



General Assembly

February Session, 2000

Amendment

LCO No. 4317

Offered by:

SEN. UPSON, 15th Dist.

SEN. EADS, 30th Dist.

SEN. DELUCA, 32nd Dist

SEN. ANISKOVICH, 12th Dist.

SEN. MCKINNEY, 28th Dist.

SEN. CAPPIELLO, 24th Dist.

To: Subst. House Bill No. 5832

File No. 644

Cal. No. 481

"An Act Reforming The Sheriff System."

1 Strike lines 53 to 60, inclusive, in their entirety and insert the
2 following in lieu thereof:

3 "(b) The Judicial Department shall employ judicial marshals for
4 prisoner custody and transportation responsibilities pursuant to this
5 section. The Chief Court Administrator may establish employment
6 standards and implement appropriate training programs to assure
7 secure prisoner custody and transportation. Such standards and
8 programs shall be in force and effect by October 1, 2000. Any property
9 used by the sheriffs for prisoner transportation shall be transferred to
10 the Judicial Department."

11 In line 180 strike "December" and insert "October" in lieu thereof

12 Strike subsection (b) of section 132 in its entirety and substitute the
13 following in lieu thereof:

14 "(b) Notwithstanding any provision of this chapter, each person
15 employed as a judicial marshal pursuant to section 1 or 2 of this act, on
16 or after October 1, 2000, shall become a member of the state employees
17 retirement system on the date of such employment and vesting and
18 credited service shall be calculated from the date of such employment,
19 provided in no event shall an employee receiving payments pursuant
20 to section 5-164a or section 5-192v receive vesting or credited service
21 under this section."

22 Strike subdivisions (2) and (3) of subsection (l) of section 133 in their
23 entirety and substitute the following in lieu thereof:

24 "(2) On the effective date of this act, any state marshal shall be
25 allowed to participate in the plan or plans procured by the
26 Comptroller pursuant to subsection (a) of this section. Such
27 participation shall be voluntary and the participant shall pay the full
28 cost of the coverage under such plan.

29 (3) Effective October 1, 2000, any judicial marshal shall be allowed
30 to participate in the plan or plans procured by the Comptroller
31 pursuant to subsection (a) of this section. Such participation shall be
32 voluntary and the participant shall pay the full cost of the coverage
33 under such plan unless and until the judicial marshals participate in
34 the plan or plans procured by the Comptroller under section 5-259
35 through collective bargaining negotiations pursuant to subsection (f) of
36 section 5-278."

37 Strike section 141 in its entirety and substitute the following in lieu
38 thereof:

39 "Sec. 141. Section 6-33 of the general statutes is repealed and the
40 following is substituted in lieu thereof:

41 The sheriffs elected in the several counties shall receive salaries
42 annually as follows: The sheriffs of the counties of New Haven,
43 Hartford, Fairfield and New London, thirty-seven thousand dollars
44 each; the sheriffs of the counties of Middlesex, Tolland, Litchfield and

45 Windham, thirty-five thousand dollars each. Said salaries shall be paid
46 by the state and shall be in full compensation for the performance of all
47 duties required by law to be performed by any of said sheriffs for the
48 state of Connecticut. [, except for the service of civil process, for which
49 service any such sheriff shall be entitled to receive and retain the fees
50 therefor provided by law.] Said salaries shall be in lieu of all other
51 salaries paid by the state to said sheriffs. [,and all fees and allowances,
52 except those for the service of civil process, payable by statute to a
53 sheriff elected in any county, shall belong to the state, and shall be
54 collected by such sheriff for its use; provided, in cases where such fees
55 are payable ultimately by the state, no such fee shall be taxed, allowed
56 or paid to any such sheriff.] Commencing on the effective date of this
57 act, the Department of Administrative Services shall be responsible for
58 the administrative functions of the Office of the County Sheriffs."

59 Strike sections 143 and 144 in their entirety and substitute the
60 following in lieu thereof:

61 "Sec. 143. (NEW) On or after October 1, 2000, no sheriff may appoint
62 or remove any deputy sheriff or special deputy sheriff.

63 Sec. 144. (NEW) Before October 1, 2000, each high sheriff, in
64 carrying out the duties of sheriff, shall cooperate with the Chief Court
65 Administrator to ensure the efficient operation of the office of sheriff
66 and transition of the functions of said office to the Judicial
67 Department."

68 Strike sections 146, 147 and 148 in their entirety and substitute the
69 following in lieu thereof:

70 "Sec. 146. (NEW) (a) There is established a State Marshals Advisory
71 Board which shall consist of twenty-four state marshals. On or before
72 the effective date of this act, and annually thereafter, the state marshals
73 in each county shall elect from among the state marshals in their
74 county the following number of state marshals to serve on the board:
75 Hartford, New Haven and Fairfield counties, four state marshals; New
76 London and Litchfield counties, three state marshals; and Tolland,

77 Middlesex and Windham counties, two state marshals. State marshals
78 elected to serve on the board shall serve for a term of one year and
79 may be reelected.

80 (b) On or after the effective date of this act, the Chief Court
81 Administrator shall designate a date and time for the state marshals in
82 each county to come together for the purpose of electing state marshals
83 from each county to serve on the State Marshals Advisory Board
84 pursuant to subsection (a) of this section. A majority of the filled state
85 marshal positions in each county shall constitute a quorum for that
86 county. The election of state marshals to serve on the board shall be by
87 majority vote. The names of the state marshals elected in each county
88 shall be forwarded to the Chief Court Administrator. The Chief Court
89 Administrator, upon receipt of the election results from all counties,
90 shall designate a date and time for the first meeting of the board to
91 take place as soon as practicable after November 14, 2000.

92 Sec. 147. Subsection (b) of section 5-192v of the general statutes is
93 repealed and the following is substituted in lieu thereof:

94 (b) No member reemployed under this section or otherwise
95 reentering state service shall receive a retirement income during [his]
96 such member's reemployment or other state service except (1) if [his]
97 such member's services are rendered for not more than ninety working
98 days in any one calendar year, provided that any member reemployed
99 for a period of more than ninety working days in one calendar year
100 shall reimburse the state retirement fund for retirement income
101 payments received during such ninety working days; (2) if [his] such
102 member's services are as a member of the General Assembly, [his] such
103 member's retirement income payments shall not be suspended; or (3) if
104 [his] such member's preretirement services which counted towards
105 [his] such member's retirement are other than as a special deputy
106 sheriff pursuant to chapter 78, and if [his] such member's
107 postretirement services are as a special deputy sheriff or, on and after
108 October 1, 2000, as a judicial marshal, and [he] such member was
109 employed as [such] a special deputy sheriff on July 1, 1999.

110 Sec. 148. Subsection (c) of section 5-164a of the general statutes is
111 repealed and the following is substituted in lieu thereof:

112 (c) No member reemployed under this section or under section 5-
113 164 or elected to serve in the General Assembly or otherwise
114 reentering state service shall receive a retirement income during [his]
115 such member's reemployment or other state service except (1) if [his]
116 such member's services as an employee are rendered for not more than
117 ninety working days in any one calendar year, provided that any
118 member reemployed for a period of more than ninety working days in
119 one calendar year shall reimburse the state retirement fund for
120 retirement income payments received during such ninety working
121 days; (2) if [his] such member's services are as a member of the General
122 Assembly or as a sessional employee of the General Assembly during
123 the regular legislative session, [his] such member's retirement income
124 payments shall not be suspended; or (3) if [his] such member's
125 preretirement services which counted towards retirement are other
126 than as a special deputy sheriff pursuant to chapter 78, and if [his]
127 such member's postretirement services are as a special deputy sheriff
128 or, on and after October 1, 2000, as a judicial marshal and [he] such
129 member was employed as [such] a special deputy sheriff on July 1,
130 1999."

131 Strike lines 3949 to 3966, inclusive, in their entirety and substitute
132 the following in lieu thereof:

133 "Sec. 153. Sections 6-30, 6-31, 6-32b, 6-34, 6-37, 6-37a, 6-40 and 6-48 of
134 the general statutes are repealed.

135 Sec. 154. Sections 6-41, 6-43 and 6-44 of the general statutes are
136 repealed.

137 Sec. 155. This act shall take effect October 1, 2000, except that
138 sections 4 to 10, inclusive, 12 to 129, inclusive, 133 to 138, inclusive,
139 141, 142, 146 and 153 shall take effect upon certification by the
140 Secretary of the State of the vote approving the constitutional
141 amendment to abolish the Office of Sheriff and section 124 shall take

142 effect on the date the Commissioner of Children and Families has filed
143 with the Governor and General Assembly written certification that the
144 new Connecticut Juvenile Training Center is operational."