



General Assembly

Substitute Bill No. 5637

February Session, 2000

An Act Implementing The Legislative Commissioners' Recommendations For Technical Revisions To Certain Government Administration And Elections And Related Statutes.

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

1 Section 1. Subsection (b) of section 1-83 of the general statutes is
2 repealed and the following is substituted in lieu thereof:

3 (b) (1) The statement of financial interests, except as provided in
4 subdivision (2) of this subsection, shall include the following
5 information for the preceding calendar year in regard to the individual
6 required to file the statement and [his] the individual's spouse and
7 dependent children residing in the individual's household: (A) The
8 names of all businesses with which associated; (B) the category or type
9 of all sources of income in excess of one thousand dollars, [amounts of
10 income shall not be specified] without specifying amounts of income;
11 (C) the name of securities in excess of five thousand dollars at fair
12 market value owned by such individual, spouse or dependent children
13 or held in the name of a corporation, partnership or trust for the
14 benefit of such individual, spouse or dependent children; (D) the
15 existence of any known blind trust and the names of the trustees; (E)
16 all real property and its location, whether owned by such individual,
17 spouse or dependent children or held in the name of a corporation,
18 partnership or trust for the benefit of such individual, spouse or

19 dependent children; (F) the names and addresses of creditors to whom
20 the individual, [his] the individual's spouse or dependent children,
21 individually, owed debts of more than ten thousand dollars; and (G)
22 any leases or contracts with the state held or entered into by the
23 individual or a business with which he was associated. (2) The
24 statement of financial interests filed by sheriffs and deputy sheriffs
25 shall include only amounts and sources of income earned in their
26 capacity as sheriffs or deputy sheriffs.

27 Sec. 2. Subsection (k) of section 1-84 of the general statutes is
28 repealed and the following is substituted in lieu thereof:

29 (k) No public official or state employee shall accept a fee or
30 honorarium for an article, appearance or speech, or for participation at
31 an event, in [his] the public official's or state employee's official
32 capacity, provided a public official or state employee may receive
33 payment or reimbursement for necessary expenses for any such
34 activity in his official capacity. If a public official or state employee
35 receives such a payment or reimbursement for lodging or out-of-state
36 travel or both, the official or employee shall, within thirty days, file a
37 report of the payment or reimbursement with the commission, unless
38 the payment or reimbursement is provided by the federal government
39 or another state government. If a public official or state employee does
40 not file such report within such period, either intentionally or due to
41 gross negligence on [his part, he] the public official's or state
42 employee's part, the public official or state employee shall return the
43 payment or reimbursement. If any failure to file such report is not
44 intentional or due to gross negligence on the part of the public official
45 or state employee, [he] the public official or state employee shall not be
46 subject to any penalty under this chapter. When a public official or
47 state employee [who] attends an event in this state in [his] the public
48 official's or state employee's official capacity and as a principal speaker
49 at such event and receives admission to or food or beverage at such
50 event from the sponsor of the event, such admission or food or
51 beverage shall not be considered a gift and no report shall be required
52 from such official or employee or from the sponsor of the event.

53 Sec. 3. Subsection (d) of section 1-84b of the general statutes is
54 repealed and the following is substituted in lieu thereof:

55 (d) The provisions of subsection (e) of this section apply to (1)
56 present or former Gaming Policy Board or Division of Special Revenue
57 public officials or state employees who hold or formerly held positions
58 which involve significant decision-making or supervisory
59 responsibility and are designated as such by the State Ethics
60 Commission, in consultation with the agency concerned, and (2)
61 present or former public officials or state employees of other agencies
62 who hold or formerly held positions which involve significant
63 decision-making or supervisory responsibility concerning the
64 regulation or investigation of (A) any business entity (i) engaged in
65 Indian gaming operations in the state and (ii) in which a federally-
66 recognized Indian tribe in the state owns a controlling interest or (B) a
67 governmental agency of a federally-recognized Indian tribe engaged in
68 Indian gaming operations in the state, which positions are designated
69 as such by the State Ethics Commission, in consultation with the
70 agency concerned. Designation of positions subject to the provisions of
71 this subsection shall be by regulations adopted by the State Ethics
72 Commission in accordance with chapter 54. As used in [this]
73 subsection (e) of this section, the term "employment" means
74 professional services or other services rendered as an employee or as
75 an independent contractor.

76 Sec. 4. Section 1-201 of the general statutes is repealed and the
77 following is substituted in lieu thereof:

78 For the purposes of [subsection (a)] subdivision (1) of section 1-200,
79 the Division of Criminal Justice shall not be deemed to be a public
80 agency except in respect to its administrative functions.

81 Sec. 5. Subdivision (18) of subsection (b) of section 1-210 of the
82 general statutes, as amended by section 1 of public act 99-156, is
83 repealed and the following is substituted in lieu thereof:

84 (18) Records, the disclosure of which the Commissioner of

85 Correction has reasonable grounds to believe may result in a safety
86 risk, including the risk of harm to any person or the risk of an escape
87 from, or a disorder in, a correctional institution or facility under the
88 supervision of the Department of Correction. Such records shall
89 include, but are not limited to:

90 (A) Security manuals, including emergency plans contained or
91 referred to in such security manuals;

92 (B) Engineering and architectural drawings of correctional
93 institutions or facilities;

94 (C) Operational specifications of security systems utilized by the
95 Department of Correction at any correctional institution or facility,
96 except that a general description of any such security system and the
97 cost and quality of such system [] may be disclosed;

98 (D) Training manuals prepared for correctional institutions and
99 facilities that describe, in any manner, security procedures, emergency
100 plans or security equipment;

101 (E) Internal security audits of correctional institutions and facilities;

102 (F) Minutes or recordings of staff meetings of the Department of
103 Correction, or portions of such minutes or recordings, that contain or
104 reveal information relating to security or other records otherwise
105 exempt from disclosure under this subdivision;

106 (G) Logs or other documents that contain information on the
107 movement or assignment of inmates or staff at correctional institutions
108 or facilities; and

109 (H) Records that contain information on contacts between inmates,
110 as defined in section 18-84, and law enforcement officers.

111 Sec. 6. Subsection (f) of section 1-212 of the general statutes, as
112 amended by section 2 of public act 99-71 and section 2 of public act 99-
113 156, is repealed and the following is substituted in lieu thereof:

114 (f) The Secretary of the State, after consulting with the [chairman]
115 chairperson of the Freedom of Information Commission, the
116 Commissioner of Correction and a representative of the Judicial
117 Department, shall propose a fee structure for copies of public records
118 provided to an inmate, as defined in section 18-84, in accordance with
119 subsection (a) of this section. The Secretary of the State shall submit
120 such proposed fee structure to the joint standing committee of the
121 General Assembly having cognizance of matters relating to
122 government administration, not later than January 15, 2000.

123 Sec. 7. Section 1-225 of the general statutes, as amended by section 1
124 of public act 99-71, is repealed and the following is substituted in lieu
125 thereof:

126 (a) The meetings of all public agencies, except executive sessions, as
127 defined in subdivision (6) of section 1-200, shall be open to the public.
128 The votes of each member of any such public agency upon any issue
129 before such public agency shall be reduced to writing and made
130 available for public inspection within forty-eight hours and shall also
131 be recorded in the minutes of the session at which taken, which
132 minutes shall be available for public inspection within seven days of
133 the session to which they refer.

134 (b) Each such public agency of the state shall file not later than
135 January thirty-first of each year in the office of the Secretary of the
136 State the schedule of the regular meetings of such public agency for the
137 ensuing year, except that such provision shall not apply to the General
138 Assembly, either house thereof or to any committee thereof. Any other
139 provision of the Freedom of Information Act notwithstanding, the
140 General Assembly at the commencement of each regular session in the
141 odd-numbered years, shall adopt, as part of its joint rules, rules to
142 provide notice to the public of its regular, special, emergency or
143 interim committee meetings. The [chairman] chairperson or secretary
144 of any such public agency of any political subdivision of the state shall
145 file, not later than January thirty-first of each year, with the clerk of
146 such subdivision the schedule of regular meetings of such public

147 agency for the ensuing year, and no such meeting of any such public
148 agency shall be held sooner than thirty days after such schedule has
149 been filed. The chief executive officer of any multitown district or
150 agency shall file, not later than January thirty-first of each year, with
151 the clerk of each municipal member of such district or agency, the
152 schedule of regular meetings of such public agency for the ensuing
153 year, and no such meeting of any such public agency shall be held
154 sooner than thirty days after such schedule has been filed.

155 (c) The agenda of the regular meetings of every public agency,
156 except for the General Assembly, shall be available to the public and
157 shall be filed, not less than twenty-four hours before the meetings to
158 which they refer, in such agency's regular office or place of business or,
159 if there is no such office or place of business, in the office of the
160 Secretary of the State for any such public agency of the state, in the
161 office of the clerk of such subdivision for any public agency of a
162 political subdivision of the state or in the office of the clerk of each
163 municipal member of any multitown district or agency. Upon the
164 affirmative vote of two-thirds of the members of a public agency
165 present and voting, any subsequent business not included in such filed
166 agendas may be considered and acted upon at such meetings.

167 (d) Notice of each special meeting of every public agency, except for
168 the General Assembly, either house thereof or any committee thereof,
169 shall be given not less than twenty-four hours prior to the time of such
170 meeting by filing a notice of the time and place thereof in the office of
171 the Secretary of the State for any such public agency of the state, in the
172 office of the clerk of such subdivision for any public agency of a
173 political subdivision of the state and in the office of the clerk of each
174 municipal member for any multitown district or agency. The secretary
175 or clerk shall cause any notice received under this section to be posted
176 in his office. Such notice shall be given not less than twenty-four hours
177 prior to the time of the special meeting; provided, in case of
178 emergency, except for the General Assembly, either house thereof or
179 any committee thereof, any such special meeting may be held without
180 complying with the foregoing requirement for the filing of notice but a

181 copy of the minutes of every such emergency special meeting
182 adequately setting forth the nature of the emergency and the
183 proceedings occurring at such meeting shall be filed with the Secretary
184 of the State, the clerk of such political subdivision, or the clerk of each
185 municipal member of such multitown district or agency, as the case
186 may be, not later than seventy-two hours following the holding of such
187 meeting. The notice shall specify the time and place of the special
188 meeting and the business to be transacted. No other business shall be
189 considered at such meetings by such public agency. In addition, such
190 written notice shall be delivered to the usual place of abode of each
191 member of the public agency so that the same is received prior to such
192 special meeting. The requirement of delivery of such written notice
193 may be dispensed with as to any member who at or prior to the time
194 the meeting convenes files with the clerk or secretary of the public
195 agency a written waiver of delivery of such notice. Such waiver may be
196 given by telegram. The requirement of delivery of such written notice
197 may also be dispensed with as to any member who is actually present
198 at the meeting at the time it convenes. Nothing in this section shall be
199 construed to prohibit any agency from adopting more stringent notice
200 requirements.

201 (e) No member of the public shall be required, as a condition to
202 attendance at a meeting of any such body, to register [his] the
203 member's name, or furnish other information, or complete a
204 questionnaire or otherwise fulfill any condition precedent to [his] the
205 member's attendance.

206 (f) A public agency may hold an executive session, as defined in
207 subdivision (6) of section 1-200, upon an affirmative vote of two-thirds
208 of the members of such body present and voting, taken at a public
209 meeting and stating the reasons for such executive session, as defined
210 in [said] section 1-200.

211 [(b)] (g) In determining the time within which or by when a notice,
212 agenda, record of votes or minutes of a special meeting or an
213 emergency special meeting are required to be filed under [subsection

214 (a) of] this section, Saturdays, Sundays, legal holidays and any day on
215 which the office of the agency, the Secretary of the State or the clerk of
216 the applicable political subdivision or the clerk of each municipal
217 member of any multitown district or agency, as the case may be, is
218 closed, shall be excluded.

219 Sec. 8. Subsection (a) of section 3 of public act 99-155 is repealed and
220 the following is substituted in lieu thereof:

221 (a) A state agency may allow any governmental record that is
222 created, owned, used, distributed or maintained by such agency to be
223 in the form of an electronic record. A state agency may allow
224 governmental records received by such agency and identified in
225 regulations adopted by such agency pursuant to section [4] 5 of [this
226 act] public act 99-155 to be in the form of electronic records.

227 Sec. 9. Subdivision (19) of section 4-230 of the general statutes is
228 repealed and the following is substituted in lieu thereof:

229 (19) "Expended" and "expenditures" have the meanings attributed to
230 those terms in generally accepted accounting principles, except that
231 (A) state financial assistance received [who] which does not specify a
232 required use shall be assumed to be fully expended in the fiscal year of
233 receipt, and (B) exempt programs shall be assumed to be expended in
234 the fiscal year that the state financial assistance is received.

235 Sec. 10. Section 4a-50 of the general statutes is repealed and the
236 following is substituted in lieu thereof:

237 When used in this chapter, unless the context indicates a different
238 meaning: [, "state agency"]

239 (1) "State agency" includes any officer, department, board, council,
240 commission, institution or other agency of the Executive Department
241 of the state government; ["supplies"]

242 (2) "Supplies", "materials" and "equipment" mean any and all
243 articles of personal property furnished to or used by any state agency,

244 including all printing, binding, publication of laws, stationery, forms,
245 and reports; ["contractual services"]

246 (3) "Contractual services" means any and all laundry and cleaning
247 service, pest control service, janitorial service, security service, the
248 rental and repair, or maintenance, of equipment, machinery and other
249 state-owned personal property, advertising and photostating,
250 mimeographing, and other service arrangements where the services
251 are provided by persons other than state employees; ["competitive
252 bidding"]

253 (4) "Competitive bidding" means the submission of prices by
254 persons, firms or corporations competing for a contract to provide
255 supplies, materials, equipment or contractual services, under a
256 procedure in which the contracting authority does not negotiate prices;
257 ["competitive negotiations"]

258 (5) "Competitive negotiation" means a procedure for contracting for
259 supplies, materials, equipment or contractual services, in which [(1)]
260 (A) proposals are solicited from qualified suppliers by a request for
261 proposals, and [(2)] (B) changes may be negotiated in proposals and
262 prices after being submitted; ["bidder"]

263 (6) "Bidder" means a person, firm or corporation submitting a
264 competitive bid in response to a solicitation; and ["proposer"]

265 (7) "Proposer" means a person, firm or corporation submitting a
266 proposal in response to a request for proposals.

267 Sec. 11. Subsection (b) of section 4a-57a of the general statutes, as
268 amended by section 3 of public act 99-161, is repealed and the
269 following is substituted in lieu thereof:

270 (b) No surplus motor vehicle owned by the state that has been
271 declared to be a constructive total loss pursuant to section 38a-353 shall
272 be offered for sale at an auction conducted under the provisions of
273 subsection (a) of this section to anyone other than any person, firm or

274 corporation licensed in accordance with the provisions of section 14-52
275 or 14-671. No surplus motor vehicle owned by the state [with] which
276 has a certificate of title stamped "SALVAGE PARTS ONLY" or which
277 has ten or more major component parts damaged beyond repair shall
278 be offered for sale at an auction conducted under the provisions of
279 subsection (a) of this section to anyone other than any person, firm or
280 corporation licensed in accordance with the provisions of section
281 14-671.

282 Sec. 12. Subdivision (2) of subsection (a) of section 8 of public act 99-
283 161 is repealed and the following is substituted in lieu thereof:

284 (2) "Supplies", "materials", "equipment" and "contractual services"
285 have the [same] meanings assigned to [such] said terms in section 4a-
286 50, as amended by this act.

287 Sec. 13. Subsection (i) of section 4b-23, as amended by section 1 of
288 public act 99-75 and section 47 of public act 99-241, is repealed and the
289 following is substituted in lieu thereof:

290 (i) As used in this subsection, (1) "project" means any state program,
291 except the downtown Hartford higher education center project, as
292 defined in subsection (l) of section 4b-55, requiring consultant services
293 if (A) the cost of such services is estimated to exceed fifty thousand
294 dollars or, in the case of a constituent unit of the state system of higher
295 education, the cost of such services is estimated to exceed three
296 hundred thousand dollars, or (B) (i) the construction costs in
297 connection with such program are estimated to exceed five hundred
298 thousand dollars or, in the case of a constituent unit of the state system
299 of higher education, other than The University of Connecticut, the
300 construction costs in connection with such program are estimated to
301 exceed two million dollars, and (ii) the cost of a consultant services
302 contract for such program exceeds twenty thousand dollars or the cost
303 of an amendment to a consultant services contract makes the total cost
304 of the amendment, all previous amendments to such contract and the
305 contract exceed twenty thousand dollars for the first time; (2)

306 "consultant" means "consultant" as defined in section 4b-55; and (3)
307 "consultant services" means "consultant services" as defined in section
308 4b-55. Any consultant selected by the commissioner, and any contracts
309 entered into by the commissioner with any consultants for
310 employment, on any project under the provisions of this section, shall
311 be subject to the approval of the Properties Review Board prior to
312 [their] the employment of said consultant or consultants by the
313 commissioner. The Properties Review Board shall, within thirty days,
314 approve or disapprove the selection of or contract with any consultant
315 made by the Commissioner of Public Works pursuant to sections 4b-1
316 and 4b-55 to 4b-59, inclusive. If upon the expiration of the thirty-day
317 period a decision has not been made, the Properties Review Board
318 shall be deemed to have approved such selection or contract.

319 Sec. 14. Subsection (a) of section 5 of public act 99-220 is repealed
320 and the following is substituted in lieu thereof:

321 (a) The commissioner may conduct or require a security audit of any
322 building or structure owned or leased by a state agency, as defined in
323 section 2 of [this act] public act 99-220, to determine the security
324 characteristics of such [buildings or structures] building or structure.
325 Such security audit shall be conducted in cooperation with the state
326 agency owning or occupying the building or structure.

327 Sec. 15. Subsection (a) of section 4d-10 of the general statutes is
328 repealed and the following is substituted in lieu thereof:

329 (a) The Chief Information Officer [I] is authorized to establish and
330 administer a fund to be known as the Capital Equipment Data
331 Processing Revolving Fund which shall be used for the purchase of
332 data processing equipment and related items necessary to maintain or
333 improve the state's data processing functions. The Chief Information
334 Officer is authorized to expend funds necessary for all reasonable
335 direct expenses relating to the administration of said fund.

336 Sec. 16. Section 4d-44 of the general statutes is repealed and the
337 following is substituted in lieu thereof:

338 Each contract, subcontract or amendment to a contract or [contract]
339 subcontract shall include provisions ensuring continuity of state
340 agency information system and telecommunication system facilities,
341 equipment and services, in the event that work under such contract,
342 subcontract or amendment is transferred back to the state or
343 transferred to a different contractor, upon the expiration or
344 termination of the contract, [amendment or] subcontract or
345 amendment or upon the default of the contractor or subcontractor.
346 Such provisions shall include, but not be limited to, (1) procedures for
347 the orderly transfer to the state of (A) such facilities and equipment, (B)
348 all software created or modified pursuant to the contract, [amendment
349 or] subcontract or amendment, and (C) all public records, as defined in
350 section 4d-33, which the contractor or subcontractor possesses or
351 creates pursuant to such contract, [amendment or] subcontract or
352 amendment, and (2) procedures for granting former state employees
353 who were hired by such contractor or subcontractor the opportunity
354 for reemployment with the state.

355 Sec. 17. Section 9-32 of the general statutes, as amended by section
356 43 of public act 99-268, is repealed and the following is substituted in
357 lieu thereof:

358 (a) In each municipality the registrars, between January first and
359 May first, annually, shall cause either (1) a complete house to house
360 canvass to be made in person of each residence on each street, avenue
361 or road within such municipality, (2) a complete canvass to be made
362 by mail of each residence located on each street, avenue or road within
363 such municipality, provided, upon agreement of both registrars, the
364 National Change of Address System of the United States Postal Service
365 may be used instead of such mailing, (3) a complete canvass to be
366 made by telephone of each residence located on each street, avenue or
367 road within such municipality, or (4) a complete canvass of each
368 residence within such municipality by any combination of such
369 methods, for the purpose of ascertaining the name of any elector
370 formerly residing on such street, avenue or road who has removed
371 therefrom; provided in the odd-numbered years, no canvass need be

372 conducted by the registrars in a town which holds its regular
373 municipal election on the first Monday of May in odd-numbered years.
374 The Secretary of the State shall adopt regulations in accordance with
375 the provisions of chapter 54 setting forth the procedure to be followed
376 in conducting any such canvass by either mail or telephone.

377 (b) No elector's name shall be removed from the registry list,
378 pursuant to section 9-35, as amended by this act, unless [(A)] (1) the
379 elector confirms in writing that [he] the elector has moved out of the
380 municipality, or [(B)] (2) the elector has been sent, by forwardable mail,
381 a notice and a postage prepaid preaddressed return card in accordance
382 with the National Voter Registration Act of 1993, P.L. 103-31, as
383 amended from time to time, four years prior to removal from the
384 registry list and such elector has failed to respond and has not restored
385 [his] the elector's name to the active registry list under section 9-42 or
386 voted in an election or primary in the municipality during the period
387 beginning on the date of the notice and ending four years later. If a
388 registrar or [his] a registrar's designee conducts a telephone canvass, a
389 telephone call by any such person shall constitute an attempt to contact
390 the elector only if the elector's household has a published telephone
391 number and the telephone is in operating order. If a registrar, or [his] a
392 registrar's designee, during a telephone canvass contacts a
393 telecommunication device for the deaf in an elector's household, such
394 call shall not constitute an attempt to contact the elector unless the
395 registrar, or [his] the registrar's designee, uses a similar device or uses
396 a message relay center. No elector's name shall be removed from the
397 active registry list pursuant to said section 9-35 as a result of
398 information obtained during a telephone canvass, unless the registrar
399 believes such information is reliable and sufficient to enable [him] the
400 registrar to determine if the elector is entitled to remain on the list
401 under the provisions of this chapter.

402 (c) During any such canvass, a canvasser may distribute
403 nonpartisan literature, prescribed by the Secretary of the State, which
404 describes opportunities for voter registration. No Social Security
405 number obtained by the registrars during the canvass prior to January

406 1, 2000, may be disclosed to the public or to any governmental agency.
407 Each municipality shall provide its registrars of voters with funds
408 sufficient to conduct the annual canvass in accordance with the
409 requirements of this section. Not later than the thirtieth day following
410 each regular election held in a municipality, the registrars of the
411 municipality shall file with the Secretary of the State a certificate that
412 the canvass was conducted prior to the election in accordance with the
413 requirements of this section. The certificate shall be on a form
414 prescribed by the Secretary of the State, shall specify the method or
415 methods by which, and the date or dates on which, the canvass was
416 conducted, and shall be signed under penalty of false statement by all
417 registrars of voters of the municipality.

418 Sec. 18. Section 9-35 of the general statutes, as amended by section 5
419 of public act 99-112, is repealed and the following is substituted in lieu
420 thereof:

421 (a) The registrars, on the Tuesday of the fifth week before each
422 regular election, shall be in session for the purpose of completing a
423 correct list of all electors who will be entitled to vote at such election.
424 Such registry list shall consist of an active registry list and an inactive
425 registry list. Such session shall be held during such hours between nine
426 o'clock a.m. and five o'clock p.m. as the registrars find necessary to
427 complete the list. Notice of such session shall be given at least five days
428 before the session by publication in a newspaper having a circulation
429 in such municipality, if any, and by posting on the signpost therein, if
430 any, or at some other exterior place near the office of the town clerk.

431 (b) At such session and on any day except on the day of an election
432 or primary, the registrars shall remove from the list the name of each
433 elector who has died, who has been disfranchised or who has
434 confirmed in writing that the elector has moved out of the
435 municipality, except electors entitled to remain on such list under the
436 provisions of this chapter. An elector shall be deemed to have
437 confirmed in writing that the elector has moved out of the
438 municipality if (1) the elector has submitted a change of address form

439 for purposes of a state motor vehicle operator's license, unless the
440 elector states on the form that the change of address is not for voter
441 registration purposes, (2) the elector has submitted a change of address
442 form to a voter registration agency, as defined in section 9-23n, and
443 such agency has provided such change of address to the registrars of
444 voters, or (3) the registrars of voters have received a cancellation of
445 previous registration from any other election official indicating that
446 such elector has registered as an elector outside such municipality.

447 (c) Whenever the registrars of voters of a town remove from the
448 registry list the name of an elector who has submitted a change of
449 address to the Commissioner of Motor Vehicles or a voter registration
450 agency under subdivision (1) or (2) of subsection (b) of this section,
451 indicating that the elector has moved out of such town, the registrars
452 shall send the elector, by forwardable mail to the elector's former
453 address from such list or current address in the new town, [(A)] (1) a
454 notice of removal, [(B)] (2) information explaining how to have the
455 elector's name restored to such list, which shall be in a form prescribed
456 by the Secretary of the State, and [(C)] (3) a mail-in voter registration
457 application which can be used by the elector to apply for admission as
458 an elector in the new town. If such notice, information and application
459 are sent to the elector's former address and are returned undeliverable,
460 the registrars shall mail such documents to the elector's address in the
461 new town.

462 (d) The registrars shall enter the names on such list by street and
463 number of the house, when the houses are numbered, so that there
464 shall be entered on the list first, the street, avenue or road; second, the
465 number of the house or residence in numerical order or, if the
466 registrars of any town find it more convenient, by odd and even
467 numbers in numerical order; and third, the names of the electors in
468 such house in alphabetical order. The names of any electors who
469 cannot be so listed shall be listed alphabetically in the voting district
470 wherein any such elector is a bona fide resident. The registrars of
471 voters may consecutively number the names on the registry list or may
472 include voter identification numbers for the names on the registry list,

473 provided such list shall comply in all respects with the requirements of
474 law other than for the addition of such numbers. The registrars shall
475 not use Social Security numbers for any such voter identification
476 numbers.

477 (e) In any case in which the registrars have obtained reliable
478 information of an elector's change of address within the municipality,
479 they shall enter the name of such elector on the registry list at the place
480 where [he] the elector then resides, provided, if such reliable
481 information is the National Change of Address System of the United
482 States Postal Service, the registrar shall change the registry list and
483 send the elector a notice of the change by forwardable mail and a
484 postage prepaid preaddressed return form by which the elector may
485 verify or correct the address information. If during the canvass the
486 registrars determine that an elector has moved out of town and such
487 elector has not confirmed in writing that the elector has moved out of
488 the town, the registrars shall, not later than May first, send to the
489 elector, by forwardable mail, a notice required by the National Voter
490 Registration Act of 1993, P.L. 103-31, as amended from time to time,
491 together with a postage prepaid preaddressed return card on which
492 the elector may state the elector's current address. In the year of a
493 presidential preference primary, the registrars shall send such notice
494 not earlier than the date of such primary. If the registrar does not
495 receive the return card within thirty days after it is sent, the elector's
496 name shall be placed on the inactive registry list for four years. At the
497 expiration of such period of time on the inactive registry list, such
498 name shall be removed from the registry list. If such elector applies to
499 restore the elector's name to the active registry list or votes during such
500 period, the elector's name shall be restored to the active registry list.
501 Such registrars shall retain a duplicate copy or record of each such
502 notice in their office or, if they do not have a permanent office, in the
503 office space provided under section 9-5a, and shall note on such
504 duplicate copy or record the date on which such notice was mailed. In
505 each municipality, any elector, upon change of residence within the
506 municipality, may cause the elector's registration to be transferred to

507 [his] the elector's new address by presenting to the registrars a signed
508 request therefor, stating [his] the elector's present address, the date the
509 elector moved to such address and the address at which the elector
510 was last registered. The registrars shall thereupon enter the elector's
511 name on the list at the elector's new residence; provided no transfer of
512 registration shall be made on the registry list on election day without
513 the consent of both registrars.

514 Sec. 19. Subsection (g) of section 9-150b of the general statutes is
515 repealed and the following is substituted in lieu thereof:

516 (g) No such depository envelope shall be opened except by order of
517 a court of competent jurisdiction, by the State Elections Enforcement
518 Commission pursuant to a subpoena issued under subdivision (1) of
519 subsection (a) of section 9-7b or within five days of an election,
520 primary or referendum for the purpose of a recanvass conducted
521 pursuant to law. After such a recanvass the depository envelopes and
522 their contents shall be returned to the municipal clerk and preserved
523 for the stated period.

524 Sec. 20. Section 9-183b of the general statutes is repealed and the
525 following is substituted in lieu thereof:

526 In 1994, 1996, and quadrennially thereafter, two-thirds of the total
527 number of justices of the peace in each town shall be selected in
528 accordance with the provisions of this section. Such percentage shall be
529 rounded down to the nearest whole number of justices of the peace.
530 The political parties which are major parties, as defined in
531 subparagraph (B) of subdivision [(6)] (5) of section 9-372, shall each be
532 entitled to nominate an equal number of the total number of justices of
533 the peace to be selected in each town under this section, provided in
534 towns where the number of justices of the peace to be nominated
535 under this section is not divisible by the number of political parties
536 entitled to nominate justices of the peace under this section, the
537 registrars of voters shall determine by lot which of said parties may
538 nominate one more justice of the peace than may be nominated by the

539 other party or parties. Such nomination by such parties shall qualify
540 the nominees to serve as justices of the peace. Such nomination shall be
541 made within the time limits prescribed for municipal offices prior to a
542 state election, for a term of two years to begin the first Monday of
543 January in 1995, for any such nomination made in 1994, and for a term
544 of four years to begin the first Monday of January in the year
545 succeeding any such nomination made in 1996, or thereafter. Primaries
546 for justices of the peace shall be by slate as in the case of convention
547 delegates and shall be held on the same day as primaries for municipal
548 offices.

549 Sec. 21. Section 9-183c of the general statutes is repealed and the
550 following is substituted in lieu thereof:

551 In 1994, 1996, and quadrennially thereafter, when there is a political
552 party which is a major party, as defined in subparagraph (A) of
553 subdivision [(6)] (5) of section 9-372, but is not a major party, as
554 defined in subparagraph (B) of said subdivision (5), a percentage of the
555 number of justices of the peace in each town selected under section 9-
556 184c shall be selected in accordance with the provisions of this section.
557 Such percentage shall be rounded down to the nearest whole number
558 of justices of the peace. Each such party shall each be entitled to
559 nominate twenty per cent of the total number of justices of the peace to
560 be selected in each town under section 9-184c. Such nomination by
561 such parties shall qualify the nominees to serve as justices of the peace.
562 Such nomination shall be made within the time limits prescribed for
563 municipal offices prior to a state election, for a term of two years to
564 begin the first Monday of January in 1995, for any such nomination
565 made in 1994, and for a term of four years to begin the first Monday of
566 January in the year succeeding any such nomination made in 1996, or
567 thereafter. Primaries for justices of the peace shall be by slate as in the
568 case of convention delegates and shall be held on the same day as
569 primaries for municipal offices.

570 Sec. 22. Section 9-215 of the general statutes is repealed and the
571 following is substituted in lieu thereof:

572 (a) When any member or member-elect of the General Assembly
573 resigns, [he] the member or member-elect shall resign by notifying the
574 Secretary of the State of [his] the member's or member-elect's decision,
575 and if any member or member-elect of the General Assembly dies, the
576 town clerk from the town in which [he] the member or member-elect
577 resides shall notify the Secretary of the State of [his] such death.

578 (b) When any such vacancy occurs, except as provided in this
579 section, the Governor shall, within ten days after its occurrence, issue
580 writs of election, directed to the town clerks or assistant town clerks in
581 the several towns in the district in which the vacancy exists, ordering
582 an election to be held therein on the forty-sixth day after the issue of
583 such writs to fill such vacancy, and cause them to be conveyed to such
584 town clerks or assistant town clerks. No such election shall be held on
585 a Saturday or Sunday. If such a vacancy occurs between the one
586 hundred twenty-fifth day and the forty-ninth day before the day of a
587 regular state or municipal election in November of any year, the
588 Governor shall so issue such writs on the forty-sixth day before the
589 day of such regular election, ordering an election to be held on the day
590 of such regular election. If such a vacancy occurs after the forty-ninth
591 day before the day of a regular state election but before the Wednesday
592 following the first Monday of January of the next-succeeding year, the
593 Governor shall not issue such writs and no election shall be held under
594 this section, unless the position vacated is that of member-elect, in
595 which case the Governor shall issue such writs and an election shall be
596 held as provided in this section.

597 (c) Such clerks or assistant clerks, on receiving such writs, but not
598 earlier than the date of issuance of such writs, shall warn elections to
599 be held on the day appointed therein, in the same manner as state
600 elections are warned, which elections shall be organized and
601 conducted in the same manner as a state election. The vote shall be
602 declared, certified, directed, deposited, returned and transmitted in the
603 same manner as at a state election. The registry lists used at such
604 elections shall be the last-completed lists, as provided in sections 9-
605 172a and 9-172b.

606 (d) (1) If such vacancy exists in a senatorial or assembly district
607 composed of a single town or part of a single town, such nominations
608 by political parties shall be made as the rules of such parties provide,
609 in accordance with section 9-390, and filed with the town clerk; except
610 that (A) if such rules provide for selection by delegates and the
611 vacancy exists in a senatorial or assembly district composed of a single
612 town, the delegates to the convention held for the nomination of a
613 candidate for the office of state senator or state representative in such
614 town at the last state election shall be the delegates for the purpose of
615 selecting a candidate to fill such vacancy; (B) if such rules provide for
616 the selection by delegates and the vacancy exists in a senatorial or
617 assembly district composed of part of a single town, the delegates to
618 the convention held for the nomination of a candidate for the office of
619 state senator or state representative in such district at the last state
620 election shall be the delegates for the purpose of selecting a candidate
621 to fill such vacancy; [] and (C) if such rules provide for direct
622 primaries under section 9-390, the nomination shall be made by the
623 town committee of such party in the case of a vacancy in a senatorial or
624 assembly district composed of a single town and, in a senatorial or
625 assembly district composed of part of a single town, by the members of
626 the town committee from such political subdivision or senatorial or
627 assembly district. (2) If such vacancy is a district office, as defined in
628 section 9-372, the delegates to the senatorial or assembly convention
629 for the last state election shall be the delegates for the purpose of
630 selecting a candidate to fill such vacancy. If a vacancy occurs in the
631 delegation from any town, political subdivision or district, such
632 vacancy may be filled by the town committee of the town in which the
633 delegate resided. Nominations by political parties pursuant to this
634 section may be made and certified at any time after the resignation or
635 death of the member or member-elect of the General Assembly and not
636 later than the thirty-sixth day before the day of the election. No such
637 nomination shall be effective until the presiding officer and secretary
638 of any district convention have certified the nomination to the
639 Secretary of the State or, in the case of a vacancy in a senatorial or
640 assembly district composed of a single town or part thereof, until the

641 presiding officer and secretary of the town committee or single town
642 convention have certified the nomination to the town clerk.

643 (e) No primary shall be held for the nomination of any political
644 party to fill any vacancy in the office of state senator or state
645 representative and the party-endorsed candidate so selected shall be
646 deemed, for the purposes of chapter 153, the person certified by the
647 Secretary of the State under section 9-444 as the nominee of such party.

648 (f) When the vacancy is filled, the successor to the office shall appear
649 before the Secretary of the State and be sworn to the faithful
650 performance of [his] duties in accordance with section 1-25.

651 Sec. 23. Section 9-259 of the general statutes is repealed and the
652 following is substituted in lieu thereof:

653 (a) The moderator of the election in each municipality, voting
654 district or ward shall appear at the office of the municipal clerk not
655 later than eight o'clock p.m. of the day before the election and there
656 receive from the municipal clerk the sample ballot labels, three
657 complete sets of ballot labels and all checklists and other supplies
658 necessary to conduct the election and make return thereof. The
659 moderator shall receive a sealed envelope, and a receipt therefor,
660 containing only the number two and number three election official
661 keys for each voting machine. Each such envelope shall bear the
662 number of the machine to which the keys belong. The number four
663 election official key for each voting machine shall be available to the
664 registrars for the use of the mechanics beginning at 5:15 a.m. on the
665 day of the election.

666 (b) On the morning of the election, the election officials shall meet at
667 the room where the election is to be held at least forty-five minutes
668 before the time for opening the polls. The moderator shall then cause
669 the three sample ballot labels and instruction cards to be posted and
670 everything put in readiness for the commencement of voting at the
671 hour of opening the polls. The envelope containing the keys shall not
672 be opened until at least one election official from each of two political

673 parties is present at the polling place and has examined the envelope
674 to see that it has not been opened. Before opening the envelope, all
675 election officials present shall examine the number of the seal of the
676 machine and the number registered on the protective counter, if one is
677 provided, and shall see if they are the same as the numbers written on
678 the envelope containing the keys. If the numbers are found not to
679 agree, the envelope shall not be opened until the mechanic in charge of
680 the machine, or the registrars or one of the registrars under whose
681 direction the machine was prepared under section 9-243, has been
682 notified and such mechanic, registrars or registrar has appeared at the
683 polling place for the purpose of reexamining such machine and has
684 certified that it is properly arranged. If the numbers on the seal and the
685 protective counter, if one is provided, are found to agree with the
686 numbers on the envelope, the election officials shall proceed to open
687 the doors concealing the counters. The election officials, in the
688 presence of the party watchers, shall compare the ballot labels on the
689 machine with the sample ballot labels to see that they are correct, and,
690 if the machine is not so labeled, set and adjusted and in order, they
691 shall immediately label, set and adjust the same and place it in order,
692 or cause it to be done, examine and see that all the counters in the
693 machine are set at zero (000) and that the machine is otherwise in
694 perfect order and make written report thereof as hereinbefore directed
695 and they shall not thereafter permit the counters to be operated or
696 moved except by electors in voting. If the machine is equipped with a
697 device for printing totals of candidate and question counters, the doors
698 concealing the counters shall not be opened. The election officials shall
699 examine the printed record produced by the machine to see that each
700 counter registers zero and shall allow watchers to examine the printed
701 record. They shall also see that all necessary arrangements and
702 adjustments are made for voting write-in ballots on the machine and
703 that the machine and its attachments are properly set or adjusted so
704 that the elector will be concealed while in the act of voting. There shall
705 be printed directions for the guidance of the election officials before
706 the polls are opened and when the polls are closed.

707 (c) The moderator's return which the moderator receives from the
708 municipal clerk for state elections shall be in a form prescribed by the
709 Secretary of the State. There shall be printed on the moderators'
710 returns a certificate, which shall be signed by the election officials
711 before the polls are opened, showing the delivery of the keys in a
712 sealed envelope; the number on the seal; the number registered on the
713 protective counter, if one is provided; whether all of the counters are
714 set at zero (000); whether the public counter is set at zero (000);
715 whether the ballot labels are properly placed in the machine; also a
716 certificate, which shall be filled out after the polls have been closed,
717 that the machine has been locked against voting and sealed; the
718 number of electors as shown on the public counter; the number on the
719 seal; the number registered on the protective counter, if one is
720 provided, and that the voting machine is closed and locked. The
721 moderators' returns shall show the total number of votes cast for each
722 office, the number of votes cast for each candidate, as shown on his
723 counter, and the number of votes for persons not nominated, which
724 shall be certified by the moderator, checkers and registrars, or assistant
725 registrars, as the case may be. If any of the counters are not set at zero
726 and the election officials are not able to set them at zero, the actual
727 number registered or indicated on such counters shall be entered on
728 such tally sheet, and, at the end of the election, that number shall be
729 deducted from the number then shown on the counter to ascertain the
730 true vote cast for the candidate to whom such counter belongs.

731 (d) The mechanic's seal on the machine shall not be broken until the
732 officials have assembled on the morning of the election. The officials
733 shall examine the seal before breaking it.

734 Sec. 24. Subsection (c) of section 9-369d of the general statutes is
735 repealed and the following is substituted in lieu thereof:

736 (c) Voters who are not electors and who are entitled by law to vote
737 by absentee ballot [] shall be entitled to vote by separate absentee
738 ballot containing solely such question. Such absentee ballot shall be
739 issued beginning on the thirty-first day before the election, or, if such

740 day is a Saturday, Sunday or legal holiday, beginning on the next
741 preceding day.

742 Sec. 25. Section 9-410 of the general statutes, as amended by section
743 12 of public act 99-276, is repealed and the following is substituted in
744 lieu thereof:

745 (a) The petition form shall be prescribed by the Secretary of the State
746 and provided by the registrar of the municipality in which the
747 candidacy is to be filed in the case of municipal office, town committee
748 members and delegates, or be duplicate petition pages produced in
749 accordance with section 9-409, and signatures shall be obtained only
750 on such forms. Such form shall include thereon a statement of
751 instructions to persons making use thereof and shall indicate the date
752 and time by which it shall be filed and the person with whom it shall
753 be filed. The form shall provide spaces for the names and addresses of
754 the candidates, the offices to which nomination is sought or the
755 positions to which election is sought and the political party holding the
756 primary, and, if the petition is for candidates for election as delegates
757 to a convention, the name of a candidate or candidates, if any, whom
758 all candidates on the petitioning slate support for the party's
759 nomination for an office or offices and the designation of such office or
760 offices. Such form shall provide lines for the signatures, street
761 addresses, dates of birth and the printing of the names of enrolled
762 party members supporting the person or persons on behalf of whose
763 candidacy the petition is used. Only as many candidates may be
764 proposed in any one primary petition for the same office or position as
765 are to be nominated or chosen by such party for such office or position;
766 but any one primary petition may propose as many candidates for
767 different offices or positions as there are nominations to be made or
768 positions to be filled.

769 (b) The names of enrolled party members signing a primary petition
770 need not all be on one sheet but may be on several sheets, but no
771 person shall sign more than one petition page for the same candidate
772 or candidates. Any person who signs a name other than [his] the

773 person's own to a primary petition filed under the provisions of this
774 section or who signs a name other than [his] the person's own as
775 circulator of such a petition shall be fined not more than one hundred
776 dollars or imprisoned not more than one year or both. Each such sheet
777 shall indicate the candidate or candidates supported, the offices or
778 positions sought and the political party the nomination of which is
779 sought or which is holding the primary for election of town committee
780 members or delegates to a convention. No page of such a petition shall
781 contain the names of enrolled party members residing in different
782 municipalities and any page thereof which has been certified by the
783 registrars of two or more municipalities shall be rejected by the
784 registrar. Withdrawal of petition signatures shall not be permitted.

785 (c) Each circulator of a primary petition page shall be an enrolled
786 party member of a municipality in this state who is entitled to vote in
787 the primary for which such candidacy is being filed. Each petition
788 page shall contain a statement signed by the registrar of the
789 municipality in which such circulator is an enrolled party member
790 attesting that the circulator is an enrolled party member in such
791 municipality and is entitled to vote in the primary for which such
792 candidacy is being filed. Unless such a statement by the registrar
793 appears on each page so submitted, the registrar shall reject such page.
794 No candidate for the nomination of a party for a municipal office, town
795 committee member or delegate shall circulate any petition for another
796 candidate or another group of candidates contained in one primary
797 petition for the nomination of such party for the same office or
798 position, and any petition page circulated in violation of this provision
799 shall be rejected by the registrar. No person shall circulate petitions for
800 more than the maximum number of candidates to be nominated by a
801 party for the same office or position, and any petition page circulated
802 in violation of this provision shall be rejected by the registrar. Each
803 separate sheet of such petition shall contain a statement as to the
804 authenticity of the signatures thereon and the number of such
805 signatures, and shall be signed under the penalties of false statement
806 by the person who circulated the same, setting forth such circulator's

807 address and the town in which such circulator is an enrolled party
808 member and attesting that each person whose name appears on such
809 sheet signed the same in person in the presence of such circulator, that
810 the circulator either knows each such signer or that the signer
811 satisfactorily identified [himself] the signer to the circulator and that
812 the spaces for candidates supported, offices or positions sought and
813 the political party involved were filled in prior to the obtaining of the
814 signatures. Each separate sheet of such petition shall also be
815 acknowledged before an appropriate person as provided in section 1-
816 29. Any sheet of a petition filed with the registrar which does not
817 contain such a statement by the circulator as to the authenticity of the
818 signatures thereon, or upon which the statement of the circulator is
819 incomplete in any respect, or which does not contain the certification
820 hereinbefore required by the registrar of the town in which the
821 circulator is an enrolled party member, shall be rejected by the
822 registrar. Any individual proposed as a candidate in any primary
823 petition may serve as a circulator of the pages of such petition,
824 provided such individual's service as circulator does not violate any
825 provision of this section.

826 Sec. 26. Section 9-450 of the general statutes is repealed and the
827 following is substituted in lieu thereof:

828 Nominations by major parties for any state, district or municipal
829 office to be filled under the provisions of any law relating to elections
830 to fill vacancies, unless otherwise provided therein, shall be made in
831 accordance with the provisions of sections 9-382 to 9-450, inclusive.

832 [(a)] (1) In the case of nominations for representatives in Congress
833 and judges of probate in probate districts composed of two or more
834 towns, provided for in sections 9-212 and 9-218, if the writs of election
835 are issued by the Governor on or before the twenty-first day of May in
836 an even-numbered year and the election is to be held on the day of the
837 state election in such year, the state central committee or other
838 authority of each party shall, not later than the twenty-fourth day of
839 May in such year, publish notice of the date for the primary for the

840 election of delegates to the state or district convention to designate the
841 party-endorsed candidate for the office to be filled, and the times
842 specified in sections 9-383, 9-391, 9-400, 9-405 and 9-423 shall be
843 applicable. The primary so designated shall be held not earlier than the
844 fifty-sixth day after publication of such notice and not later than the
845 fifth day before the convention. If such writs of election are issued after
846 the twenty-first day of May in such year, or if the election is to be held
847 on any day other than the day of the state election, the day scheduled
848 for the election shall be not earlier than the ninety-first day following
849 the day on which such writs of election are issued. The state central
850 committee or other authority of each party shall, not later than the
851 eighty-fourth day preceding the day of the election, publish notice of
852 the day for the primary for the election of delegates to the state or
853 district convention to designate the party-endorsed candidate for the
854 office to be filled, which day shall be not earlier than the twenty-eighth
855 day following such publication and not later than the fifty-sixth day
856 preceding the day of the election. The party-endorsed candidates for
857 election as delegates to such convention shall be certified to the town
858 clerks not later than the twenty-first day preceding the day of such
859 primary. Contesting slates for election as such delegates shall be filed
860 not later than four o'clock p.m. on the seventh day preceding the day
861 of such primary. The state or district convention shall be convened not
862 earlier than the fifth day following such primary and closed not later
863 than the forty-ninth day preceding the day of the election. Contesting
864 candidacies for nomination to the office to be filled shall be filed not
865 later than four o'clock p.m. on the fifth day following the close of such
866 convention. The Secretary of the State shall fix the day for the primary
867 of each party for the nomination to the office to be filled, which day
868 shall be not earlier than the twenty-first day following the close of such
869 convention and not later than the twenty-first day preceding the day of
870 the election.

871 [(b)] (2) In the case of judges of probate in probate districts
872 composed of a single town, the day named for the election shall be not
873 earlier than the one-hundred-fifteenth day following the day on which

874 the writ of election is issued, and the times specified in sections 9-391,
875 9-405 and 9-423 shall be applicable.

876 [(c)] (3) In the case of a vacancy in the office of senator in Congress
877 occurring seventy or more days prior to a state election, the party-
878 endorsed candidate of each party for such office shall be designated at
879 the state convention of such party held for the endorsement of
880 candidates for the state offices to be filled at such election; contesting
881 candidacies for nomination to such office shall be filed not later than
882 four o'clock p.m. on the fourteenth day following the close of such
883 convention; and the primary of such party for nomination to such
884 office shall be held simultaneously with the primaries of such party for
885 nomination to the state and district offices to be filled at such election.
886 If, at the time such vacancy in the office of senator in Congress occurs,
887 such state convention has already been closed, it shall be reconvened
888 by call of the chairman of the state central committee of such party,
889 which call shall be mailed to each delegate chosen for such convention
890 not less than seventy-two hours prior to such reconvening; such
891 reconvened convention shall be closed not later than the tenth day
892 following the occurrence of such vacancy. The party-endorsed
893 candidate of such party for such office shall be designated at such
894 reconvened convention. Contesting candidates for nomination to such
895 office shall be filed not later than four o'clock p.m. on the fifth day
896 following the close of such reconvened convention. If the primaries of
897 such party for nomination to the state and district offices to be filled at
898 the state election are held not earlier than the twenty-eighth day
899 following the close of such reconvened convention, the primary of
900 such party for nomination to the office of senator in Congress to fill
901 such vacancy shall be held simultaneously with the primaries of such
902 party for nomination to such state and district offices; otherwise, the
903 Secretary of the State shall fix the day for the primary of such party for
904 such nomination to the office of senator in Congress, which day shall
905 be not earlier than the twenty-eighth day following the close of such
906 reconvened convention and not later than the twenty-first day
907 preceding the day of the state election.

908 [(d)] (4) The times specified in sections 9-391, 9-405 and 9-423 shall
909 be applicable to any special town election held to fill a vacancy in any
910 town office under subsection (b) of section 9-164. Except as provided
911 under subsection (c) of [said] section 9-164, any election held to fill a
912 vacancy in any municipal office under the provisions of any special act
913 shall be held not earlier than the one hundred twenty-seventh day
914 following the day upon which warning of such election is issued, and
915 the times specified in sections 9-391, 9-405 and 9-423 shall be
916 applicable.

917 Sec. 27. Subsection (a) of section 4a-52a of the general statutes is
918 repealed and the following is substituted in lieu thereof:

919 (a) Notwithstanding the provisions of section 4a-51 or 4a-52, the
920 chief executive officer of each constituent unit of the state system of
921 higher education or, in the case of the Connecticut State University
922 system, the chief executive officer of a state university, is authorized to
923 purchase supplies, materials, equipment, contractual services, as
924 defined in section 4a-50, as amended by this act, execute personal
925 service agreements as defined in section 4-212, lease personal property
926 in accordance with section 10a-151b, as amended by this act, and
927 undertake printing, publishing and microfilming for such constituent
928 unit or institution. The provisions of sections [4-210 and] 4-212 to 4-
929 219, inclusive, and section 9 of public act 93-336* shall not apply to
930 personal service agreements executed pursuant to this section.

931 Sec. 28. Section 10-370 of the general statutes, as amended by public
932 act 99-91, is repealed and the following is substituted in lieu thereof:

933 [Said] The commission shall encourage, within the state or in
934 association with other states, or both, participation in, and promotion,
935 development, acceptance and appreciation of, artistic and cultural
936 activities that shall include, but are not limited to, music, theater,
937 dance, painting, sculpture, architecture, literature, films and allied arts
938 and crafts and to this end shall have the following powers: (1) To join
939 or contract with consultants, private patrons, individual artists and

940 ensembles and with institutions, local sponsoring organizations and
941 professional organizations; (2) to enter into contracts to provide grants,
942 loans or advances to individuals, organizations, or institutions, public
943 or private, [who] that are engaged in or plan to engage in artistic and
944 cultural programs or activities within the state, or [who] that are
945 engaged in or plan to engage in the promotion, development, or
946 encouragement of artistic and cultural programs or activities within
947 the state; (3) to accept, hold and administer, on behalf of the
948 commission, in accordance with the provisions of sections 4-28, 4-31, 4-
949 31a and 4b-22, real property, personal property, securities, other choses
950 in action and moneys, or any interest therein, and income therefrom,
951 either absolutely or in trust, for any purpose of the commission. The
952 commission may acquire or receive such property or money for its
953 purposes by the acceptance of state or federal or public or private
954 loans, contributions, gifts, grants, donations, bequests or devises, and
955 the commission shall deposit or credit the same in the General Fund;
956 (4) to establish a nonprofit foundation for the purpose of raising funds
957 from private sources to encourage, within the state or in association
958 with other states, or both, participation in, and promotion,
959 development, acceptance and appreciation of, artistic and cultural
960 activities that shall include, but are not limited to, music, theater,
961 dance, painting, sculpture, architecture, literature, films and allied arts
962 and crafts. All funds received by the foundation shall be held in the
963 manner prescribed by sections 4-37e to 4-37j, inclusive; and (5) to
964 perform such other acts as may be necessary or appropriate to carry
965 out the objectives and purposes of the commission. The General
966 Assembly declares that all activities undertaken in carrying out the
967 policies set forth in this chapter shall be directed toward encouraging
968 and assisting, rather than in any way limiting, the freedom of artistic
969 expression that is essential for the well-being of the arts. Said
970 commission shall maintain a survey of public and private facilities
971 engaged within the state in artistic and cultural activities and
972 determine the needs of the citizens of this state and the methods by
973 which existing resources may be utilized, or new resources developed,
974 to fulfill these needs. The commission shall maintain a register of

975 Connecticut artists. The name, town of residence and artistic medium
976 of any such artist residing in Connecticut shall be entered in the
977 register by the commission upon the artist's request.

978 Sec. 29. Subsection (a) of section 10a-151b of the general statutes, as
979 amended by section 11 of public act 99-285, is repealed and the
980 following is substituted in lieu thereof:

981 (a) Notwithstanding the provisions of chapter 58, and sections 4-98,
982 4a-4, 4a-5, 4a-6, 4d-2, and 4d-5 to the contrary, a chief executive officer
983 may purchase equipment, supplies and contractual services, execute
984 personal service agreements, as defined in section 4-212, or lease
985 personal property compatible, where relevant, with standards for
986 computer architecture established by the Department of Information
987 Technology, without the approval of the Comptroller, the
988 Commissioner of Administrative Services or the Chief Information
989 Officer, provided the Chief Executive Officer consults with the Chief
990 Information Officer and such purchases are made in accordance with
991 this section and in accordance with policies which are (1) adopted by
992 the board of trustees of the constituent unit after reasonable
993 opportunity for interested persons to present their views, and (2)
994 subject to section 4-175. For purposes of this section, "chief executive
995 officer" means the chief executive officer of a constituent unit of the
996 state system of higher education or the chief executive officer of an
997 institution within the jurisdiction of such a constituent unit. The
998 provisions of sections [4-210 and] 4-212 to 4-219, inclusive, and section
999 9 of public act 93-336* shall not apply to personal service agreements
1000 executed pursuant to this section.

1001 Sec. 30. Subsection (a) of section 32-37 of the general statutes is
1002 repealed and the following is substituted in lieu thereof:

1003 (a) The powers of the corporation shall be vested in and exercised
1004 by the board of directors. Eight members of the board shall constitute a
1005 quorum and the affirmative vote of a majority of the members present
1006 at a meeting of the board shall be necessary and sufficient for any

1007 action taken by the board. No vacancy in the membership of the board
1008 shall impair the right of a quorum to exercise all the rights and
1009 perform all the duties of the board. Any action taken by the board may
1010 be authorized by resolution at any regular or special meeting and shall
1011 take effect immediately unless otherwise provided in the resolution.
1012 Notice of any regular meeting shall be given in writing, by telephone
1013 or orally, not less than forty-eight hours prior to the meeting. Notice of
1014 any special meeting shall be given in accordance with subsection [(a)]
1015 (d) of section 1-225, as amended by this act.

1016 Sec. 31. Subsection (a) of section 32-428 of the general statutes is
1017 repealed and the following is substituted in lieu thereof:

1018 (a) The powers of the authority shall be vested in and exercised by
1019 the board of directors. Seven members of the board shall constitute a
1020 quorum and the affirmative vote of a majority of the members present
1021 at a meeting of the board shall be necessary and sufficient for any
1022 action taken by the board. No vacancy in the membership of the board
1023 shall impair the right of a quorum to exercise all the rights and
1024 perform all the duties of the board. Any action taken by the board may
1025 be authorized by resolution at any regular or special meeting and shall
1026 take effect immediately unless otherwise provided in the resolution.
1027 Notice of any regular meeting shall be given in writing, by telephone
1028 or orally, not less than forty-eight hours prior to the meeting. Notice of
1029 any special meeting shall be given in accordance with subsection [(a)]
1030 (d) of section 1-225, as amended by this act.

1031 Sec. 32. Sections 4-205, 4-210, 4-211 and 4b-2a of the general statutes
1032 are repealed.

Statement of Legislative Commissioners:

Changes were made for gender neutrality and the subdivisions in section 10 were renumbered for clarity.

GAE Committee Vote: Yea 22 Nay 0 JFS-LCO