 1986, or any  
333 subsequent corresponding internal revenue code of the United States,  
334 as from time to time amended, prior to August 10, 1993, (xi) to the  
335 extent properly includable in gross income for federal income tax  
336 purposes, any amount rebated to a taxpayer pursuant to section  
337 12-746, [and] (xii) to the extent properly includable in the gross income  
338 for federal income tax purposes of a designated beneficiary, any  
339 distribution to such beneficiary from any qualified state tuition  
340 program, as defined in Section 529(b) of the Internal Revenue Code,  
341 established and maintained by this state or any official, agency or  
342 instrumentality of the state, and (xiii) to the extent properly includable  
343 in gross income for federal income tax purposes of an account holder,

344 as defined in section 1 of this act, interest earned on funds deposited in  
345 the individual development account, as defined in section 1 of this act,  
346 of such account holder. With respect to a person who is the beneficiary  
347 of a trust or estate, there shall be added or subtracted, as the case may  
348 be, from adjusted gross income such person's share, as determined  
349 under section 12-714, in the Connecticut fiduciary adjustment.

350 Sec. 7. (NEW) Notwithstanding any other provision of the general  
351 statutes, funds deposited into, held in, credited to, or withdrawn from  
352 an individual development account for a purpose consistent with the  
353 approved plan, including accrued interest, shall be excluded in the  
354 determination of eligibility for, or the benefit level of, any needs-based  
355 program using state or joint federal and state funding, consistent with  
356 applicable state and federal law.

357 Sec. 8. (NEW) The department shall evaluate the Connecticut IDA  
358 Initiative for each fiscal year ending June thirtieth. Based on such  
359 evaluation, the department shall provide a comprehensive report on  
360 the initiative to the speaker of the House of Representatives and the  
361 president pro tempore of the Senate no later than February first of the  
362 year following the end of each fiscal year, beginning for the fiscal year  
363 ending June 30, 2001.

364 Sec. 9. (NEW) (a) The Labor Commissioner, in consultation with the  
365 State Treasurer shall, in accordance chapter 54 of the general statutes,  
366 adopt regulations to implement the provisions of sections 1 to 5,  
367 inclusive, and 7 to 10, inclusive, of this act and to administer the  
368 Connecticut IDA Initiative. Such regulations shall establish standards  
369 and guidelines, consistent with the provisions of sections 1 to 5,  
370 inclusive, and 7 to 10, inclusive, of this act, for certified state IDA  
371 programs, including, but not limited to: (1) Income eligibility  
372 requirements for account holders; (2) permissible savings goals for  
373 certified state IDA programs; (3) the services that each certified state  
374 IDA program shall provide to assist its account holders in meeting  
375 their savings goals including credit history assessments, assistance in  
376 credit repair and on-going credit stability, general financial education

377 and asset-specific training, on-going case management and other  
378 support services; (4) procedures and timelines for establishment of  
379 savings accounts within financial institutions and for the deposit of  
380 funds into individual savings accounts, the department's Individual  
381 Development Account Reserve Fund, and local reserve funds  
382 maintained by certified community-based organizations; (5) allowable  
383 uses of matching funds from the Individual Development Account  
384 Reserve Fund and procedures for the making of grants from such  
385 fund; (6) procedures and permissible reasons for emergency  
386 withdrawals of funds from individual accounts and leaves of absence  
387 from the program; (7) accounting and financial reporting procedures  
388 required of all certified community-based organizations; (8) required  
389 content of and deadlines for all program and evaluation reports by  
390 community-based organizations to the department; (9) required  
391 components of the approved plan between the account holder and the  
392 community-based organization, including but not limited to, savings  
393 goals, matching rates, required participation in education and training,  
394 contingency plans if the account holder fails to meet projected savings  
395 goals or schedules, savings withdrawal procedures and limitations,  
396 procedures for withdrawing from the program, provision for the  
397 disposition of funds in the event of the account holder's death, and  
398 provision for amendment of the plan with the concurrence of the  
399 account holder and the community-based organization; (10) the  
400 process of approval, certification, suspension and decertification of an  
401 individual development account program; and (11) the application and  
402 implementation of any restrictions on or requirements of funding  
403 expenditures as required under state or federal law.

404 (b) Such regulations shall specify the process by which the  
405 department shall solicit proposals from community-based  
406 organizations to operate certified state IDA programs, and the criteria  
407 and process that shall be used by the department in granting state  
408 certification and determining the number of individual development  
409 accounts eligible for matching funds from the Individual Development  
410 Account Reserve Fund. Criteria that shall be used in granting state

411 certification and in allocating funds from the Individual Development  
412 Account Reserve Fund to certified state IDA programs shall include,  
413 but not be limited to, the community-based organization's level of  
414 competence in meeting all financial and programmatic requirements of  
415 a certified state IDA program and the fiscal capacity of the  
416 organization to meet all financial obligations of the program and, to  
417 the extent possible, the geographic location of the organization.

418 Sec. 10. (NEW) Nothing in sections 1 to 5, inclusive, and 7 to 9,  
419 inclusive, of this act shall preclude a community-based organization or  
420 other entity from establishing an individual development account  
421 program and receiving matching funds from sources other than the  
422 Individual Development Account Reserve Fund.

423 Sec. 11. Subsection (a) of section 12-217x of the general statutes is  
424 repealed and the following is substituted in lieu thereof:

425 (a) For purposes of this section, "human capital investment" means  
426 the amount paid or incurred by a corporation on (1) job training which  
427 occurs in this state for persons who are employed in this state; (2) work  
428 education programs in this state including, but not limited to,  
429 programs in public high schools and work education-diversified  
430 occupations programs in this state; (3) worker training and education  
431 for persons who are employed in this state provided by institutions of  
432 higher education in this state; (4) donations or capital contributions to  
433 institutions of higher education in this state for improvements or  
434 advancements of technology, including physical plant improvements;  
435 (5) planning, site preparation, construction, renovation or acquisition  
436 of facilities in this state for the purpose of establishing a day care  
437 facility in this state to be used primarily by the children of employees  
438 who are employed in this state; [and] (6) subsidies to employees who  
439 are employed in this state for child care to be provided in this state;  
440 and (7) contributions made to the Individual Development Account  
441 Reserve Fund, as defined in section 1 of this act.

442 Sec. 12. (NEW) Notwithstanding the provisions of sections 1 to 5,

443 inclusive, and 7 to 10, inclusive, of this act, any restrictions on funding  
444 expenditures required under any state or federal law shall apply.

445 Sec. 13 The sum of \$1,921,661 received from the Patriots settlement  
446 shall be transferred to the Other Expenses account in the Office of  
447 Policy and Management

448 Sec 14. The Secretary of the Office of Policy and Management,  
449 through the Office of Labor Relations, is authorized to negotiate an  
450 agreement with the New England Health Care Employees Union,  
451 District 1199, to address the issue of payments of doctors at the  
452 Department of Mental Health and Addiction Services for night duty,  
453 standby or on-call payments. Such agreement is exempt from the  
454 requirements of section 5-278(b) of the Connecticut General Statutes  
455 regarding supplemental understandings and shall not be subject to  
456 interest arbitration.

457 Sec. 15. Section 4b-55 of the general statutes, as amended by section  
458 2 of public act 99-26, section 6 of public act 99-75 and section 48 of  
459 public act 99-241, is repealed and the following is substituted in lieu  
460 thereof:

461 As used in this section, section 4b-1 and sections 4b-56 to 4b-59,  
462 inclusive, as amended, unless the context clearly requires otherwise:

463 (a) "Commissioner" means the Commissioner of Public Works;

464 (b) "Consultant" means (1) any architect, professional engineer,  
465 landscape architect, land surveyor, accountant, interior designer,  
466 environmental professional or construction administrator, who is  
467 registered or licensed to practice the profession for which such person  
468 is licensed or registered in accordance with the applicable provisions  
469 of the general statutes, or (2) any planner, construction manager or  
470 financial specialist;

471 (c) "Consultant services" shall include those professional services  
472 rendered by architects, professional engineers, landscape architects,

473 land surveyors, accountants, interior designers, environmental  
474 professionals, construction administrators, planners, construction  
475 managers or financial specialists, as well as incidental services that  
476 members of these professions and those in their employ are authorized  
477 to perform;

478 (d) "University of Connecticut library project" means a project to  
479 renovate and improve the Homer Babbidge Library at The University  
480 of Connecticut;

481 (e) "Firm" means any individual, partnership, corporation, joint  
482 venture, association or other legal entity (1) authorized by law to  
483 practice the profession of architecture, landscape architecture,  
484 engineering, land surveying, accounting, interior design,  
485 environmental or construction administration, or (2) practicing the  
486 profession of planning, construction management or financial  
487 specialization;

488 (f) "Priority higher education facility project" means any project  
489 which is part of a state program to repair, renovate, enlarge, equip,  
490 purchase or construct (1) instructional facilities, (2) academic core  
491 facilities, including library, research and laboratory facilities, (3)  
492 student residential or related student dining facilities, or (4) utility  
493 systems related to such projects, which are or will be operated under  
494 the jurisdiction of the board of trustees of any constituent unit of the  
495 state system of higher education, except The University of Connecticut  
496 provided the project is included in the comprehensive facilities master  
497 plan of the constituent unit pursuant to section 10a-4a or in the most  
498 recent state facility plan of the Office of Policy and Management  
499 pursuant to section 4b-23;

500 (g) "Project" means any state program requiring consultant services  
501 if (1) the cost of such services is estimated to exceed fifty thousand  
502 dollars or, in the case of a constituent unit of the state system of higher  
503 education, the cost of such services is estimated to exceed three  
504 hundred thousand dollars, or (2) the construction costs in connection

505 with such program are estimated to exceed five hundred thousand  
506 dollars; or, in the case of a constituent unit of the state system of higher  
507 education, other than The University of Connecticut, the construction  
508 costs in connection with such program are estimated to exceed two  
509 million dollars;

510 (h) "Selection panel" or "panel" means the State Construction  
511 Services Selection Panel established pursuant to subsection (a) of  
512 section 4b-56 or, in the case of a Connecticut Health and Education  
513 Facilities Authority project pursuant to section 10a-186a, means the  
514 Connecticut Health and Education Facilities Authority Construction  
515 Services Panel established pursuant to subsection (c) of section 4b-56;

516 (i) "User agency" means the state department or agency requesting  
517 the project;

518 (j) "Community court project" means (1) any project to renovate and  
519 improve a facility designated for the community court pilot program  
520 established pursuant to section 51-181c, and (2) the renovation and  
521 improvement of other state facilities required for the relocation of any  
522 state agency resulting from the placement of the community court;

523 (k) "Connecticut Juvenile Training School project" means a project to  
524 develop on a designated site new facilities for a Connecticut Juvenile  
525 Training School in Middletown including, but not limited to,  
526 preparing a feasibility study for, designing, constructing,  
527 reconstructing, improving or equipping said facility for use by the  
528 Department of Children and Families, which is an emergency project  
529 because there is an immediate need for completion of said project to  
530 remedy overcrowding at Long Lane School. Said school shall have an  
531 annual average daily population of not more than two hundred forty  
532 residents;

533 (l) "Downtown Hartford higher education center project" means a  
534 project to develop a higher education center, as defined in  
535 subparagraph (B) of subdivision (2) of section 32-600, as amended, and  
536 as described in subsection (a) of section 32-612, as amended, for the

537 regional community-technical college system;

538 (m) "Correctional facility project" means any project (1) which is  
539 part of a state program to repair, renovate, enlarge or construct  
540 facilities which are or will be operated by the Department of  
541 Correction, and (2) for which there is an immediate need for  
542 completion in order to remedy prison and jail overcrowding; and

543 (n) "Juvenile detention center project" means any project (1) which is  
544 part of a state program to repair, renovate, enlarge or construct  
545 juvenile detention centers which are or will be operated by the Judicial  
546 Department, and (2) for which there is an immediate need for  
547 completion in order to remedy overcrowding.

548 Sec. 16. Subsection (a) of section 4b-58 of the general statutes, as  
549 amended by section 3 of public act 99-26, section 7 of public act 99-75  
550 and section 49 of public act 99-241, is repealed and the following is  
551 substituted in lieu thereof:

552 (a)(1) Except in the case of a project, The University of Connecticut  
553 library project, a priority higher education facility project, a project, as  
554 defined in subdivision (16) of section 10a-109c, undertaken by The  
555 University of Connecticut, a community court project, a correctional  
556 facility project, a juvenile detention center project, the Connecticut  
557 Juvenile Training School project, and the downtown Hartford higher  
558 education center project, the commissioner shall negotiate a contract  
559 for consultant services with the firm most qualified, in the  
560 commissioner's judgment, at compensation which the commissioner  
561 determines is both fair and reasonable to the state. (2) In the case of a  
562 project, the commissioner shall negotiate a contract for such services  
563 with the most qualified firm from among the list of firms submitted by  
564 the panel at compensation which the commissioner determines in  
565 writing to be fair and reasonable to the state. If the commissioner is  
566 unable to conclude a contract with any of the firms recommended by  
567 the panel, the commissioner shall, after issuing written findings of fact  
568 documenting the reasons for such inability, negotiate with those firms

569 which the commissioner determines to be most qualified, at fair and  
570 reasonable compensation, to render the particular consultant services  
571 under consideration. (3) Whenever consultant services are required for  
572 The University of Connecticut library project, a priority higher  
573 education facility project, a community court project, a correctional  
574 facility project, a juvenile detention center project, the Connecticut  
575 Juvenile Training School project, or the downtown Hartford higher  
576 education center project, the commissioner shall select and interview at  
577 least three consultants or firms and shall negotiate a contract for  
578 consultant services with the firm most qualified, in the commissioner's  
579 judgment, at compensation which the commissioner determines is  
580 both fair and reasonable to the state, except that if, in the opinion of the  
581 commissioner, the Connecticut Juvenile Training School project needs  
582 to be expedited in order to meet the needs of the Department of  
583 Children and Families, the commissioner may waive such selection  
584 requirement. Except for the downtown Hartford higher education  
585 center project, the commissioner shall notify the State Properties  
586 Review Board of the commissioner's action within five business days,  
587 for its approval or disapproval in accordance with subsection (i) of  
588 section 4b-23, as amended, except that if, within fifteen days of such  
589 notice, a decision has not been made, the board shall be deemed to  
590 have approved such contract. The Connecticut Juvenile Training  
591 School project shall be exempt from the State Properties Review Board  
592 approval process.

593 Sec. 17. Section 4b-91 of the general statutes, as amended by section  
594 4 of public act 99-26, section 8 of public act 99-75 and section 50 of  
595 public act 99-241, is repealed and the following is substituted in lieu  
596 thereof:

597 (a) Every contract for the construction, reconstruction, alteration,  
598 remodeling, repair or demolition of any public building for work by  
599 the state, which is estimated to cost more than five hundred thousand  
600 dollars, except (1) a contract awarded by the Commissioner of Public  
601 Works for (A) a community court project, as defined in subsection (j) of  
602 section 4b-55, (B) the Connecticut Juvenile Training School project, as

603 defined in subsection (k) of section 4b-55, as amended, (C) the  
604 downtown Hartford higher education center project, as defined in  
605 subsection (l) of section 4b-55, as amended, [or] (D) The University of  
606 Connecticut library project, as defined in subsection (d) of section 4b-  
607 55, (E) a correctional facility project, as defined in subsection (m) of  
608 section 4b-55, as amended by this act, or (F) a juvenile detention center  
609 project, as defined in subsection (n) of section 4b-55, as amended by  
610 this act, or (2) a project, as defined in subdivision (16) of section 10a-  
611 109c, undertaken and controlled by The University of Connecticut in  
612 accordance with section 10a-109n, shall be awarded to the lowest  
613 responsible and qualified general bidder on the basis of competitive  
614 bids in accordance with the procedures set forth in this chapter, after  
615 the Commissioner of Public Works or, in the case of a contract for the  
616 construction of or work on a building under the supervision and  
617 control of the Joint Committee on Legislative Management of the  
618 General Assembly, the joint committee or, in the case of a contract for  
619 the construction of or work on a building under the supervision and  
620 control of one of the constituent units of the state system of higher  
621 education, the constituent unit, has invited such bids by  
622 advertisements inserted at least once in one or more newspapers  
623 having a circulation in each county in the state. The Commissioner of  
624 Public Works, the joint committee or the constituent unit, as the case  
625 may be, shall determine the manner of submission and the conditions  
626 and requirements of such bids, and the time within which the bids  
627 shall be submitted, consistent with the provisions of sections 4b-91 to  
628 4b-96, inclusive, as amended. Such award shall be made within sixty  
629 days after the opening of such bids. If the general bidder selected as  
630 the general contractor fails to perform the general contractor's  
631 agreement to execute a contract in accordance with the terms of the  
632 general contractor's general bid and furnish a performance bond and  
633 also a labor and materials or payment bond to the amount specified in  
634 the general bid form, an award shall be made to the next lowest  
635 responsible and qualified general bidder. If the lowest responsible and  
636 qualified bidder's price submitted is in excess of funds available to  
637 make an award, the Commissioner of Public Works, the Joint

638 Committee on Legislative Management or the constituent unit, as the  
639 case may be, is empowered to negotiate with such bidder and award  
640 the contract on the basis of the funds available, without change in the  
641 contract specifications, plans and other requirements. If the award of a  
642 contract on said basis is refused by such bidder, the Commissioner of  
643 Public Works, the Joint Committee on Legislative Management or the  
644 constituent unit, as the case may be, may negotiate with other  
645 contractors who submitted bids in ascending order of bid prices  
646 without change in the contract, specifications, plans and other  
647 requirements. In the event of negotiation with general bidders as  
648 provided herein, the general bidder involved may negotiate with  
649 subcontractors on the same basis, provided such general bidder shall  
650 negotiate only with subcontractors named on such general bidder's  
651 general bid form.

652 (b) Notwithstanding the provisions of this chapter regarding  
653 competitive bidding procedures, the commissioner may select and  
654 interview at least three responsible and qualified general contractors,  
655 and may negotiate with any one of such contractors a contract which is  
656 both fair and reasonable to the state for a community court project, as  
657 defined in subsection (j) of section 4b-55, the downtown Hartford  
658 higher education center project, as defined in subsection (l) of section  
659 4b-55, The University of Connecticut library project, as defined in  
660 subsection (d) of said section, [or] the Connecticut Juvenile Training  
661 School project, as defined in subsection (k) of said section 4b-55, a  
662 correctional facility project, as defined in subsection (m) of section 4b-  
663 55, as amended by this act, or a juvenile detention center project, as  
664 defined in subsection (n) of section 4b-55, as amended by this act. Any  
665 general contractor awarded a contract pursuant to this subsection shall  
666 be subject to the same requirements concerning the furnishing of  
667 bonds as a contractor awarded a contract pursuant to subsection (a) of  
668 this section.

669 Sec. 18. (NEW) The New Haven Armory may not be used in any  
670 part or at any time for the incarceration or holding of persons charged  
671 with, or convicted of, a crime, including, but not limited to, any

672 temporary housing of prisoners or detainees on an emergency basis.

673 Sec. 19. (NEW) (a) There is established an Office of Workforce  
674 Competitiveness which shall be within the Office of Policy and  
675 Management, for administrative purposes only.

676 (b) The office shall:

677 (1) Be the Governor's principal workforce development policy  
678 advisor;

679 (2) Be the liaison between the Governor and any local, state or  
680 federal organizations and entities with respect to workforce  
681 development matters, including implementation of the Workforce  
682 Investment Act of 1998, P.L. 105-220, as from time to time amended;

683 (3) Coordinate the workforce development activities of all state  
684 agencies;

685 (4) Coordinate the state's implementation of the federal Workforce  
686 Investment Act of 1998, P.L. 105-220, as from time to time amended,  
687 and advise and assist the Governor with matters related to said act;

688 (5) Establish methods and procedures to ensure the maximum  
689 involvement of members of the public, the legislature and local  
690 officials in workforce development matters, including implementation  
691 of the Workforce Investment Act of 1998, P.L. 105-220, as from time to  
692 time amended;

693 (6) Subject to the provisions of chapter 67 of the general statutes,  
694 appoint such officials and other employees as may be necessary for the  
695 discharge of the duties of the office;

696 (7) Enter into such contractual agreements, in accordance with  
697 established procedures, as may be necessary to carry out the  
698 provisions of this act; and

699 (8) Take any other action necessary to carry out the provisions of

700 this act.

701 (c) The Office of Workforce Competitiveness may call upon any  
702 office, department, board, commission or other agency of the state to  
703 supply such reports, information and assistance as may be necessary  
704 or appropriate in order to carry out the duties and requirements of the  
705 Office for Workforce Competitiveness. Each officer or employee of  
706 such office, department, board, commission or other agency of the  
707 state is authorized and directed to cooperate with the Office of  
708 Workforce Competitiveness and to furnish such reports, information  
709 and assistance.

710 Sec. 20. (a) The Office of Workforce Competitiveness shall, with the  
711 advice and assistance of the state-wide Workforce Investment Study  
712 Team established under subsection (b) of this section, undertake a  
713 study of state-level workforce investment models for organizing,  
714 integrating and coordinating such functions as planning, policy  
715 development, performance monitoring, continuous improvement, and  
716 program design, implementation and administration. The study shall  
717 include, but is not limited to, the examination of organizational models  
718 for workforce investment in other states, identification of existing  
719 federal and state-funded programs in Connecticut that support  
720 workforce investment objectives and the development of specific  
721 options leading to the development of an integrated workforce  
722 investment organizational structure for the state of Connecticut in  
723 accordance with the federal Workforce Investment Act of 1998, P.L.  
724 105-220, as from time to time amended.

725 (b) There is established a state-wide Workforce Investment Study  
726 Team which shall include the following members: The Secretary of the  
727 Office of Policy and Management, or the secretary's designee; the  
728 chairperson of the Connecticut Employment and Training  
729 Commission; a member of the Office of Workforce Competitiveness;  
730 the Labor Commissioner, or the commissioner's designee; and six  
731 public members, one each appointed by the president pro tempore of  
732 the Senate, the speaker of the House of Representatives, the majority

733 leader of the Senate, the majority leader of the House of  
734 Representatives, the minority leader of the Senate and the minority  
735 leader of the House of Representatives.

736 (c) The state-wide Workforce Investment Study Team shall review  
737 the information collected by the Office of Workforce Competitiveness  
738 and not later than September 30, 2000, develop preliminary options  
739 and recommendations pertaining to the state structure, organization  
740 and function with respect to workforce investment planning and  
741 operations. The Connecticut Employment and Training Commission  
742 shall review such preliminary options and recommendations and  
743 report any suggested changes and modifications to the state-wide  
744 Workforce Investment Study Team not later than November 1, 2000.  
745 The state-wide Workforce Investment Study Team shall submit a final  
746 report to the Governor and the General Assembly in accordance with  
747 section 11-4a of the general statutes not later than January 1, 2001.

748 Sec. 21. Subsection (a) of section 31-3h of the general statutes, as  
749 amended by section 2 of public act 99-195, is repealed and the  
750 following is substituted in lieu thereof:

751 (a) There is created, within the [Labor Department] Office of  
752 Workforce Competitiveness established under section 7 of this act, the  
753 Connecticut Employment and Training Commission.

754 Sec. 22. Subsection (a) of section 12-19a of the general statutes, as  
755 amended by section 11 of public act 99-1 of the June special session, is  
756 repealed and the following is substituted in lieu thereof:

757 (a) On or before January first, annually, the Secretary of the Office of  
758 Policy and Management shall determine the amount due, as a state  
759 grant in lieu of taxes, to each town in this state wherein state-owned  
760 real property, reservation land held in trust by the state for an Indian  
761 tribe or a municipally owned airport, except that which was acquired  
762 and used for highways and bridges, but not excepting property  
763 acquired and used for highway administration or maintenance  
764 purposes, is located. The grant payable to any town under the

765 provisions of this section in the state fiscal year commencing July 1,  
766 1999, and each fiscal year thereafter, shall be equal to the total of (1) (A)  
767 one hundred per cent of the property taxes which would have been  
768 paid with respect to any facility designated by the Commissioner of  
769 Correction, on or before August first of each year, to be a correctional  
770 facility administered under the auspices of the Department of  
771 Correction or a juvenile detention center under direction of the  
772 Department of Children and Families that was used for incarcerative  
773 purposes during the preceding fiscal year. If a list containing the name  
774 and location of such designated facilities and information concerning  
775 their use for purposes of incarceration during the preceding fiscal year  
776 is not available from the Secretary of the State on the first day of  
777 August of any year, said commissioner shall, on said first day of  
778 August, certify to the Secretary of the Office of Policy and  
779 Management a list containing such information, [and] (B) one hundred  
780 per cent of the property taxes which would have been paid with  
781 respect to that portion of the John Dempsey Hospital located at The  
782 University of Connecticut Health Center in Farmington that is used as  
783 a permanent medical ward for prisoners under the custody of the  
784 Department of Correction. Nothing in this section shall be construed as  
785 designating any portion of The University of Connecticut Health  
786 Center John Dempsey Hospital as a correctional facility, and (C) in the  
787 state fiscal year commencing July 1, 2001, and each fiscal year  
788 thereafter, one hundred per cent of the property taxes which would  
789 have been paid on any land designated within the 1983 Settlement  
790 boundary and taken into trust by the federal government for the  
791 Mashantucket Pequot Tribal Nation on or after June 8, 1999, (2) subject  
792 to the provisions of subsection (c) of this section, [forty] sixty-five per  
793 cent of the property taxes which would have been paid with respect to  
794 the buildings and grounds comprising Connecticut Valley Hospital in  
795 Middletown. Such grant shall commence with the fiscal year beginning  
796 July 1, [1995] 2000, and continuing each year thereafter, (3)  
797 notwithstanding the provisions of subsections (b) and (c) of this  
798 section, with respect to any town in which more than fifty per cent of  
799 the property is state-owned real property, one hundred per cent of the

800 property taxes which would have been paid with respect to such state-  
801 owned property. Such grant shall commence with the fiscal year  
802 beginning July 1, 1997, and continuing each year thereafter, (4) subject  
803 to the provisions of subsection (c) of this section, forty-five per cent of  
804 the property taxes which would have been paid with respect to all  
805 other state-owned real property, and (5) forty-five per cent of the  
806 property taxes which would have been paid with respect to all  
807 municipally owned airports; except for the exemption applicable to  
808 such property, on the assessment list in such town for the assessment  
809 date two years prior to the commencement of the state fiscal year in  
810 which such grant is payable. The grant provided pursuant to this  
811 section for any municipally owned airport shall be paid to any  
812 municipality in which the airport is located, except that the grant  
813 applicable to Sikorsky Airport shall be paid half to the town of  
814 Stratford and half to the city of Bridgeport. For the fiscal year ending  
815 June 30, 2000, and in each fiscal year thereafter, the amount of the  
816 grant payable to each municipality in accordance with this section  
817 shall be reduced proportionately in the event that the total of such  
818 grants in such year exceeds the amount appropriated for the purposes  
819 of this section with respect to such year.

820 Sec. 23. Notwithstanding the provisions of section 12-19a of the  
821 general statutes, as amended by section 11 of public act 99-1 of the June  
822 special session and section 22 of this act, or the provisions of sections  
823 12-19b and 12-19c of the general statutes, the Secretary of the Office of  
824 Policy and Management shall certify the payment of five hundred  
825 forty four thousand one hundred seventy nine dollars to the City of  
826 Middletown. Said amount shall be a supplemental grant in lieu of  
827 taxes for the building and grounds comprising the Connecticut Valley  
828 Hospital for the fiscal year commencing July 1, 1999. Payment of said  
829 amount shall be remitted in the fiscal year commencing July 1, 2000.

830 Sec. 24. Notwithstanding the provisions of section 12-19a of the  
831 general statutes, as amended by section 11 of public act 99-1 of the June  
832 special session and section 22 of this act, or the provisions of sections  
833 12-19b and 12-19c of the general statutes, the Secretary of the Office of

834 Policy and Management shall certify the payment of one thousand one  
835 hundred eleven dollars and fifty-four cents for property located at 175  
836 Cottage Road in the town of Madison. Said amount shall be the grant  
837 in lieu of taxes payable as a result of the exemption applicable to said  
838 property on the grand lists of 1994, 1995, 1996 and 1997. Payment of  
839 said amount shall be remitted in the fiscal year commencing July 1,  
840 2000, and notwithstanding any provisions of the general statutes to the  
841 contrary, the tax collector of the town of Madison shall remove the tax  
842 levy for said property from the rate books which correspond to said  
843 grand lists.

844 Sec. 25. Notwithstanding the provisions of section 12-19a of the  
845 general statutes, as amended by section 11 of public act 99-1 of the June  
846 special session and section 22 of this act, or section 12-19b of the  
847 general statutes, or the pendency or resolution of an administrative or  
848 superior court appeal taken by the town of Preston regarding the value  
849 of the property comprising the buildings and land formerly used as the  
850 Norwich State Hospital, the following shall be certified as a grant in  
851 lieu of taxes for said property for the grand lists of 1998, 1999, 2000,  
852 and 2001: (1) Five hundred sixty-three thousand twenty-four dollars in  
853 the fiscal year commencing July 1, 2000; (2) four hundred twenty-two  
854 thousand two hundred sixty-eight dollars in the fiscal year  
855 commencing July 1, 2001; (3) two hundred eighty-one thousand five  
856 hundred twelve dollars in the fiscal year commencing July 1, 2002; and  
857 (4) one hundred forty-seven thousand fifty-six dollars in the fiscal year  
858 commencing July 1, 2003. Such grant in lieu of taxes may be reduced  
859 proportionately for said property in any fiscal year in the event that  
860 the total of all grants under section 12-19a of the general statutes  
861 exceeds the amount appropriated for said purposes.

862 Sec. 26. Section 4-89 of the general statutes, as amended by section 6  
863 of public act 99-1 of the June special session, is repealed and the  
864 following is substituted in lieu thereof:

865 (a) No officer, department, board, commission, institution or other  
866 agency of the state shall, after the close of any fiscal year, incur, or vote

867 or order or approve the incurring of, any obligation or expenditure  
868 under any appropriation made by the General Assembly for any fiscal  
869 year that had expired at the time the obligation for such expenditure  
870 was incurred. The Comptroller is authorized to draw warrants or  
871 process interdepartmental transactions against the available  
872 appropriations made for the current fiscal year for the payment of  
873 expenditures incurred during the prior fiscal year for which  
874 appropriations were made or in fulfillment of contracts properly made  
875 during such prior year, and the Treasurer is authorized to pay such  
876 warrants or record such interdepartmental transactions. The balances  
877 of certain appropriations which otherwise would lapse at the close of  
878 any fiscal year and for which no appropriation is made in the  
879 following year shall be extended into the succeeding fiscal year for the  
880 period of one month to permit liquidation of obligations of the prior  
881 fiscal year.

882 (b) Except as provided in this section, all unexpended balances of  
883 appropriations made by the General Assembly in the state budget act  
884 shall lapse at the end of the period for which they have been made and  
885 shall revert to the unappropriated surplus of the fund from which such  
886 appropriation or appropriations were made, except that any  
887 appropriation for the improvement of or maintenance work by  
888 contract on public roads, for the purchase of land or the erection of  
889 buildings or new construction or for specific projects for capital  
890 improvements and repairs, provided in the case of such specific  
891 projects allotments shall have been made by the Governor for design  
892 and construction, shall continue to be available until the attainment of  
893 the object or the completion of the work for which such appropriation  
894 was made, but in no case for more than six years unless renewed by  
895 act of the General Assembly.

896 (c) All unexpended balances of special appropriations made by the  
897 General Assembly for special programs, projects or studies shall lapse  
898 at the end of the period for which they have been made, except that if  
899 satisfied that the work of any such program, project or study is not  
900 completed and will continue during the following fiscal year, the

901 Secretary of the Office of Policy and Management shall order any  
902 unexpended balance remaining in the special appropriation to be  
903 continued to the ensuing fiscal year.

904 (d) Any appropriation made by the General Assembly for no  
905 specific period, or any unexpended balance thereof, shall lapse on June  
906 thirtieth in the fourth year after such appropriation was made,  
907 provided when the purpose for which any such appropriation was  
908 made has been accomplished or there is no further need for funds  
909 thereunder, the unexpended balance thereof, upon the written consent  
910 of the head of the department, board, commission, institution or other  
911 agency to which such appropriation was made, shall lapse and shall  
912 revert to the unappropriated surplus of the fund from which such  
913 appropriation was made.

914 (e) The provisions of this section shall not apply to appropriations  
915 for Department of Transportation equipment, the highway and  
916 planning research program administered by the Department of  
917 Transportation, Department of Environmental Protection equipment  
918 or the purchase of public transportation equipment, the minor capital  
919 improvement account in the Department of Public Works, the  
920 litigation/settlement account in the Office of Policy and Management,  
921 library or educational equipment for the constituent units of the state  
922 system of higher education, or library or educational materials for the  
923 State Library. Such appropriations shall not lapse until the end of the  
924 fiscal year succeeding the fiscal year of the appropriation, provided an  
925 obligation to spend such funds has been incurred in the next preceding  
926 fiscal year, except that for the purposes of library or educational  
927 equipment or materials, such funds shall not exceed twenty-five per  
928 cent of the amount of the appropriation for such purposes.

929 (f) The provisions of this section shall not apply to appropriations to  
930 the Department of Higher Education for student financial assistance in  
931 an amount not greater than five per cent of the annual state student  
932 financial assistance appropriation, for the high technology graduate  
933 scholarship program established under section 10a-170a, for

934 Connecticut higher education centers of excellence established under  
935 section 10a-25h, for the minority advancement program established  
936 under subsection (b) of section 10a-11, for the high technology doctoral  
937 fellowship program established under section 10a-25n, or to the  
938 operating funds of the constituent units of the state system of higher  
939 education established pursuant to sections 10a-105, 10a-99 and 10a-77.  
940 Such appropriations shall not lapse until the end of the fiscal year  
941 succeeding the fiscal year of the appropriation except that centers of  
942 excellence appropriations deposited by the board of governors in the  
943 Endowed Chair Investment Fund, established under section 10a-20a,  
944 shall not lapse but shall be held permanently in the Endowed Chair  
945 Investment Fund and any moneys remaining in higher education  
946 operating funds of the constituent units of the state system of higher  
947 education shall not lapse but shall be held permanently in such funds.  
948 On or before September first, annually, the Board of Governors of  
949 Higher Education shall submit a report to the joint standing committee  
950 of the General Assembly having cognizance of matters relating to  
951 appropriations and the budgets of state agencies, through the Office of  
952 Fiscal Analysis, concerning the amount of each such appropriation  
953 carried over from the preceding fiscal year.

954 (g) The provisions of this section shall not apply to appropriations  
955 to the Commission on the Deaf and Hearing Impaired in an amount  
956 not greater than the amount of reimbursements of prior year  
957 expenditures for the services of interpreters received by the  
958 commission during the fiscal year pursuant to section 46a-33b and  
959 such appropriations shall not lapse until the end of the fiscal year  
960 succeeding the fiscal year of the appropriation.

961 (h) The provisions of this section shall not apply to appropriations  
962 from the municipal solid waste recycling trust account established  
963 under subsection (d) of section 22a-241. Such appropriations shall not  
964 lapse.

965 Sec. 27. In accordance with the provisions of section 32-462 of the  
966 general statutes, during the period commencing on the effective date

967 of this act and ending on December 31, 2002, the Department of  
968 Economic and Community Development is hereby authorized to  
969 provide financial assistance to the Wadsworth Atheneum for the  
970 purpose of restoration and improvements, in any two-year period, in  
971 an aggregate amount not to exceed twelve million five hundred  
972 dollars.

973 Sec. 28 (NEW) Any state agency which receives indirect cost  
974 recoveries from federal grant funds or other sources, when such  
975 recoveries apply to costs originally paid from the General Fund, shall  
976 deposit such cost recoveries with the Treasurer, to the credit of General  
977 Fund revenues, unless such deposit is waived by the Secretary of the  
978 Office of Policy and Management. For purposes of this section "state  
979 agency" shall not include any constituent unit of the state system of  
980 higher education or any state institution of higher education.

981 Sec. 29. Notwithstanding the provisions of section 3-55i of the  
982 general statutes, the grant payments to municipalities pursuant to  
983 section 3-55j of the general statutes, for the fiscal year ending June 30,  
984 2001, shall be based on an appropriation of \$135,000,000. If a payment  
985 due to the state from a municipality under any provision of the general  
986 statutes has not been received by the state by July 1, 2000, the amount  
987 of the grant due to such municipality from the state during the fiscal  
988 year ending June 30, 2001, under the provisions of section 3-55j of the  
989 general statutes shall be reduced by the amount owed to the state by  
990 such municipality.

991 Sec. 30. (NEW) All payments made from the Job Training  
992 Partnership Act (JPTA) in the fiscal year ending June 30, 2000, are  
993 deemed to be expenditures from appropriated funds authorized by  
994 public or special act of the general assembly.

995 Sec. 31. (NEW) The Commissioner of Environmental Protection  
996 shall, within available appropriations, reimburse municipalities for  
997 necessary costs incurred when the use of a state park in those  
998 municipalities is so great as to impede traffic, limit the movement of

999 emergency vehicles or create a risk of a breach of peace or a threat to  
1000 public safety.

1001       Sec. 32. The appropriation to the Office of Policy and Management  
1002 in section 11 of special act 99-10, as amended by section 1 of substitute  
1003 house bill 5216 of the current session, for Waste Water Treatment  
1004 Facility Host Town Grant, shall be used for a grant of \$50,000 to each  
1005 municipality which hosts a waste water treatment plant with a sewage  
1006 sludge incinerator. The grant shall be paid to each of the following  
1007 municipalities: Cromwell, Hartford, Naugatuck, New Haven and  
1008 Waterbury.

1009       Sec. 33. The unexpended balance of funds appropriated to the  
1010 Department of Mental Retardation in section 1 of special act 99-10 and  
1011 in section 83 of substitute house bill 5216 of the current session, for  
1012 Workers' Compensation Claims, shall not lapse on June 30, 2000, and  
1013 such funds shall continue to be available for expenditure for such  
1014 purpose during the fiscal year ending June 30, 2001.

1015       Sec. 34. The unexpended balance of funds appropriated to the  
1016 Department of Mental Health and Addiction Services in section 1 of  
1017 special act 99-10 and in section 83 of substitute house bill 5216 of the  
1018 current session, for Workers' Compensation Claims, shall not lapse on  
1019 June 30, 2000, and such funds shall continue to be available for  
1020 expenditure for such purpose during the fiscal year ending June 30,  
1021 2001.

1022       Sec. 35. The unexpended balance of funds appropriated to the  
1023 Department of Correction in section 1 of special act 99-10 and in  
1024 section 83 of substitute house bill 5216 of the current session, for  
1025 Workers' Compensation Claims, shall not lapse on June 30, 2000, and  
1026 such funds shall continue to be available for expenditure for such  
1027 purpose during the fiscal year ending June 30, 2001.

1028       Sec. 36. The unexpended balance of funds appropriated to the  
1029 Department of Children and Families in section 1 of special act 99-10  
1030 and in section 83 of substitute house bill 5216 of the current session, for

1031 Workers' Compensation Claims, shall not lapse on June 30, 2000, and  
1032 such funds shall continue to be available for expenditure for such  
1033 purpose during the fiscal year ending June 30, 2001.

1034 Sec. 37. For the fiscal year ending June 30, 2001, up to \$1,000,000  
1035 appropriated in section 11 of special Act 99-10, as amended by section  
1036 1 of substitute house bill 5216 of the current session, may be  
1037 transferred from the General Fund Debt Service account to the CHEFA  
1038 Day Care Security account for the Childcare Facilities Program  
1039 operated by the Connecticut Health and Educational Facilities  
1040 Authority pursuant to section 10a-194c of the general statutes, upon  
1041 approval by the Finance Advisory Committee. Such financing shall be  
1042 used only for the capital costs associated with the rehabilitation or  
1043 relocation of existing childcare facilities. Any transfer made pursuant  
1044 to this section, shall be contingent upon the childcare facilities having  
1045 received a commitment for matching funding of not less than 15% of  
1046 the total costs for such capital improvement from foundations or other  
1047 nonprofit 501c(3) organizations.

1048 Sec. 38. Up to \$4,650,000 appropriated to the Office of Policy and  
1049 Management in section 11 of special act 99-10, as amended by  
1050 substitute house bill 5216 of the current session, for private providers,  
1051 shall be distributed to the Departments of Mental Retardation, Mental  
1052 Health and Addiction Services, Social Services, Children and Families,  
1053 the Council to Administer the Children's Trust Fund, Correction, the  
1054 Judicial Department and the Board of Parole to provide an additional  
1055 one half of one per cent inflationary increase to private providers  
1056 funded through certain grants, and portions of grants appropriated to  
1057 said agencies. The private providers receiving such funds under this  
1058 act shall apply at least a proportionate amount of the increase to wage  
1059 and wage-related accounts. The Departments of Mental Retardation,  
1060 Mental Health and Addiction Services, and Children and Families  
1061 shall monitor their grants to ensure that the distributions of the  
1062 inflationary increases are made proportionately. The following is a list  
1063 of the accounts receiving the inflationary increase: (1) Department of  
1064 Mental Retardation: Pilot Programs for Client Services, Early

1065 Intervention, Employment Opportunities and Day Services, Family  
1066 Placements, Emergency Placements, Community Residential Services,  
1067 (not including Community Training Homes and Room and Board),  
1068 Pilot Program for Cooperative Placements; (2) Department of Mental  
1069 Health and Addiction Services: Corporation for Supportive Housing,  
1070 Pre-Trial Drug Education, Pre-Trial Alcohol Education, Managed  
1071 Service System, Legal Services, Connecticut Mental Health Center,  
1072 Professional Services, Regional Action Councils, General Assistance  
1073 Managed Care, Special Populations, TBI Community Services, Grants  
1074 for Substance Abuse Services, Governor's Partnership, Grants for  
1075 Mental Health Services, Employment Opportunities; (3) Department of  
1076 Social Services: Medicaid (Intermediate Care Facilities for the Mentally  
1077 Retarded); (4) Department of Children and Families: Short Term  
1078 Residential Treatment, Substance Abuse Screening, Local Systems of  
1079 Care, Grants for Psychiatric Clinics for Children, Day Treatment  
1080 Centers for Children, Treatment and Prevention of Child Abuse,  
1081 Community Emergency Services, Community Preventive Services,  
1082 Aftercare for Children, Family Violence Services, Health and  
1083 Community Services, No Nexus Special Education, Family  
1084 Preservation Services, Substance Abuse Treatment, Child Welfare  
1085 Support Services, Juvenile Case Management Collaborative, Board and  
1086 Care for Children-Adoption, Board and Care for Children-Foster,  
1087 Board and Care for Children-Residential; (5) Council to Administer the  
1088 Children's Trust Fund: Children's Trust Fund; (6) Department of  
1089 Correction: Community Residential Services, Community  
1090 Nonresidential Services; (7) Board of Parole: Community Residential  
1091 Services, Community Nonresidential Services; (8) Judicial Department:  
1092 Other Expenses, Alternative Incarceration Program, Justice Education  
1093 Center, Inc., Juvenile Alternative Incarceration, Juvenile Justice  
1094 Centers, Truancy Services.

1095 Sec 39. Up to \$300,000 appropriated to the Department of Mental  
1096 Health and Addiction Services in section 1 of special act 99-10 and  
1097 section 83 of substitute house bill 5216 of the special session, for Other  
1098 Expenses, shall not lapse on June 30, 2000, and such funds shall

1099 continue to be available for expenditure for such purpose during the  
1100 fiscal year ending June 30, 2001.

1101 Sec. 40. (NEW) (a) There shall be within the Division of State Police,  
1102 within the Department of Public Safety, a state-wide firearms  
1103 trafficking task force for the effective cooperative enforcement of the  
1104 laws of this state concerning the distribution and possession of  
1105 firearms.

1106 (b) The task force shall be comprised of municipal and state law  
1107 enforcement officers and may include federal law enforcement officers.  
1108 Such task force shall be authorized to conduct any investigation  
1109 authorized by this section at any place within the state as may be  
1110 deemed necessary.

1111 (c) The task force may request and may receive from any federal,  
1112 state or local agency, cooperation and assistance in the performance of  
1113 its duties, including the temporary assignment of personnel which  
1114 may be necessary to carry out the performance of its functions.

1115 (d) The task force may enter into mutual assistance and cooperation  
1116 agreements with other states pertaining to firearms law enforcement  
1117 matters extending across state boundaries, and may consult and  
1118 exchange information and personnel with agencies of other states with  
1119 reference to firearms law enforcement problems of mutual concern.

1120 (e) The Commissioner of Public Safety may appoint a commanding  
1121 officer and such other personnel as the commissioner deems necessary  
1122 for the duties of the task force, within available appropriations.

1123 (f) The task force shall: (1) Review the problem of illegal trafficking  
1124 in firearms and its effects, including its effects on the public, and  
1125 implement solutions to address the problem; (2) identify persons  
1126 illegally trafficking in firearms and focus resources to prosecute such  
1127 persons; (3) track firearms which were sold or distributed illegally and  
1128 implement solutions to remove such firearms from persons illegally in  
1129 possession of them; and (4) coordinate its activities with other law

1130 enforcement agencies within and without the state.

1131 Sec. 41. (a) There shall be a State-Wide Firearms Trafficking Task  
1132 Force Policy Board within the Division of State Police, within the  
1133 Department of Public Safety, for administrative purposes only,  
1134 consisting of the Commissioner of Public Safety, the Chief State's  
1135 Attorney, the agent in Connecticut in charge of the federal Bureau of  
1136 Alcohol, Tobacco and Firearms, the president of the Connecticut Police  
1137 Chiefs Association and five chiefs of police designated by said  
1138 association, each to serve for a term of one year, provided one such  
1139 chief of police shall be from a municipality with a population of one  
1140 hundred thousand or more.

1141 (b) The policy board shall direct the formulation of policies and  
1142 operating procedures of the task force.

1143 (c) The policy board may apply for and administer any federal,  
1144 state, local or private appropriations or grant funds made available for  
1145 the operation of the task force.

1146 (d) The receipts from the sale of seized firearms pursuant to section  
1147 54-36e of the general statutes shall be deposited in the General Fund  
1148 and credited to a separate, nonlapsing forfeit firearms account which  
1149 shall be established by the Comptroller. All moneys in the account are  
1150 deemed to be appropriated and shall be expended for the purposes  
1151 established in section 1 of this act.

1152 Sec. 42. Subsection (b) of section 54-36e of the general statutes is  
1153 repealed and the following is substituted in lieu thereof:

1154 (b) Firearms turned over to the state police pursuant to subsection  
1155 (a) of this section which are not destroyed or retained for appropriate  
1156 use shall be sold at public auctions, conducted by the Commissioner of  
1157 Administrative Services or [his] such commissioner's designee. Pistols  
1158 and revolvers, as defined in section 53a-3, which are antiques, as  
1159 defined in section 29-33, or curios or relics, as defined in the Code of  
1160 Federal Regulations, Title 27, Chapter 1, Part 178, or modern pistols

1161 and revolvers which have a current retail value of one hundred dollars  
1162 or more may be sold at such public auctions, provided such pistols and  
1163 revolvers shall be sold only to persons who have a valid permit to sell  
1164 a pistol or revolver, or a valid permit to carry a pistol or revolver,  
1165 issued pursuant to section 29-28. Rifles and shotguns, as defined in  
1166 section 53a-3, shall be sold only to persons qualified under federal law  
1167 to purchase such rifles and shotguns. The proceeds of any such sale  
1168 shall be paid to the State Treasurer and [by him] deposited by the State  
1169 Treasurer in the forfeit firearms account within the General Fund.

1170 Sec. 43. Notwithstanding any provision of chapter 66 of the general  
1171 statutes, any former member of the state employees retirement system  
1172 who (1) was previously employed by the state in the Attorney  
1173 General's office for at least 32 months beginning in June 1984 and  
1174 ending in March 1987, (2) left state service for no more than six years,  
1175 and (3) is employed by the state as a legislative librarian on the  
1176 effective date of this act, shall be entitled to retirement credit for such  
1177 earlier period of service, provided such member (1) applies to the  
1178 Retirement Commission for such credited service and (2) makes  
1179 retirement contributions for each month of such period in an amount  
1180 equal to five per cent of the member's salary rate in effect during such  
1181 month, plus interest at the rate of five per cent per year to the date of  
1182 such purchase. Such member shall make such payments no later than  
1183 June 30, 2001.

1184 Sec. 44 The sum of \$300,000 appropriated to the Department of  
1185 Information Technology in section 35 of substitute house bill 5216 of  
1186 the current session, for the Connecticut Education Network, shall be  
1187 transferred to the Commission for Educational Technology established  
1188 pursuant to section 33 of substitute house bill 5737 of the current  
1189 session. The Commission for Educational Technology shall allocate  
1190 \$150,000 each to the University of Connecticut and the Connecticut  
1191 State University system for the purchase or lease of laptop computers  
1192 for students in teacher preparation programs related to the integration  
1193 of technology into the public school curriculum.

1194 Sec. 45. Section 37 of substitute house bill 5737 of the current session  
1195 is repealed and the following is substituted in lieu thereof:

1196 Two per cent of the amount appropriated to the Department of  
1197 Information Technology for Connecticut [education technology  
1198 initiatives] Education Technology Initiatives [from the General Fund  
1199 for the fiscal year ending June 30, 2000, pursuant to] in section 35 of  
1200 substitute house bill 5216 of the current session, shall be used by the  
1201 department for purposes of subsection (b) of section 33 of this act and  
1202 for section 3 of this act.

1203 Sec. 46. Section 54 of substitute house bill 5737 of the current session  
1204 if repealed and the following is substituted in lieu thereof

1205 The Department of Information Technology shall transfer the sum  
1206 of ten million dollars appropriated to the Department of Information  
1207 Technology [, from the General Fund, for the fiscal year ending June  
1208 30, 2000, pursuant to] in section 35 of substitute house bill 5216 of the  
1209 current session, to the Department of Education for purposes of the  
1210 grant program established pursuant to section 41 of this act.

1211 Sec. 47. Section 20 of substitute house bill 5737 of the current session  
1212 is repealed and the following is substituted in lieu thereof:

1213 The sum of three hundred thousand dollars distributed to the City  
1214 of Hartford in section 82 of substitute house bill 5216 of the current  
1215 session for one time revenue sharing shall [be used for an operational  
1216 audit of the Hartford school district] be transferred to the Hartford  
1217 public schools for completion of the fiscal and operation audit required  
1218 by public act 97-4, section 6(d). These funds are to be transferred to the  
1219 Citizen's Committee for Effective Government to complete the  
1220 implementation of the third and final year of the audit  
1221 recommendations.

1222 Sec. 48. The \$6,000,000 appropriated to the Office of Policy and  
1223 Management in section 35 of Substitute House Bill 5216 of the current  
1224 session for Arts Grants shall be distributed as follows: (1) Hartford's

1225 Mark Twain Days, Inc. \$300,000, (2) Washington Indian Museum  
1226 \$400,000, (3) Westport Country Playhouse \$400,000, (4) Norwalk  
1227 Maritime Museum \$700,000, (5) Mattatuck Museum \$55,000, (6)  
1228 Colebrook Historic Town Hall \$500,000, (6) Dudley Farm Foundation  
1229 \$25,000, (7) Basic Cultural Resources Grant in the State Library  
1230 \$100,000, (8) Office of Policy and Management for the development  
1231 and distribution of a CD Rom on Civics and the Connecticut State  
1232 Legislative process \$75,000, (9) Hamden Arts Council and Center  
1233 \$500,000, (10) Sterling Opera House \$200,000, (11) Stamford Cultural  
1234 Development Center \$225,000, (12) Park Road Playhouse, Inc. \$100,000,  
1235 (13) Downtown Cabaret Theater of Bridgeport \$100,000, (14)  
1236 Antiquarian and Landmark Society/Butler-McCook Homestead  
1237 \$100,000, (15) East Hartford Fine Arts Commission \$100,000, (16)  
1238 Almira Stephan Memorial Playhouse \$50,000, (17) Theater of  
1239 Northeastern Connecticut \$95,000, (18) Ansonia Nature Center  
1240 Regional Arts Program \$100,000 (19) City of Danbury \$30,000, (20) City  
1241 of Danbury Palace Theater \$250,000, (21) Bristol/School Industry  
1242 Partnership and Bristol Padaeia \$225,000, (22) Arts of Tolland, Inc.  
1243 \$25,000, (23) New Britain Museum of American Art \$600,000, (24)  
1244 Town of Rocky Hill-construct public fountain, \$50,000, (25) CT  
1245 Outdoor Historic Drama \$75,000, (26) Town of Newington, Budney  
1246 Museum and Visitors Cultural Center \$50,000, (27) CT Consortium for  
1247 Law and Citizenship Education, Inc. \$25,000, (28) Colchester Arts  
1248 Commission \$50,000, (29) Town of Ellington Arts Commission \$75,000,  
1249 (30) Town of Plainville, Library Sculpture for Outdoor Reading  
1250 \$50,000, (31) Spirit of Broadway Theater-Norwich \$50,000, (32)  
1251 Montville Town Hall Renovation Committee-Historic Preservation  
1252 \$25,000, (33) Town of Portland-Historical Quarry and Commercial  
1253 Park \$50,000, (34) Windsor Locks Historical Society \$50,000, (35)  
1254 Vernon Arts Commission \$50,000, (36) Town of Guilford Parks and  
1255 Recreation Committee for Cultural and Arts 2000 Celebration  
1256 Committee \$45,000, and (37) Greater New Britain Arts Association  
1257 \$100,000.

1258 Sec. 49. The sum of \$2,200,000 appropriated to the Department of

1259 Education, in section 35 of Substitute House Bill 5216 of the current  
1260 session, for School Construction Grants shall be transferred to School  
1261 Accountability in the Department of Education.

1262 Sec. 50. Any municipality, by vote of its legislative body or, in a  
1263 municipality where the legislative body is a town meeting, by vote of  
1264 the board of selectmen, may abate up to one hundred per cent of the  
1265 property taxes due, for any assessment year commencing on or after  
1266 October 1, 2001, with respect to a new school bus, as defined in section  
1267 14-275.

1268 Sec. 51. Section 20 of Senate Bill 640 of the current session is  
1269 repealed and the following is substitute in lieu thereof:

1270 (NEW) No officer or employee of the state executing any agreement  
1271 with respect to all or any portion of the overall project or stadium  
1272 facility operations, or otherwise pursuant to sections 36 to 46,  
1273 inclusive, of public act 99-241, as amended by this act, shall be liable  
1274 personally or be subject to any personal liability or accountability  
1275 under such agreement. [The state shall protect, save, hold harmless  
1276 and indemnify such officer and employee of the state against any and  
1277 all financial loss or expense therefor including, without limitation, any  
1278 legal expenses related thereto by reason of the execution thereof.]

1279 Sec. 52. Section 73 of Substitute House Bill 5737 of the current  
1280 session is repealed and the following is substituted in lieu thereof:

1281 On or before October 15, 2000, the State Board of Education shall  
1282 provide a one-time supplemental grant to each regional educational  
1283 service center operating one or more interdistrict magnet schools as  
1284 follows: (1) The sum of seven hundred fifty thousand dollars for each  
1285 such magnet school operating under the jurisdiction of a regional  
1286 education service center for the first time or expanding to a new school  
1287 location during the fiscal year ending June 30, 2001; (2) the sum of  
1288 three hundred twenty-five thousand dollars for each such magnet  
1289 school continuing to operate under the jurisdiction of a regional  
1290 educational service center for the fiscal year ending June 30, 2001; and

1291 (3) the sum of [two hundred] one hundred and eighteen thousand  
1292 seven hundred fifty dollars for related support services provided by  
1293 each such regional educational service center.

1294 Sec. 53. Subdivision (2) of section 20-299 of the general statutes is  
1295 repealed and the following is substituted in lieu thereof:

1296 (2) "Land surveyor" means a person who [engages in the practice of  
1297 that branch of engineering commonly known as land surveying and  
1298 includes surveying and measuring the area of any portion of the  
1299 earth's surface, the lengths and directions of the bounding lines and  
1300 the contour of the surface, for their correct determination and  
1301 description and for conveyancing or for recording, or for the  
1302 establishment or reestablishment of land boundaries and the plotting  
1303 of land and subdivisions of land, and like measurements and  
1304 operations involved in the surveying of mines] is qualified by  
1305 knowledge of mathematics, physical and applied sciences and the  
1306 principles of land surveying, and who is licensed under this chapter to  
1307 practice or offer to practice the profession of land surveying, including,  
1308 but not limited to: (A) Measuring, evaluating or mapping elevations,  
1309 topography, planimetric features or land areas of any portion of the  
1310 earth's surface; (B) determining positions of points with respect to  
1311 appropriate horizontal or vertical datums in order to establish control  
1312 networks for topographic, planimetric or cadastral mapping; (C)  
1313 measuring, evaluating, mapping, monumenting or otherwise marking  
1314 on the ground, property boundary lines, interior lot lines of  
1315 subdivisions, easements, rights-of-way or street lines; (D) measuring,  
1316 evaluating, mapping or marking on the ground, the horizontal location  
1317 of existing or proposed buildings, structures or other improvements  
1318 with respect to property boundary lines, building, setback, zoning or  
1319 restriction lines, existing or proposed interior lot lines, easements,  
1320 rights-of-way or street lines; (E) measuring, evaluating, mapping or  
1321 reporting the vertical location of existing or proposed buildings,  
1322 structures or other improvements with respect to vertical reference  
1323 surfaces, including base flood elevations; (F) measuring, evaluating,  
1324 mapping or reporting the location of existing or proposed buildings,

1325 structures or other improvements or their surrounding topography  
1326 with respect to flood insurance rate mapping or federal emergency  
1327 management agency mapping; (G) measuring or mapping inland  
1328 wetland boundaries delineated by a soil scientist; (H) creating or  
1329 mapping surveys required for condominiums or planned communities  
1330 meeting the requirements of section 47-228; (I) monumenting or  
1331 otherwise marking on the ground, property subject to development  
1332 rights, vertical unit boundaries, horizontal unit boundaries, leasehold  
1333 real property or limited common elements described in section 47-228;  
1334 (J) evaluating or designing the horizontal or vertical alignment of  
1335 roads in conjunction with the layout and mapping of a subdivision; (K)  
1336 measuring, evaluating or mapping areas under the earth's surface and  
1337 the beds of bodies of water.

1338 Sec. 54. Section 20-500 of the general statutes is repealed and the  
1339 following is substituted in lieu thereof

1340 As used in sections 20-500 to 20-528, inclusive, as amended by this  
1341 act, unless the context otherwise requires: (1) "Appraisal Foundation"  
1342 means the not-for-profit corporation referred to in Section 1121 of Title  
1343 XI of FIRREA.

1344 (2) "Certified appraiser" means a person who has satisfied the  
1345 minimum requirements for a category of certification established by  
1346 the commission by regulation. Such minimum requirements shall be  
1347 consistent with guidelines established by the Appraisal Qualification  
1348 Board of the Appraisal Foundation. The categories of certification shall  
1349 include, but may be modified by the commission thereafter, one  
1350 category denoted as "certified residential appraiser" and another

1351 (3) ["Tenured appraiser"] "Limited appraiser" means a person who  
1352 held a real estate appraisal license as of January 1, 1991, and has  
1353 satisfied the minimum requirements for a license as a [tenured] limited  
1354 appraiser as established by the commission by regulation. The  
1355 categories of [tenured] limited appraisal shall include one category  
1356 denoted as ["tenured"] "limited residential appraiser" and another

1357 denoted as ["tenured] limited general appraiser".

1358 (4) "Commission" means the Connecticut Real Estate Appraisal  
1359 Commission appointed under the provisions of section 20-502, as  
1360 amended by this act.

1361 (5) "Engaging in the real estate appraisal business" means the act or  
1362 process of estimating the value of real estate for a fee or other valuable  
1363 consideration.

1364 (6) "FIRREA" means the Financial Institutions, Reform, Recovery  
1365 and Enforcement Act of 1989, P.L. 101-73, 103 Stat. 183.

1366 (7) "Licensed appraiser" means a person who has satisfied the  
1367 minimum requirements for a category of licensing, other than licensed  
1368 [tenured] limited appraiser, established by the commission by  
1369 regulation. Such minimum requirements may be consistent with  
1370 guidelines established by the Appraisal Qualification Board of the  
1371 Appraisal Foundation. The categories of licensing shall include, but  
1372 may be modified by the commission thereafter, one category denoted  
1373 as "licensed residential appraiser" and another denoted as "licensed  
1374 general appraiser".

1375 (8) "Person" means any individual, [, partnership, association,  
1376 limited liability company or corporation.

1377 (9) "Provisional appraiser" means a person engaged in the business  
1378 of estimating the value of real estate for a fee or other valuable  
1379 consideration under the supervision of a licensed or certified real  
1380 estate appraiser and who meets the minimum requirements, if any,  
1381 established by the commission by regulation for provisional appraiser  
1382 status.

1383 (10) "Real estate appraiser" means a person engaged in the business  
1384 of estimating the value of real estate for a fee or other valuable  
1385 consideration.

1386 Sec. 55. Section 20-501 of the general statutes is repealed and the

1387 following is substituted in lieu thereof:

1388 (a) No person shall act as a real estate appraiser or provisional  
1389 appraiser or engage in the real estate appraisal business without the  
1390 appropriate certification, license, [tenured] limited license or  
1391 provisional license issued by the commission, unless exempted by the  
1392 provisions of sections 20-500 to 20-528, inclusive, as amended by this  
1393 act.

1394 [(b) Partnerships, associations or corporations may be granted a  
1395 certification or license to engage in the real estate appraisal business  
1396 provided every member or officer of such partnership, association or  
1397 corporation who actively participates in its real estate appraisal  
1398 business is a certified or licensed appraiser.]

1399 (b) No person licensed as a limited appraiser shall perform an  
1400 appraisal in connection with a federally related transaction, as defined  
1401 in FIRREA. Limited appraiser licenses and renewals of such limited  
1402 appraiser licenses issued pursuant to the provisions of this chapter  
1403 shall expire no later than September 30, 2006. No limited appraiser  
1404 licenses shall be issued or renewed on or after October 1, 2006.

1405 Sec. 56. Section 20-502 of the general statutes is repealed and the  
1406 following is substituted in lieu thereof:

1407 (a) There is created in the Department of Consumer Protection the  
1408 Connecticut Real Estate Appraisal Commission. (b) The commission  
1409 shall consist of eight persons, electors of the state, appointed by the  
1410 Governor. Five of the members shall be certified appraisers. Three of  
1411 the members shall be public members. Not more than a bare majority  
1412 of the commission shall be members of the same political party and  
1413 there shall be at least one member from each congressional district. (c)  
1414 The members of the commission shall serve until the expiration of the  
1415 term for which they were appointed and until their successors have  
1416 qualified. Members shall not be compensated for their services but  
1417 shall be reimbursed for necessary expenses incurred in the  
1418 performance of their duties. The Governor may remove any

1419 commissioner for cause upon notice and an opportunity to be heard.  
1420 Upon the death, resignation or removal of a member, the Governor  
1421 shall appoint a successor to serve for the unexpired portion of the  
1422 vacated term and until [his] such successor's successor is appointed  
1423 and qualifies. Each member shall, before entering upon [his] such  
1424 member's duties, take and file with the commission, an oath faithfully  
1425 to perform the duties of [his] such member's office.

1426 Sec. 57. Section 20-503 of the general statutes is repealed and the  
1427 following is substituted in lieu thereof:

1428 (a) Within thirty days after the appointment of the members of the  
1429 commission, the commission shall meet in the city of Hartford for the  
1430 purpose of organizing by selecting such officers other than a chairman  
1431 as the commission may deem necessary and appropriate. A majority of  
1432 the members of the commission shall constitute a quorum for the  
1433 exercise of the powers or authority conferred upon it. (b) (1) The  
1434 commission shall authorize the Department of Consumer Protection to  
1435 issue certification, licenses, [tenured] limited licenses and provisional  
1436 licenses to real estate appraisers. (2) The commission shall administer  
1437 the provisions of sections 20-500 to 20-528, inclusive, as amended by  
1438 this act, as to certification, licensing, [tenured] limited licensing,  
1439 provisional licensing and issuance, renewal, suspension or revocation  
1440 of certifications, licenses, [tenured] limited licenses and licenses  
1441 concerning the real estate appraisal business. (c) The commission shall  
1442 be provided with the necessary office space in Hartford by the  
1443 Commissioner of Public Works and the commission and all files,  
1444 records and property of the commission shall at all times be and  
1445 remain therein, except that inactive files shall be stored at a location  
1446 designated by the commission. (d) The commission shall hold  
1447 meetings and hearings in Hartford, in space provided by the  
1448 Commissioner of Administrative Services, or at such places outside of  
1449 Hartford as shall be determined by the chairman of the commission.  
1450 The commission shall meet at least once in each three months' period  
1451 and may meet more often on call of its chairman. The chairman of the  
1452 commission shall call a meeting of the commission whenever

1453 requested to do so by a majority of the members of the commission. (e)  
1454 The commission shall vote on all matters requiring a decision and  
1455 votes shall be recorded in the commission's minutes.

1456 Sec. 58. Section 20-504 of the general statutes is repealed and the  
1457 following is substituted in lieu thereof:

1458 The Commissioner of Consumer Protection, with advice and  
1459 assistance from the commission, may adopt such reasonable  
1460 regulations, in accordance with chapter 54, as the commissioner deems  
1461 necessary to carry out the provisions of sections 20-500 to 20-528,  
1462 inclusive, as amended by this act. Such regulations shall, at a  
1463 minimum, address real estate appraiser qualifications, continuing  
1464 education, discipline, real estate appraiser certification, licensing,  
1465 [tenured] limited licensing and provisional licensing applications and  
1466 renewals and shall require any real estate appraiser to comply with  
1467 generally accepted standards of professional appraisal practice as  
1468 described in the Uniform Standards of Professional Appraisal Practice  
1469 issued by the Appraisal Standards Board of the Appraisal Foundation  
1470 pursuant to Title XI of FIRREA. The regulations shall further require  
1471 (a) any real estate appraiser who wishes to enter in or upon any  
1472 premises not the subject of appraisal for purposes of estimating the  
1473 value of comparable real estate to (1) obtain the permission of the  
1474 owner or occupier of the premises and [to] (2) identify himself or  
1475 herself as an appraiser and (b) that a limited appraiser shall in any  
1476 written statement, including contracts, stationary and business cards,  
1477 state that such limited appraiser shall not perform an appraisal in  
1478 connection with a federally related transaction, as defined in FIRREA.

1479 Sec. 59. Section 20-505 of the general statutes, as amended by section  
1480 8 of public act 99-51 and section 21 of public act 99-145, is repealed and  
1481 the following is substituted in lieu thereof:

1482 The chairperson of the commission shall be bonded under the  
1483 provisions of section 4-20, as amended, in such sum as the State  
1484 Insurance and Risk Management Board may prescribe, with the

1485 condition that the chairperson faithfully perform the duties of the  
1486 office and account for all funds received pursuant to the office.

1487 Sec. 60. Section 20-507 of the general statutes is repealed and the  
1488 following is substituted in lieu thereof:

1489 A certified, licensed, [tenured] limited or provisional appraiser shall  
1490 not be considered an employee under the provisions of section 31-275<sub>2</sub>  
1491 as amended, if substantially all of the remuneration for the services  
1492 performed by such appraiser, whether paid in cash or otherwise, is  
1493 directly related to sales or other output rather than to the number of  
1494 hours worked, and such services are performed by the appraiser  
1495 pursuant to a written contract that contains the following provisions:  
1496 (1) The appraiser, for purposes of workers' compensation, is engaged  
1497 as an independent contractor associated with the person for whom  
1498 services are performed; (2) The appraiser shall not receive any  
1499 remuneration related to the number of hours worked, and shall not be  
1500 treated as an employee with respect to such services for purposes of  
1501 workers' compensation; (3) The appraiser shall be permitted to work  
1502 any hours [he] the appraiser chooses; (4) The appraiser shall be  
1503 permitted to work out of [his] the appraiser's own home or the office of  
1504 the person for whom services are performed; (5) The appraiser shall be  
1505 free to engage in outside employment; (6) The person for whom the  
1506 services are performed may provide office facilities and supplies for  
1507 the use of the appraiser, but the appraiser shall otherwise pay [his] the  
1508 appraiser's own expenses, including, but not limited to, automobile,  
1509 travel and entertainment expenses; and (7) The contract may be  
1510 terminated by either party at any time upon notice given to the other.

1511 Sec. 61. Section 20-508 of the general statutes is repealed and the  
1512 following is substituted in lieu thereof:

1513 Any person possessing the qualifications prescribed in sections 20-  
1514 500 to 20-528, inclusive, as amended by this act, and in any regulations  
1515 adopted in conformity with said sections, who desires to engage in the  
1516 real estate appraisal business shall make application to the

1517 commission, in writing, as provided in section 20-509, as amended by  
1518 this act, for the specific certification, license, [tenured] limited license  
1519 or provisional license desired.

1520 Sec. 62. Section 20-509 of the general statutes is repealed and the  
1521 following is substituted in lieu thereof:

1522 (a) Certifications, licenses, [tenured] limited licenses and provisional  
1523 licenses under sections 20-500 to 20-528, inclusive, as amended by this  
1524 act, shall be granted only to persons who bear a good reputation for  
1525 honesty, truthfulness and fair dealing and who are competent to  
1526 transact the business of a real estate appraiser in such manner as to  
1527 safeguard the interests of the public. (b) Each application for a  
1528 certification, license, [tenured] limited license or provisional license  
1529 under said sections, or for a renewal thereof, shall be made in writing,  
1530 on such forms and in such manner as is prescribed by the Department  
1531 of Consumer Protection and accompanied by such evidence in support  
1532 of such application as is prescribed by the commission. The  
1533 commission may require such information with regard to an applicant  
1534 as the commission deems desirable, with due regard to the paramount  
1535 interests of the public, as to the honesty, truthfulness, integrity and  
1536 competency of the applicant. [and, where the applicant is a  
1537 corporation, association or partnership, as to the honesty, truthfulness,  
1538 integrity and competency of the officers of such corporation or the  
1539 members of such association or partnership.] (c) Fees for applications  
1540 under this section shall be paid to the commission as follows: [Sixty]  
1541 Forty-five dollars for certification; forty dollars for licensing; forty  
1542 dollars for [tenured] limited licensing and forty dollars for provisional  
1543 licensing. The payment of an application fee shall entitle an applicant  
1544 who otherwise meets the appropriate requirements established by the  
1545 commission to take the appropriate written examination, where  
1546 applicable, four times within the one-year period from the date of  
1547 payment. In addition to the application fee, applicants taking an  
1548 examination administered by a national testing service shall be  
1549 required to pay directly to such testing service an examination fee  
1550 covering the cost of such examination.

1551 Sec. 63. Section 20-511 of the general statutes is repealed and the  
1552 following is substituted in lieu thereof:

1553 (a) In order to obtain a certification, license, [tenured] limited license  
1554 or provisional license, persons who have met, to the satisfaction of the  
1555 commission, the minimum requirements established by the  
1556 commission for such certification, license, [tenured] limited license or  
1557 provisional license, shall pay to the commission, in addition to the  
1558 application fee described in subsection (c) of section 20-509, as  
1559 amended by this act, an initial fee of: [Four hundred fifty] Three  
1560 hundred dollars, in the case of certified appraisers; two hundred  
1561 twenty-five dollars, in the case of licensed appraisers and [tenured]  
1562 limited licensed appraisers; and fifty dollars, in the case of provisional  
1563 appraisers.

1564 (b) All certifications, licenses, [tenured] limited licenses and  
1565 provisional licenses issued under the provisions of sections 20-500 to  
1566 20-528, inclusive, as amended by this act, shall expire [on the thirtieth  
1567 day of April each year] annually and be subject to renewal. The  
1568 renewal fee for certifications, licenses, [tenured] limited licenses and  
1569 provisional licenses, to be paid to the commission, shall be: [Three  
1570 hundred] Two hundred twenty-five dollars in the case of certified  
1571 appraisers; two hundred twenty-five dollars in the case of licensed and  
1572 [tenured] limited licensed appraisers; and fifty dollars, in the case of  
1573 provisional appraisers.

1574 (c) In order for the commission to comply with federal law and  
1575 transmit a roster of real estate appraisers to the appropriate federal  
1576 regulatory entity, real estate appraisers shall pay to the Commissioner  
1577 of Consumer Protection, in addition to application and recordation  
1578 fees, an annual registry fee established by the commission.

1579 (d) Any certification, license, [tenured] limited license or provisional  
1580 license which expires pursuant to this subsection may be reinstated by  
1581 the commission, if, not later than two years after the date of expiration,  
1582 the former certification holder, licensee, [tenured] limited licensee or

1583 provisional licensee pays to the commission for each certification the  
1584 sum of [three hundred] two hundred twenty-five dollars, for each  
1585 license or [tenured] limited license the sum of two hundred twenty-  
1586 five dollars and for each provisional license the sum of fifty dollars for  
1587 each year or fraction thereof from the date of expiration of the previous  
1588 certification, license, [tenured] limited license or provisional license to  
1589 the date of payment for reinstatement, except that any certified,  
1590 licensed, [tenured] limited licensed or provisionally licensed appraiser  
1591 whose certification, license, [tenured] limited license or provisional  
1592 license expired after [his] entering military service shall be reinstated  
1593 without payment of any fee if an application for reinstatement is filed  
1594 with the commission within two years after the date of expiration. Any  
1595 such reinstated certification, license, [tenured] limited license or  
1596 provisional license shall expire [on the next succeeding April thirtieth]  
1597 annually. Any such reinstated certification, license, [tenured] limited  
1598 license or provisional license shall be subject to an annual renewal  
1599 thereafter.

1600 (e) Any person whose application has been filed as provided in this  
1601 section and section 20-509, as amended by this act, who is refused a  
1602 certification, license, [tenured] limited license or provisional license  
1603 shall be given notice and afforded an opportunity for hearing as  
1604 provided in the regulations adopted by the Commissioner of  
1605 Consumer Protection.

1606 Sec. 64. Section 20-513 of the general statutes is repealed and the  
1607 following is substituted in lieu thereof:

1608 Any person holding a certification, license, [tenured] limited license  
1609 or provisional license under sections 20-500 to 20-528, inclusive, as  
1610 amended by this act, shall be permitted to perform the work covered  
1611 by such certification, license, [tenured] limited license or provisional  
1612 license in any municipality of this state without further examination or  
1613 the imposition of any additional requirements by such municipality.

1614 Sec. 65. Section 20-514 of the general statutes is repealed and the

1615 following is substituted in lieu thereof:

1616 (a) No certification, license, [tenured] limited license or provisional  
1617 license, as the case may be, shall be denied by the commission under  
1618 sections 20-500 to 20-528, inclusive, as amended by this act, to any  
1619 applicant who has been convicted of forgery, embezzlement, obtaining  
1620 money under false pretenses, extortion, criminal conspiracy to  
1621 defraud, or other like offense or offenses, or to any association or  
1622 partnership of which such person is a member, or to any corporation  
1623 of which such person is an officer or in which as a stockholder such  
1624 person has or exercises a controlling interest either directly or  
1625 indirectly except in accordance with the provisions of section 46a-80.

1626 (b) No certification, license, [tenured] limited license or provisional  
1627 license, as the case may be, shall be issued by the Department of  
1628 Consumer Protection under sections 20-500 to 20-528, inclusive, as  
1629 amended by this act, to any applicant (1) whose application for a  
1630 certification, license, [tenured] limited license or provisional license, as  
1631 the case may be, has, within one year prior to the date of [his] the  
1632 applicant's application, been rejected in this state, in any other state or  
1633 in the District of Columbia or (2) whose certification, license, [tenured]  
1634 limited license or provisional license, as the case may be, has, within  
1635 one year prior to the date of [his] the applicant's application, been  
1636 revoked in this state, in any other state or in the District of Columbia.  
1637 (c) No certification, license, [tenured] limited license or provisional  
1638 license, as the case may be, shall be issued under sections 20-500 to 20-  
1639 528, inclusive, as amended by this act, to any person who has not  
1640 attained the age of eighteen years.

1641 Sec. 66. Section 20-515 of the general statutes is repealed and the  
1642 following is substituted in lieu thereof:

1643 (a) A nonresident of this state may become a real estate appraiser by  
1644 conforming to all of the provisions of sections 20-500 to 20-528,  
1645 inclusive, as amended by this act. The commission shall recognize a  
1646 current, valid certification, license or provisional license, as the case  
1647 may be, issued to a currently practicing, competent real estate

1648 appraiser by another state as satisfactorily qualifying [him] such  
1649 nonresident appraiser for a certification, license or provisional license,  
1650 as the case may be, as a real estate appraiser under said sections,  
1651 provided: (1) The laws of the state of which [he] such nonresident  
1652 appraiser is a resident require that applicants for certifications, licenses  
1653 or provisional licenses, as the case may be, as real estate appraiser  
1654 permit certifications, licenses or provisional licenses to be issued to  
1655 residents of this state, certified, licensed or provisionally licensed, as  
1656 the case may be, under said sections, without examination, and (2) the  
1657 certification, licensing and provisional licensing requirements of the  
1658 state of which [he] such nonresident appraiser is a resident are  
1659 substantially similar to, or higher than those of this state, including  
1660 establishment of competency by written examination in the case of  
1661 licensed and certified appraisers, and such appraiser has no  
1662 disciplinary proceeding or unresolved complaint pending against  
1663 [him] such nonresident appraiser. If the applicant is a resident of a  
1664 state which does not have such requirements, such applicant shall be  
1665 certified, licensed or provisionally licensed by a state in accordance  
1666 with Section 1116 of Title XI of FIRREA.

1667 (b) Every nonresident applicant shall file an irrevocable consent that  
1668 suits and actions may be commenced against such applicant in the  
1669 proper court in any judicial district of the state in which a cause of  
1670 action may arise or in which the plaintiff may reside, by the service of  
1671 any process or pleading, authorized by the laws of this state, on the  
1672 chairman of the commission, such consent stipulating and agreeing  
1673 that such service of such process or pleading shall be taken and held in  
1674 all courts to be as valid and binding as if service had been made upon  
1675 such applicant in this state. If any process or pleadings mentioned in  
1676 this chapter are served upon the chairman of the commission, it shall  
1677 be by duplicate copies, one of which shall be filed in the office of the  
1678 commission, and the other immediately forwarded by registered or  
1679 certified mail, to the applicant against whom such process or pleadings  
1680 are directed, at the last-known address of such applicant as shown by  
1681 the records of the commission. No default in any such proceedings or

1682 action shall be taken unless it appears by affidavit of the chairman of  
1683 the commission that a copy of the process or pleading was mailed to  
1684 the defendant as required in this subsection, and no judgment by  
1685 default shall be taken in any such action or proceeding within twenty  
1686 days after the date of mailing of such process or pleading to the  
1687 nonresident defendant.

1688 (c) The Commissioner of Consumer Protection, with the advice and  
1689 assistance of the commission, pursuant to Section 1122(a) of Title XI of  
1690 FIRREA, shall adopt such reasonable regulations, in accordance with  
1691 chapter 54, as the commissioner deems necessary to effectuate  
1692 certification, licensing and provisional licensing of nonresident  
1693 appraisers. Such certification, licensing and provisional licensing shall  
1694 be recognized on a temporary basis in this state. The fee for a  
1695 temporary certification, license or provisional license shall be one  
1696 hundred [fifty] dollars. The temporary certification, license or  
1697 provisional license shall be effective for [ninety] one hundred eighty  
1698 days from issuance and [for only one appraisal assignment] may be  
1699 extended for one additional period not to exceed one hundred eighty  
1700 days for no additional fee.

1701 Sec. 67. Section 20-516 of the general statutes is repealed and the  
1702 following is substituted in lieu thereof:

1703 (a) The Department of Consumer Protection shall issue to each  
1704 certified, licensed, [tenured] limited licensed and provisional  
1705 appraiser, a certificate, in such size and form as it determines,  
1706 evidencing the real estate appraiser's status.

1707 (b) A fee of twenty-five dollars shall be paid to the commission for  
1708 the issuance of a proof of certification, licensing, [tenured] limited  
1709 licensing or provisional licensing or a duplicate certification, license,  
1710 [tenured] limited license or provisional license certificate.

1711 Sec. 68. Section 20-517 of the general statutes is repealed and the  
1712 following is substituted in lieu thereof:

1713 (a) There is hereby established an annual renewal certification,  
1714 license, [tenured] limited license and provisional license to be issued  
1715 by the Department of Consumer Protection.

1716 (b) The commission shall authorize the Department of Consumer  
1717 Protection to issue a renewal certification, license, [tenured] limited  
1718 license or provisional license, as the case may be, to any applicant who  
1719 possesses the qualifications specified and otherwise has complied with  
1720 the provisions of sections 20-500 to 20-528, inclusive, as amended by  
1721 this act, and any regulation adopted in conformity with said sections.

1722 (c) Persons certified, licensed, [tenured] limited licensed or  
1723 provisionally licensed in accordance with the provisions of sections 20-  
1724 500 to 20-528, inclusive, as amended by this act, shall fulfill a  
1725 continuing education requirement. Applicants for an annual renewal  
1726 certification, license, [tenured] limited license or provisional license  
1727 shall, in addition to the other requirements imposed by the provisions  
1728 of said sections, biennially within any even-numbered year submit  
1729 proof of compliance with the continuing education requirements of  
1730 this subsection, if any, to the commission, accompanied by an eight-  
1731 dollar processing fee.

1732 (d) The continuing education requirements for certified, licensed,  
1733 [tenured] limited licensed, or provisionally licensed appraisers shall be  
1734 satisfied by successful completion of the required number of hours of  
1735 classroom study, during the two-year period preceding such renewal  
1736 of certification, license, [tenured] limited license or provisional license  
1737 as provided by the commission or standards of the Appraiser  
1738 Qualification Board of the Appraisal Foundation, as the case may be.

1739 (e) If the commission refuses to grant a renewal certification, license,  
1740 [tenured] limited license or provisional license, the certificate holder,  
1741 licensee, [tenured] limited licensee or provisional licensee, upon  
1742 written notice received as provided for in this chapter, may avail  
1743 himself or herself of any of the remedies provided by sections 20-511  
1744 and 20-520, as amended by this act. (f) The Commissioner of Consumer

1745 Protection, in consultation with the commission, shall adopt  
1746 regulations in accordance with the provisions of chapter 54,  
1747 concerning the approval of schools, institutions or organizations  
1748 offering courses in current real estate or real estate appraisal practices  
1749 and licensing laws and the content of such courses. Such regulations  
1750 may include, but not be limited to: (1) Specifications for meeting  
1751 equivalent continuing educational experience or study; (2) exceptions  
1752 from continuing education requirements for reasons of health or  
1753 instances of individual hardship.

1754 Sec. 69. Section 20-518 of the general statutes is repealed and the  
1755 following is substituted in lieu thereof:

1756 The Department of Consumer Protection may, upon the request of  
1757 the commission or upon the verified complaint in writing of any  
1758 person, provided such complaint, or such complaint together with  
1759 evidence, documentary or otherwise, represented in connection with  
1760 such complaint, shall make out a prima facie case, investigate the  
1761 actions of any real estate appraiser or any person who assumes to act  
1762 in any of such capacities within this state. The commission shall have  
1763 the power temporarily to suspend or permanently to revoke any  
1764 certification, license, [tenured] limited license or provisional license, as  
1765 the case may be, issued under the provisions of sections 20-500 to 20-  
1766 528, inclusive, as amended by this act, and in addition to, or in lieu of,  
1767 such suspension or revocation, may, in its discretion, impose a fine of  
1768 not more than one thousand dollars for the first offense at any time  
1769 when, after proceedings as provided in section 20-519, as amended by  
1770 this act, it finds that the certification holder, licensee, [tenured] limited  
1771 licensee or provisional licensee has by false or fraudulent  
1772 misrepresentation obtained a certification, license, [tenured] limited  
1773 license or provisional license, as the case may be, or that the  
1774 certification holder, licensee, [tenured] limited licensee or provisional  
1775 licensee is guilty of any of the following: (1) Making any material  
1776 misrepresentation; (2) making any false promise of a character likely to  
1777 influence, persuade or induce; (3) acting for more than one party in a  
1778 transaction without the knowledge of all parties for whom he or she

1779 acts; (4) conviction in a court of competent jurisdiction of this or any  
1780 other state of forgery, embezzlement, obtaining money under false  
1781 pretenses, larceny, extortion, conspiracy to defraud, or other like  
1782 offense or offenses, provided suspension or revocation under this  
1783 subdivision shall be subject to the provisions of section 46a-80; (5) any  
1784 act or conduct which constitutes dishonest, fraudulent or improper  
1785 dealings; (6) a violation of any provision of sections 20-500 to 20-528,  
1786 inclusive, as amended by this act, or any regulation adopted under  
1787 said sections.

1788 Sec. 70. Section 20-519 of the general statutes is repealed and the  
1789 following is substituted in lieu thereof:

1790 Before refusing, suspending or revoking any certification, license,  
1791 [tenured] limited license or provisional license, or imposing any fine,  
1792 the commission shall give notice and afford an opportunity for hearing  
1793 as provided in the regulations adopted by the Commissioner of  
1794 Consumer Protection.

1795 Sec. 71. Section 20-521 of the general statutes is repealed and the  
1796 following is substituted in lieu thereof:

1797 Any certification holder, licensee, [tenured] limited licensee or  
1798 provisional licensee convicted of a violation of any of the offenses  
1799 enumerated in subdivision (4) of section 20-518, as amended by this  
1800 act, shall incur a forfeiture of his or her certification, license, [tenured]  
1801 limited license or provisional license and all moneys that may have  
1802 been paid for such certification, license, [tenured] limited license or  
1803 provisional license. The clerk of any court in which such conviction has  
1804 been rendered shall forward to the commission without charge a  
1805 certified copy of such conviction. The commission, upon the receipt of  
1806 a copy of the judgment of conviction, shall, not later than ten days after  
1807 such receipt, notify the certification holder, licensee, [tenured] limited  
1808 licensee or provisional licensee, in writing, of the revocation of his or  
1809 her certification, license, [tenured] limited license or provisional  
1810 license, as the case may be, which notice shall be conclusive of such

1811 revocation. Application for reinstatement of such certification, license,  
1812 [tenured] limited license or provisional license shall be subject to the  
1813 provisions of section 46a-80.

1814 Sec. 72. Section 20-523 of the general statutes is repealed and the  
1815 following is substituted in lieu thereof:

1816 (a) Any person who engages in the real estate appraisal business  
1817 without obtaining a certification, license, [tenured] limited license or  
1818 provisional license, as the case may be, as provided in sections 20-500  
1819 to 20-528, inclusive, as amended by this act, shall be fined not more  
1820 than one thousand dollars or imprisoned not more than six months or  
1821 both, and shall be ineligible to obtain a certification, license, [tenured]  
1822 limited license or provisional license for one year from the date of  
1823 conviction of such offense, except the commission, in its discretion,  
1824 may grant a certification, license, [tenured] limited license or  
1825 provisional license, as the case may be, to such person within such  
1826 one-year period upon application and after a hearing on such  
1827 application.

1828 (b) No person who is not certified, licensed, [tenured] limited  
1829 licensed or provisionally licensed, as appropriate, by the commission  
1830 as a real estate appraiser shall represent himself or herself as being so  
1831 certified, licensed, [tenured] limited licensed or provisionally licensed  
1832 or use in connection with [his] such person's name or place of business  
1833 the term "real estate appraiser", "real estate appraisal", "certified  
1834 appraiser", "certified appraisal", "residential appraiser", "residential  
1835 appraisal", ["tenured] "limited licensed appraiser", "provisional  
1836 appraiser" or "provisional appraisal" or any words, letters,  
1837 abbreviations or insignia indicating or implying that [he] such person  
1838 is a certified, licensed, [tenured] limited licensed or provisionally  
1839 licensed, as appropriate, real estate appraiser in this state. Any person  
1840 who violates the provisions of this subsection shall be fined not more  
1841 than one thousand dollars or imprisoned not more than six months, or  
1842 both.

1843 Sec. 73. Section 20-524 of the general statutes is repealed and the  
1844 following is substituted in lieu thereof:

1845 The commission shall submit to the Governor, as provided in  
1846 section 4-60, a report of its official acts under sections 20-500 to 20-528,  
1847 inclusive, as amended by this act. The commission shall keep a record  
1848 of proceedings and orders pertaining to the matters under its  
1849 jurisdiction and of certifications, licenses, [tenured] limited licenses or  
1850 provisional licenses granted, refused, suspended or revoked by it and  
1851 of all reports sent to its office. The commission shall furnish without  
1852 charge, for official use only, certified copies of certifications, licenses,  
1853 [tenured] limited licenses, provisional licenses and documents relating  
1854 thereto, to officials of this state or any municipality in this state, to  
1855 officials of any other state and to any court in this state. Any certified  
1856 copy of any document or record of the commission, attested as a true  
1857 copy by the chairman of the commission, shall be competent evidence  
1858 in any court of this state of the facts contained in such document or  
1859 record.

1860 Sec. 74. Section 20-525 of the general statutes is repealed and the  
1861 following is substituted in lieu thereof:

1862 The Department of Consumer Protection, at the request of the  
1863 commission, may periodically compile and publish a bulletin  
1864 containing information and material relating to the commission, its  
1865 functions and certifications, licenses, [tenured] limited licenses,  
1866 provisional licenses and other information and material relating to the  
1867 real estate appraisal industry which might be of help and interest to  
1868 certificate holders, licensees, [tenured] limited licensees or provisional  
1869 licensees in their service of the public. The commission may also  
1870 request the department to publish such information and material in  
1871 any established periodical published in the state if, in the opinion of  
1872 the commission, such form of publication would ensure the widest  
1873 dissemination of such information and material to certification holders,  
1874 licensees, [tenured] limited licensees and provisional licensees and the  
1875 public.

1876 Sec. 75. Section 20-526 of the general statutes is repealed and the  
1877 following is substituted in lieu thereof:

1878 The provisions of sections 20-500 to 20-528, inclusive, as amended  
1879 by this act, concerning the certification, licensing, [tenured] limited  
1880 licensing or provisional licensing of real estate appraisers shall not  
1881 apply to (1) any person under contract with a municipality who  
1882 performs a revaluation of real estate for assessment purposes pursuant  
1883 to section 12-62, as amended, and (2) any licensed real estate broker or  
1884 real estate salesperson who estimates the value of real estate as part of  
1885 a market analysis performed for the purpose of (A) a prospective  
1886 listing or sale of such real estate, (B) providing information to the seller  
1887 or landlord under a listing agreement, or (C) providing information to  
1888 a prospective buyer or tenant under a buyer or tenant agency  
1889 agreement, provided such estimate of value shall not be referred to or  
1890 be construed as an appraisal.

1891 Sec. 76. (NEW) (a) As used in this section and subsection (a) of  
1892 section 30-91 of the general statutes, as amended by this act:

1893 (1) "Casino" means the premises within which a gaming facility is  
1894 operated with other facilities, including, but not limited to, restaurants,  
1895 hotels, nightclubs, bingo halls or convention centers; and (2) "Gaming  
1896 facility" means a room or rooms within which class III gaming, as  
1897 defined in the Indian Gaming Regulatory Act, P.L. 100-497, 25 USC  
1898 2701, et seq., is legally conducted.

1899 (b) A casino permit shall allow the retail sale of alcoholic liquor to  
1900 be consumed on the premises of a casino.

1901 (c) A casino permit shall allow the manufacture, storage and  
1902 bottling of beer to be consumed on the premises with or without the  
1903 sale of food, provided the holder of a casino permit produces at least  
1904 five thousand gallons of beer on the premises annually.

1905 (d) A casino permit shall allow the retail sale of alcoholic liquor by  
1906 means of a guest bar located in hotel guest rooms provided such guest

1907 bar is: (1) Accessible only by key, magnetic card or similar device  
1908 provided by the hotel to a registered guest twenty-one years of age or  
1909 older; and (2) restocked no earlier than nine o'clock a.m. and no later  
1910 than one o'clock a.m.

1911 (e) The annual fee for a casino permit shall be two thousand four  
1912 hundred dollars plus an additional fifty dollars for each guest room  
1913 containing a guest bar.

1914 Sec. 77. Subsection (a) of section 30-91 of the general statutes is  
1915 repealed and the following is substituted in lieu thereof:

1916 (a) The sale or the dispensing or consumption or the presence in  
1917 glasses or other receptacles suitable to permit the consumption of  
1918 alcoholic liquor by an individual in places operating under hotel  
1919 permits, restaurant permits, cafe permits, restaurant permits for  
1920 catering establishments, bowling establishment permits, racquetball  
1921 facility permits, club permits, coliseum permits, coliseum concession  
1922 permits, special sporting facility restaurant permits, special sporting  
1923 facility employee recreational permits, special sporting facility guest  
1924 permits, special sporting facility concession permits, special sporting  
1925 facility bar permits, golf country club permits, nonprofit public  
1926 museum permits, university permits, airport restaurant permits,  
1927 airport bar permits, airport airline club permits, tavern permits, a  
1928 manufacturer permit for a brew pub, casino permits, caterer liquor  
1929 permits and charitable organization permits shall be unlawful on: (1)  
1930 Monday, Tuesday, Wednesday, Thursday and Friday between the  
1931 hours of one o'clock a.m. and nine o'clock a.m.; (2) Saturday between  
1932 the hours of two o'clock a.m. and nine o'clock a.m.; (3) Sunday  
1933 between the hours of two o'clock a.m. and eleven o'clock a.m.; (4)  
1934 Christmas, except (A) for alcoholic liquor that is served [with hot  
1935 meals] where food is also available during the hours otherwise  
1936 permitted by this section for the day on which Christmas falls, and (B)  
1937 by casino permittees at casinos, as defined in section 24 of this act; and  
1938 (5) January first between the hours of three o'clock a.m. and nine  
1939 o'clock a.m., except that on any Sunday that is January first the

1940 prohibitions of this section shall be between the hours of three o'clock  
1941 a.m. and eleven o'clock a.m.

1942 Sec. 78. Section 2 of public act 99-159 is amended by adding  
1943 subsection (d) as follows:

1944 (NEW) (d) The holder of a caterer liquor permit shall be exempt  
1945 from the provisions of sections 30-38, 30-52 and 30-54 and from the  
1946 requirements to affix and maintain a placard, as provided in  
1947 subdivision (3) of subsection (b) of section 30-39, as amended by this  
1948 act.

1949 Sec. 79. Subsection (g) of section 20-427 of the general statutes is  
1950 repealed and the following is substituted in lieu thereof:

1951 [(g) A certificate shall not be restored unless it is renewed not later  
1952 than one year after its expiration.] (g) The renewal fee for a certificate  
1953 of registration as a home improvement contractor acting solely as the  
1954 contractor of record for a corporation, shall be waived, if such  
1955 contractor uses such registration for the sole purpose of directing,  
1956 supervising or performing home improvements for such corporation.

1957 Sec. 80. Within available appropriations, the secretary of the Office  
1958 of Policy and Management in consultation with the commissioner of  
1959 Administrative Services, the commissioner of Labor, the chairpersons  
1960 and ranking members of the joint standing committee of the General  
1961 Assembly having cognizance of matters relating to labor and public  
1962 employees, or their designees, may hire a consultant, in accordance  
1963 with part II of chapter 55a of the general statutes, to conduct a study of  
1964 the costs and benefits of providing wage replacement to employees  
1965 who take family and medical leave in Connecticut. The study may  
1966 include (1) projected utilization of wage-replaced family and medical  
1967 leave, (2) to the extent such information is available the percentage of  
1968 family and medical leave that is currently taken and is fully or partially  
1969 paid under existing employer policies, and the potential impact that a  
1970 state program would have on these employer policies, (3) the direct  
1971 impact if any, that providing wage replacement during family and

1972 medical leave has on costs incurred in other government programs  
1973 such as temporary family assistance, unemployment compensation,  
1974 and Medicaid reimbursement for care provided at nursing homes, (4)  
1975 an estimate of average costs for employees who do not receive paid  
1976 family or medical leave if providing necessary services for family  
1977 members such as infant care, elder care, or care for disabled family  
1978 members, (5) the impact on employers of providing a state family and  
1979 medical leave benefit for employees, including the impact on overall  
1980 employment, retention, recruitment and training costs, and  
1981 productivity, (6) the costs of providing wage replacement through  
1982 existing state insurance systems such as unemployment insurance and  
1983 through new temporary disability insurance or a new family and  
1984 medical leave insurance account, and (7) the feasibility of job sharing,  
1985 telecommuting and the utilization of flex time scheduling. On or  
1986 before July 1, 2001, the secretary shall report the findings of the  
1987 consultant to the joint standing committee of the General Assembly  
1988 having cognizance of matters relating to labor and public employees.

1989 Sec. 81. Section 16-19hh of the general statutes is amended by  
1990 adding subsection (c) as follows:

1991 (NEW) (c) Notwithstanding the provisions of subsections (a) and (b)  
1992 of this section, a customer that is an existing or proposed  
1993 manufacturing plant that will add or create one hundred or more jobs  
1994 and that will demand at least fifty kilowatts of additional load through  
1995 the construction or expansion of manufacturing facilities may be  
1996 exempted from a portion of the payment of the competitive transition  
1997 assessment required under section 16-145g. A customer meeting these  
1998 requirements may apply to the department for an exemption from the  
1999 payment of the competitive transition assessment that relate to the new  
2000 or incremental load created by such construction or expansion. The  
2001 department shall hold a hearing on any such application, and if  
2002 approved, direct the electric distribution company to refrain from  
2003 collecting a specific portion of the competitive transition assessment  
2004 from such customer. The department may adopt regulations pursuant  
2005 to chapter 54 to implement the provisions of this section.

2006 Sec. 82. Subsection (c) of section 10-75 of the general statutes is  
2007 repealed and the following is substituted in lieu thereof:

2008 (c) In addition to the grants described in subsection (a) of this  
2009 section, within available appropriations, (1) each local or regional  
2010 board of education operating a vocational agriculture center in which  
2011 more than one hundred and fifty of the students in the prior school  
2012 year were out-of-district students shall be eligible to receive, a grant in  
2013 an amount equal to five hundred dollars for every secondary school  
2014 student enrolled in such center on October first of the previous year,  
2015 [and] (2) on and after July 1, 2000, if a local or regional board of  
2016 education operating a vocational agriculture center that received a  
2017 grant pursuant to subdivision (1) of this subsection, no longer qualifies  
2018 for such a grant, such local or regional board of education shall receive  
2019 a grant in an amount determined as follows: (A) For the first fiscal  
2020 year such board of education does not qualify for a grant under said  
2021 subdivision (1), a grant in the amount equal to four hundred dollars  
2022 for every secondary school student enrolled in its vocational  
2023 agriculture center on October first of the previous year, (B) for the  
2024 second successive fiscal year such board of education does not so  
2025 qualify, a grant in an amount equal to three hundred dollars for every  
2026 such secondary school student enrolled in such center on said date, (C)  
2027 for the third successive fiscal year such board of education does not so  
2028 qualify, a grant in an amount equal to two hundred dollars for every  
2029 such secondary school student enrolled in such center on said date,  
2030 and (D) for the fourth successive fiscal year such board of education  
2031 does not so qualify, a grant in an amount equal to one hundred dollars  
2032 for every such secondary school student enrolled in such center on  
2033 said date, and (3) each local and regional board of education operating  
2034 a vocational agriculture center which does not receive a grant pursuant  
2035 to [subdivision] subdivisions (1) or (2) of this subsection shall receive a  
2036 grant in an amount equal to sixty dollars for every secondary school  
2037 student enrolled in such center on said date.

2038 Sec. 83. Notwithstanding the provisions of subparagraph (c) of  
2039 subdivision (60) of section 12-81 of the general statutes, any person

2040 otherwise eligible for an exemption, relating to a manufacturing  
2041 facility in a distressed municipality having a population of not less  
2042 than one hundred thousand persons, pursuant to subparagraph (a) of  
2043 said subdivision for grand list years 1995, 1996 and 1997, except that  
2044 such person failed to make application within the time specified in  
2045 said subparagraph (c), may submit an application for exemption not  
2046 later than thirty days after the effective date of this act. The application  
2047 shall be accompanied by the fee required by section 12-81k of the  
2048 general statutes. Upon receipt of the application and fee and  
2049 verification of payment of such taxes, the municipality may reimburse  
2050 such person in an amount equal to the amount by which such taxes  
2051 exceed the taxes payable if the application had been filed in a timely  
2052 manner and notwithstanding the time for filing with the Secretary of  
2053 the Office of Policy and Management specified in section 32-9s of the  
2054 general statutes, shall be eligible for payment pursuant to said section  
2055 32-9s.

2056 Sec. 84. Notwithstanding any provisions of the general statutes and  
2057 the untimely receipt of the application of a taxpayer who is a  
2058 corporation organized under the laws of the state of Delaware, for the  
2059 issuance of an eligibility certificate for its manufacturing facility under  
2060 section 32-9r of the general statutes, who relied in good faith on an  
2061 eligibility certificate erroneously issued by a municipality on or before  
2062 December 31, 1990, such taxpayer shall be allowed a credit against the  
2063 corporation business tax for its income years commencing on or after  
2064 April 1, 1990, but prior to April 1, 2000, under the provisions of section  
2065 12-217e of the general statutes, as in effect during the income year  
2066 commencing on April 1, 1990. Any tax assessed or any interest  
2067 previously charged to any such taxpayer by the Commissioner of  
2068 Revenue Services for such years, which tax and interest are attributable  
2069 to such credit, shall be cancelled.

2070 Sec. 85 Notwithstanding the provisions of subparagraph (c) of  
2071 subdivision (60) of section 12-81 of the general statutes, any person  
2072 otherwise eligible for an exemption, relating to machinery and  
2073 equipment in a distressed municipality for which an eligibility

2074 certificate has been issued by the Department of Economic and  
2075 Community Development pursuant to subparagraph (a) of said  
2076 subdivision for the 1994 assessment year, except that such person  
2077 failed to make application within the time specified in said  
2078 subparagraph (c), may submit an application for exemption not later  
2079 than thirty days after the effective date of this act. The application shall  
2080 be accompanied by the fee required by section 12-81k of the general  
2081 statutes. Upon receipt of the application and fee and verification of  
2082 payment of such taxes, the municipality may reimburse such person in  
2083 an amount equal to the amount by which such taxes exceed the taxes  
2084 payable if the application had been filed in a timely manner and  
2085 notwithstanding the time for filing with the Secretary of the Office of  
2086 Policy and Management specified in section 32-9s of the general  
2087 statutes, shall be eligible for payment pursuant to said section 32-9s.

2088       Sec. 86. (a) There shall be a personal property tax credit for any  
2089 company located in this state which acquired, whether by purchase,  
2090 lease purchase, or lease agreement, machinery and equipment used in  
2091 manufacturing and machinery and equipment used in the  
2092 biotechnology industry, and such machinery and equipment was  
2093 assessed at two million one hundred eighty-seven thousand three  
2094 hundred sixty-one dollars and five million seven thousand twelve  
2095 dollars for the assessment years 1997 and 1998, respectively; and said  
2096 company paid personal property taxes for such machinery and  
2097 equipment in the amount of seventy-six thousand six hundred forty-  
2098 five dollars and fourteen cents and one hundred seventy-four  
2099 thousand nine hundred ninety-five dollars and fourteen cents for  
2100 assessment years 1997 and 1998, respectively. The tax credit (1) shall be  
2101 available for a period of five years from the effective date of this  
2102 section; (2) shall be in an amount equal to twenty per cent of the  
2103 aggregate amount of the personal property taxes paid for machinery  
2104 and equipment used in manufacturing and machinery and equipment  
2105 used in the biotechnology industry for the grand list years 1997 and  
2106 1998; and (3) shall be a credit against the amount of personal property  
2107 taxes due and payable for the assessment years 1999, 2000, 2001, 2002

2108 and 2003.

2109 (b) Any municipality affected by subsection (a) of this section shall  
2110 apply to the Office of Policy and Management for a state payment in  
2111 lieu of the revenue which would have been received except for the  
2112 provisions of said subsection (a). Such application and payment shall  
2113 be in accordance with the provisions of section 12-94b of the general  
2114 statutes.

2115 Sec. 87. Any taxpayer who was eligible for a refund of taxes under  
2116 section 12-459 of the general statutes for fuel used during calendar year  
2117 1996 but who failed to make a claim for refund under said section 12-  
2118 459 within the statutory claim period, may make such claim as set  
2119 forth in said section 12-459 not later than ninety days after the effective  
2120 date of this act. The Commissioner of Revenue Services shall accept  
2121 such claim as if it were received within the statutory claim period and  
2122 shall proceed to make a determination on such claim as provided  
2123 under said section 12-459.

2124 Sec. 88. Notwithstanding the provisions of subparagraph (B) of  
2125 subdivision (72) of section 12-81 of the general statutes, any person  
2126 otherwise eligible for a 1998 grand list exemption pursuant to said  
2127 subdivision in the city of Waterbury except that such person failed to  
2128 file the required exemption application within the time period  
2129 prescribed, shall be regarded as having filed said application in a  
2130 timely manner if such person filed said application on or before  
2131 January 27, 1999, and pays a late filing fee of five hundred dollars, on  
2132 or before July 1, 2000, to said city. Upon confirmation of the receipt of  
2133 such fee and verification of the exemption eligibility of the machinery  
2134 and equipment included in such application, the assessor shall  
2135 approve the exemption for such property. Notwithstanding the  
2136 provisions of subsection (a) of section 12-94b of the general statutes,  
2137 the assessor may submit such approved exemption application to the  
2138 Secretary of the Office of Policy and Management together with a  
2139 request for reimbursement of the tax loss resulting from such  
2140 exemption. Subject to the Secretary's review and approval of such

2141 exemption, such reimbursement shall be included in the next  
2142 certification the Secretary makes to the Comptroller under the  
2143 provisions of section 12-94b of the general statutes. If a tax payment  
2144 was remitted in the fiscal year commencing July 1, 1999, for property  
2145 approved for such exemption, said city shall reimburse the person who  
2146 filed such approved exemption application, in an amount equal to  
2147 such tax.

2148 Sec. 89. Notwithstanding the provisions of subparagraph (B) of  
2149 subdivision (72) of section 12-81 of the general statutes, any person  
2150 otherwise eligible for a 1999 grand list exemption pursuant to said  
2151 subdivision in the city of Meriden except that such person failed to file  
2152 the required exemption application within the time period prescribed,  
2153 shall be regarded as having filed said application in a timely manner if  
2154 such person (1) filed said application on February 7, 2000; (2) signs  
2155 such application on or before July 1, 2000; and (3) pays a late filing fee  
2156 of five hundred dollars, at the time said application is signed, to said  
2157 city. Upon confirmation of the receipt of such fee and verification of  
2158 the exemption eligibility of the machinery and equipment included in  
2159 such application, the assessor shall approve the exemption for such  
2160 property. Notwithstanding the provisions of subsection (a) of section  
2161 12-94b of the general statutes, the assessor of the city of Meriden may  
2162 submit such approved exemption application to the Secretary of the  
2163 Office of Policy and Management together with a request for  
2164 reimbursement of the tax loss resulting from such exemption. Subject  
2165 to the secretary's review and approval of such exemption, such  
2166 reimbursement shall be included in the next certification the secretary  
2167 makes to the Comptroller under the provisions of section 12-94b of the  
2168 general statutes."

2169 Sec. 90. Notwithstanding the provisions of subdivision (c) of  
2170 subsection (59) of section 12-81 of the general statutes, any person  
2171 otherwise eligible for an exemption, relating to real property taxes in  
2172 the city of Hartford for which an eligibility certificate has been issued  
2173 by the Department of Economic and Community Development  
2174 pursuant to subdivision (a) of said subsection for assessment year

2175 1999, except that such person failed to make application within the  
2176 time specified in said subdivision (c), may submit an application for  
2177 exemption not later than thirty days after the effective date of this act.  
2178 The application shall be accompanied by the fee required by section  
2179 12-81k of the general statutes. Upon receipt of the application and fee  
2180 and verification of payment of such taxes, the municipality may  
2181 reimburse such person in an amount equal to the amount by which  
2182 such taxes exceed the taxes payable if the application had been filed in  
2183 a timely manner and, notwithstanding the time for filing with the  
2184 Secretary of the Office of Policy and Management specified in section  
2185 32-9s of the general statutes, shall be eligible for payment pursuant to  
2186 said section 32-9s.

2187 Sec. 91. Notwithstanding the provisions of subparagraph (B) of  
2188 subdivision (72) of section 12-81 of the general statutes, any person  
2189 otherwise eligible for a 1996 grand list exemption pursuant to said  
2190 subdivision in the city of Milford except that such person failed to file  
2191 the required exemption application within the time period prescribed,  
2192 shall be regarded as having filed said application in a timely manner if  
2193 such person files said application not later than thirty days after the  
2194 effective date of this section and pays the late filing fee pursuant to  
2195 section 12-81k of the general statutes. Upon confirmation of the receipt  
2196 of such fee and verification of the exemption eligibility of the  
2197 machinery and equipment included in such application, the assessor  
2198 shall approve the exemption for such property. If taxes have been paid  
2199 on the property for which such exemption is approved, the city of  
2200 Milford shall reimburse such person in an amount equal to the amount  
2201 by which such taxes exceed the taxes payable if the application had  
2202 been filed in a timely manner. Notwithstanding the provisions of  
2203 subsection (a) of section 12-94b of the general statutes, the assessor of  
2204 the city of Milford may submit such approved exemption application  
2205 to the Secretary of the Office of Policy and Management together with  
2206 a request for reimbursement of the tax loss resulting from such  
2207 exemption. Subject to the secretary's review and approval of such  
2208 exemption, such reimbursement shall be included in the next

2209 certification the secretary makes to the Comptroller under the  
2210 provisions of section 12-94b of the general statutes

2211 Sec. 92. Notwithstanding the provisions of subdivision (72) of  
2212 section 12-81 of the general statutes, any person otherwise eligible for a  
2213 1999 grand list exemption pursuant to said subdivision (72) in the  
2214 town of Madison except that such person failed to file the required  
2215 exemption application within the time period prescribed, shall be  
2216 regarded as having filed said application in a timely manner if such  
2217 person filed said application on or before thirty days after the effective  
2218 date of this act, and pays a late filing fee as provided in section 12-81k  
2219 of the general statutes. Upon confirmation of the receipt of such fee  
2220 and verification of the exemption eligibility of the machinery and  
2221 equipment included in such application, the assessor shall approve the  
2222 exemption for such property. Notwithstanding the provisions of  
2223 subsection (a) of section 12-94b of the general statutes, the assessor  
2224 may submit such approved exemption application to the Secretary of  
2225 the Office of Policy and Management together with a request for  
2226 reimbursement of the tax loss resulting from such exemption. Subject  
2227 to the secretary's review and approval of such exemption, such  
2228 reimbursement shall be included in the next certification the secretary  
2229 makes to the Comptroller under the provisions of section 12-94b of the  
2230 general statutes.

2231 Sec. 93. Notwithstanding the provisions of subsection (c) of  
2232 subdivision (59) of section 12-81 of the general statutes, any person  
2233 otherwise eligible for a 1998 grand list exemption for real property  
2234 located in a municipality's enterprise corridor zone, except that such  
2235 person failed to make application within the time specified in said  
2236 subdivision, may submit an application for exemption not later than  
2237 thirty days after the effective date of this act. The application shall be  
2238 accompanied by the fee required by section 12-81k of the general  
2239 statutes. Upon receipt of the application and fee and verification of the  
2240 exemption eligibility of the property included in such application, the  
2241 assessor shall approve the exemption for such property.  
2242 Notwithstanding the provisions of section 32-9s of the general statutes,

2243 the assessor may submit such approved exemption application to the  
2244 Secretary of the Office of Policy and Management together with a  
2245 request for reimbursement of the tax loss resulting from such  
2246 exemption. Subject to the secretary's review and approval of said  
2247 exemption, such reimbursement shall be included in the next  
2248 certification the secretary makes to the Comptroller under the  
2249 provisions of said section 32-9s. The municipality in which said  
2250 property is located shall reimburse such person in an amount equal to  
2251 the amount by which the taxes paid with respect to said property  
2252 exceed the taxes payable if the application had been filed in a timely  
2253 manner.

2254 Sec. 94. Notwithstanding the provisions of section 12-81k and  
2255 subparagraph (B) of subdivision (72) of section 12-81 of the general  
2256 statutes, any person in the city of Meriden for whom an eligibility  
2257 certificate was issued by the Department of Economic and Community  
2258 Development pursuant to section 32-9r of the general statutes and who  
2259 failed to make application for the exemption provided under said  
2260 subdivision (72) of section 12-81 for the assessment year commencing  
2261 October 1, 1994, may submit an application for such exemption not  
2262 later than thirty days after the effective date of this section. The tax  
2263 assessor for the city of Meriden may approve the exemption of  
2264 property included in such application and, notwithstanding the  
2265 provisions of section 12-94b of the general statutes, may submit a  
2266 request for reimbursement of the tax loss resulting from such  
2267 exemption to the Secretary of the Office of Policy and Management.  
2268 Subject to the secretary's review and approval of such exemption, such  
2269 reimbursement shall be included in the next certification the secretary  
2270 makes to the State Comptroller under the provisions of said section 12-  
2271 94b.

2272 Sec. 95. The tax assessor for the city of Meriden may rescind any  
2273 previous denial of the exemption provided under subdivision (72) of  
2274 section 12-81 pursuant to subparagraph (D) of said subdivision with  
2275 respect to the assessment years commencing October 1, 1997, and  
2276 October 1, 1998, for a person described in section 1 of this act.

2277 Notwithstanding the provisions of section 12-94b of the general  
2278 statutes, the tax assessor for the city of Meriden may submit a request  
2279 for reimbursement of the tax loss resulting from the approval of said  
2280 exemptions to the Secretary of the Office of Policy and Management.  
2281 Subject to the secretary's review and approval of such exemptions,  
2282 such reimbursement shall be included in the next certification the  
2283 secretary makes to the State Comptroller under the provisions of said  
2284 section 12-94b.

2285 Sec. 96. Notwithstanding the provisions of subdivision (c) of  
2286 subsection (59) of section 12-81 of the general statutes, any person  
2287 otherwise eligible for an exemption, relating to real property taxes in  
2288 the city of Hartford for which an eligibility certificate has been issued  
2289 by the Department of Economic and Community Development  
2290 pursuant to subdivision (a) of said subsection for assessment year  
2291 1999, except that such person failed to make application within the  
2292 time specified in said subdivision (c), may submit an application for  
2293 exemption not later than thirty days after the effective date of this act.  
2294 The application shall be accompanied by the fee required by section  
2295 12-81k of the general statutes. Upon receipt of the application and fee  
2296 and verification of payment of such taxes, the municipality may  
2297 reimburse such person in an amount equal to the amount by which  
2298 such taxes exceed the taxes payable if the application had been filed in  
2299 a timely manner and, notwithstanding the time for filing with the  
2300 Secretary of the Office of Policy and Management specified in section  
2301 32-9s of the general statutes, shall be eligible for payment pursuant to  
2302 said section 32-9s.96.

2303 Sec. 97. Section 7-522 of the general statutes is repealed and the  
2304 following is substituted in lieu thereof:

2305 (a) On or after July 7, 1987, any municipality may apply for an  
2306 emergency relief grant to reimburse such municipality for documented  
2307 expenses related to any emergency occurring on or after January 1,  
2308 1987. [To] Except as provided under subsection (d) of this section, to  
2309 receive a grant from the local emergency relief account, a municipality

2310 shall furnish to the Secretary of the Office of Policy and Management,  
2311 in the form and manner prescribed by the secretary, a grant  
2312 application that shall consist of: (1) A description of the nature of the  
2313 emergency necessitating the grant request and a reference to any  
2314 official proclamation declaring an emergency situation to exist; (2)  
2315 information whether or not the municipality requested and received  
2316 assistance from any federal, state or local governmental agency; (3) a  
2317 certified copy of the action taken or to be taken by the municipality for  
2318 emergency response; and (4) certification that such municipality's  
2319 emergency response activities meet the criteria set forth by the Local  
2320 Emergency Relief Advisory Committee.

2321 (b) The Local Emergency Relief Advisory Committee shall  
2322 recommend approval or disapproval of each completed application  
2323 made pursuant to subsection (a) of this section for an emergency relief  
2324 grant within thirty days of receipt of [an] such application and shall  
2325 recommend approval and the percentage of reimbursement to be paid  
2326 if the committee finds that: (1) The emergency for which grant  
2327 assistance is requested meets the criteria set forth by the committee;  
2328 and (2) sufficient funds are available within the local emergency relief  
2329 account. [; and (3) grant] Such grant proceeds shall be used to  
2330 reimburse costs associated with local emergency response activities.  
2331 [or to satisfy a local matching requirement for federal assistance under  
2332 the federal Disaster Relief Act.]

2333 (c) Upon recommendation by the Local Emergency Relief Advisory  
2334 Committee of approval of an application for an emergency relief grant,  
2335 and upon approval of such recommendation by the Finance Advisory  
2336 Committee, under subsection (b) of this section, the Secretary of the  
2337 Office of Policy and Management shall certify to the Comptroller the  
2338 amount due to the municipality. Not later than fifteen days after such  
2339 certification, the Comptroller shall draw his order on the Treasurer  
2340 and, not later than fifteen days thereafter, the Treasurer shall pay the  
2341 grant to the municipality.

2342 (d) In the case of an emergency relief grant, the proceeds of which

2343 shall be used to satisfy a local matching requirement for federal  
2344 assistance under the federal Disaster Relief Act, upon approval by the  
2345 Secretary of the Office of Policy and Management of a completed  
2346 federal disaster assistance application, the secretary shall certify to the  
2347 Comptroller the amount due to the municipality. Not later than fifteen  
2348 days after such certification, the Comptroller shall draw his order on  
2349 the Treasurer and, not later than fifteen days thereafter, the Treasurer  
2350 shall pay the grant to the municipality. [(d)]

2351 (e) Each municipality receiving an emergency relief grant under this  
2352 section shall use the grant for the reimbursement of eligible costs  
2353 associated with local emergency response activities or to satisfy a local  
2354 matching requirement for federal disaster assistance. If the  
2355 municipality should at any time recover any portion of such costs from  
2356 another source, the municipality shall repay the local emergency relief  
2357 account for any reimbursement received to the extent of such recovery.

2358 Sec. 98. Subsection (a) of section 1 of substitute house bill 5544 of the  
2359 current session is repealed and the following is substituted in lieu  
2360 thereof:

2361 (a) On or after the effective date of this act, the Retirement  
2362 Commission may create a deferred retirement option plan and  
2363 prescribe the manner in which such option plan may be adopted by a  
2364 municipality participating in the Municipal Employees Retirement  
2365 Fund, provided the method of adoption is in accordance with  
2366 subsection (c) of this section. If created, such plan shall permit  
2367 members of the Municipal Employees' Retirement Fund who are  
2368 eligible for a service retirement allowance to elect participation in such  
2369 plan, provided such plan has been adopted by the participating  
2370 municipality that employs such member.

2371 Sec. 99. Substitute House Bill 5175 of the current session shall take  
2372 effect from its passage.

2373 Sec. 100. Section 31 of public act 90-270 is repealed.

2374       Sec. 101. This act shall take effect from its passage, except that  
2375 sections 15 to 21, inclusive, sections 26 to 42, inclusive, sections 50 and  
2376 53, sections 79 to 82, inclusive, and section 98 shall take effect July 1,  
2377 2000, sections 1 to 3, inclusive, sections 5 to 8, inclusive, and section 11  
2378 shall take effect January 1, 2001, and section 6 shall be applicable to  
2379 taxable years commencing on or after January 1, 2001, and section 11  
2380 shall be applicable to income years commencing on or after January 1,  
2381 2001."