



General Assembly

June Special Session, 2000

Bill No. 6001

LCO No. 5583

Referred to Committee on No Committee

Introduced by:

REP. LYONS, 146th Dist.

SEN. SULLIVAN, 5th Dist.

An Act Implementing And Making Technical Revisions To The State Budget For The Biennium Ending June 30, 2001.

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

1 Section 1. The sum of \$900,000 appropriated to the Office of Policy
2 and Management in section 1 of special act 99-10, for Other Expenses,
3 shall be transferred to the Department of Public Safety, for Personal
4 Services, for a trooper class.

5 Sec. 2. Subsection (e) of section 46 of special act 99-10 is amended to
6 read as follows:

7 (e) The appropriation to the Office of Policy and Management in
8 section 48 of [this act] special act 99-10, for Litigation Settlement Costs,
9 and in section 35 of special act 00-13, for Litigation/Settlement, may be
10 transferred by said office to state agencies requiring funds for [such
11 purpose] litigation costs or litigation settlement costs.

12 Sec. 3. Subsection (c) of section 48 of special act 99-10 is amended to
13 read as follows:

14 (c) The funds appropriated to the Office of Policy and Management
15 in this section, for Litigation Settlement Costs, shall [not] be expended
16 for [any other purpose] litigation costs or litigation settlement costs.

17 Sec. 4. The sum of \$400,000 appropriated to the Department of
18 Information Technology in subsection (a) of section 43 of special act 99-
19 10, for Year 2000 Conversion, shall be transferred to the Labor
20 Department for expenditure for the purposes of Title I of the
21 Workforce Investment Act. Such funds shall not lapse on June 30, 2000,
22 and shall continue to be available for expenditure for such purpose
23 during the fiscal year ending June 30, 2001.

24 Sec. 5. The sum of \$1,020,000 appropriated to the Department of
25 Information Technology in subsection (a) of section 43 of special act 99-
26 10, for Year 2000 Conversion, shall be transferred to County Sheriffs,
27 for Special Deputy Sheriffs, for costs associated with the twenty-
28 seventh payroll.

29 Sec. 6. The sum of \$225,000 appropriated to the Department of
30 Public Health in section 1 of special act 99-10, for Other Expenses, shall
31 be transferred to the Department of Education, for Early Reading
32 Success, for a language arts program in Plainville. Such funds shall not
33 lapse on June 30, 2000, and shall continue to be available for
34 expenditure for such purpose during the fiscal year ending June 30,
35 2001.

36 Sec. 7. The sum of \$70,000 appropriated to the Department of
37 Environmental Protection in section 1 of special act 99-10, for Other
38 Expenses, shall be used by said department as follows: (1) \$20,000 shall
39 be used for a grant to Plainville High School, for the Environmental
40 Club, (2) \$25,000 shall be used for a grant to Bristol Central High
41 School, for the Environmental Club, and (3) \$25,000 shall be used for a
42 grant to the town of Manchester for Northwest Park improvements.
43 Such funds shall not lapse on June 30, 2000, and shall continue to be
44 available for expenditure for such purposes during the fiscal year
45 ending June 30, 2001.

46 Sec. 8. (a) The sums of (1) \$92,000 appropriated to the Department of
47 Education, for Personal Services, (2) \$68,000 appropriated to the
48 Department of Social Services, for Other Expenses, and (3) \$5,000
49 appropriated to the Department of Environmental Protection, for
50 Other Expenses, in section 1 of special act 99-10, shall be transferred to
51 the Office of Policy and Management and shall be used by said office
52 as follows: (A) \$115,000 shall be used for a grant to the Spanish
53 American Merchants Association, in Hartford, for operating expenses,
54 and (B) \$50,000 shall be used for a grant to the Southwestern Sickle
55 Cell Association, Inc., for operating expenses. Such funds shall not
56 lapse on June 30, 2000, and shall continue to be available for
57 expenditure for such purpose during the fiscal year ending June 30,
58 2001.

59 (b) The sum of \$10,000 appropriated to the Department of
60 Education, in section 1 of special act 99-10, for Personal Services, shall
61 be transferred to the Department of Agriculture for the Connecticut
62 Seafood Advisory Council. Such funds shall not lapse on June 30, 2000,
63 and shall continue to be available for expenditure for such purpose
64 during the fiscal year ending June 30, 2001.

65 Sec. 9. The unexpended balance of the funds transferred from the
66 Department of Public Health to the Labor Department, for
67 Opportunity Industrial Centers, shall not lapse on June 30, 2000, and
68 shall continue to be available for expenditure for such purpose during
69 the fiscal year ending June 30, 2001.

70 Sec. 10. The sum of \$75,000 appropriated to the Department of
71 Children and Families in section 1 of special act 99-10, for Personal
72 Services, shall be transferred to the Department of Correction, for
73 Other Expenses, for the Prisoner Mentor program. Such funds shall not
74 lapse on June 30, 2000, and shall continue to be available for
75 expenditure for such purpose during the fiscal year ending June 30,
76 2001.

77 Sec. 11. (a) The sum of \$100,000 appropriated to the Department of

78 Social Services in section 1 of special act 99-10, for Other Expenses,
79 shall be transferred to the Department of Environmental Protection, for
80 the demolition and rehabilitation of the Gold Feder Factory site. Such
81 funds shall not lapse on June 30, 2000, and shall continue to be
82 available for expenditure for such purpose during the fiscal year
83 ending June 30, 2001.

84 (b) The sum of \$25,000 appropriated to the Department of Social
85 Services in section 1 of special act 99-10, for Other Expenses, for the
86 Connecticut Legal Immigrant and Refugee Coalition, shall not lapse on
87 June 30, 2000, and such funds shall continue to be available for
88 expenditure and shall be used for the purpose of customized
89 citizenship training for immigrants during the fiscal year ending June
90 30, 2001.

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

94 (b) As used in this section "total tax levied" means the total real
95 property tax levy in such town for the fiscal year preceding the fiscal
96 year in which a grant in lieu of taxes under this section is made,
97 reduced by the Secretary of the Office of Policy and Management in an
98 amount equal to all reimbursements certified as payable to such town
99 by the secretary for real property exemptions and credits on the
100 taxable grand list or rate bill of such town for the assessment year that
101 corresponds to that for which the assessed valuation of the state-
102 owned land and buildings has been provided. For purposes of this
103 section and section 12-19b, any real property which is owned by the
104 John Dempsey Hospital Finance Corporation established pursuant to
105 the provisions of sections 10a-250 to 10a-263, inclusive, or by one or
106 more subsidiary corporations established pursuant to subdivision (13)
107 of section 10a-254 and which is free from taxation pursuant to the
108 provisions of subdivision (13) of section 10a-254 and section 10a-259
109 shall be deemed to be state-owned real property. As used in this

110 section and section 12-19b, "town" includes borough.

111 Sec. 13. The unexpended balance of the funds transferred to the
112 Other Expenses account in the Office of Policy and Management
113 pursuant to section 13 of public act 00-192 shall not lapse on June 30,
114 2000, and such funds shall continue to be available for expenditure for
115 such purpose during the fiscal year ending June 30, 2001.

116 Sec. 14. Section 11 of public act 00-216 is repealed and the following
117 is substituted in lieu thereof:

118 (a) There is established an Advisory Commission on Multicultural
119 Health. The mission of the advisory commission shall be the
120 elimination of disparities in health status among the state's cultural
121 and ethnic communities and the overall improvement of the health of
122 state residents. The advisory commission shall consist of:

123 (1) One member appointed by the president pro tempore of the
124 Senate, who shall be a member of [the Black and Puerto Rican Caucus
125 of the General Assembly] an affiliate of the National Urban League,
126 Inc.;

127 (2) One member appointed by the speaker of the House of
128 Representatives, who shall be a representative of the National
129 Association for the Advancement of Colored People;

130 (3) One member appointed by the majority leader of the House of
131 Representatives, who shall be a member of the Black and Puerto Rican
132 Caucus of the General Assembly;

133 [(3)] (4) One member appointed by the minority leader of the
134 Senate, who shall be a representative of an advocacy group for Native
135 Americans;

136 [(4)] (5) One member appointed by the minority leader of the House
137 of Representatives, who shall be a representative of an advocacy group
138 for Asian-Americans;

139 [(5)] (6) One member appointed by the [Governor] majority leader
140 of the Senate, who shall be a representative of an advocacy group for
141 Hispanics;

142 [(6)] (7) The chairperson of the Connecticut African-American
143 Affairs Commission;

144 [(7)] (8) The chairperson of the Latino and Puerto Rican Affairs
145 Commission;

146 [(8)] (9) The chairperson of the Statewide Multicultural Health
147 Steering Committee;

148 [(9)] (10) The chairperson of the Permanent Commission on the
149 Status of Women, or the chairperson's designee; and

150 [(10)] (11) Eight members of the public, representing diverse
151 multicultural and multiethnic backgrounds, two of whom shall be
152 appointed by the president pro tempore of the Senate, two of whom
153 shall be appointed by the speaker of the House of Representatives, two
154 of whom shall be appointed by the minority leader of the Senate, and
155 two of whom shall be appointed by the minority leader of the House of
156 Representatives.

157 (b) All initial appointments to the advisory commission shall be
158 made not later than November 1, 2000. The term of each appointed
159 member of the advisory commission shall be coterminous with the
160 term of the appointing authority or until a successor is chosen,
161 whichever is later. During the period commencing on the date that all
162 initial appointments to the advisory commission are made and ending
163 on October 31, 2001, the chairperson of the Statewide Multicultural
164 Health Steering Committee shall serve as chairperson of the advisory
165 commission. On and after November 1, 2001, the Commissioner of
166 Public Health shall appoint a chairperson of the advisory commission.

167 (c) The advisory commission shall meet quarterly and shall: (1)
168 Advise the Commissioner of Public Health and the director of the

169 Office of Multicultural Health within the Department of Public Health
170 concerning the preparation and implementation of reports and
171 strategic plans and the coordination of issues and policies related to
172 the functions of the Office of Multicultural Health under section 19a-4j
173 of the general statutes; (2) advise the Commissioner of Public Health
174 on the development of a multicultural health promotion plan and
175 monitor the implementation of such plan; and (3) make
176 recommendations to the commissioner and the joint standing
177 committee of the General Assembly having cognizance of matters
178 relating to public health concerning multicultural health issues,
179 policies and programs.

180 (d) The Office of Multicultural Health within the Department of
181 Public Health shall provide support to the advisory commission within
182 available appropriations.

183 Sec. 15. Notwithstanding the provisions of sections 12-110 to 12-112,
184 inclusive, of the general statutes, as amended, and section 12-117 of the
185 general statutes, as amended, the actions of the Board of Assessment
186 Appeals of the city of Stamford with respect to the assessment lists for
187 the assessment year commencing October 1, 1999, and such lists and
188 the abstracts related thereto, are hereby validated, provided said
189 determinations and notifications of the Board of Assessment Appeals
190 are completed not later than June 19, 2000, notwithstanding the failure
191 of said board to complete its duties in the time required by said
192 sections, and shall not, because of such failure, be adjudged void or
193 defective and said assessment lists and abstracts and actions of the
194 Board of Assessment Appeals are hereby ratified and made binding
195 upon said city and any taxes which are imposed with respect to said
196 assessment lists and abstracts may be levied and collected in
197 accordance with law.

198 Sec. 16. Section 48 of public act 00-192 is repealed and the following
199 is substituted in lieu thereof:

200 The \$6,000,000 appropriated to the Office of Policy and

201 Management in section 35 of special act 00-13 for Arts Grants shall be
202 distributed as follows: (1) Hartford's Mark Twain Days, Inc. \$300,000,
203 (2) Washington Indian Museum \$400,000, (3) Westport Country
204 Playhouse \$400,000, (4) Norwalk Maritime Museum \$700,000, (5)
205 Mattatuck Museum \$55,000, (6) Colebrook Historic Town Hall
206 \$500,000, (7) Dudley Farm Foundation \$25,000, (8) Basic Cultural
207 Resources Grant in the State Library \$100,000, (9) Office of Policy and
208 Management for the development and distribution of a CD Rom on
209 Civics and the Connecticut State Legislative process \$75,000, (10)
210 Hamden Arts Council and Center \$500,000, (11) Sterling Opera House
211 \$200,000, (12) Stamford Cultural Development Center \$225,000, (13)
212 Park Road Playhouse, Inc. \$100,000, (14) Downtown Cabaret Theater of
213 Bridgeport \$100,000, (15) Antiquarian and Landmark Society/Butler-
214 McCook Homestead \$100,000, (16) East Hartford Fine Arts
215 Commission \$100,000, (17) Almira Stephan Memorial Playhouse
216 \$50,000, (18) [Theater of Northeastern Connecticut] Putnam Board of
217 Education \$95,000, (19) Ansonia Nature Center Regional Arts Program
218 \$100,000, (20) City of Danbury \$30,000, (21) City of Danbury Palace
219 Theater \$250,000, (22) Bristol/School Industry Partnership and Bristol
220 Padaeia \$225,000, (23) Arts of Tolland, Inc. \$25,000, (24) New Britain
221 Museum of American Art \$600,000, (25) Town of Rocky Hill-construct
222 public fountain, \$50,000, (26) CT Outdoor Historic Drama \$75,000, (27)
223 Town of Newington, Budney Museum and Visitors Cultural Center
224 \$50,000, (28) CT Consortium for Law and Citizenship Education, Inc.
225 \$25,000, (29) Colchester Arts Commission \$50,000, (30) Town of
226 Ellington Arts Commission \$75,000, (31) Town of Plainville, Library
227 Sculpture for Outdoor Reading \$50,000, (32) Spirit of Broadway
228 Theater-Norwich \$50,000, (33) Montville Town Hall Renovation
229 Committee-Historic Preservation \$25,000, (34) Town of Portland-
230 Historical Quarry and Commercial Park \$50,000, (35) Windsor Locks
231 Historical Society \$50,000, (36) Vernon Arts Commission \$50,000, (37)
232 Town of Guilford Parks and Recreation Committee for Cultural and
233 Arts 2000 Celebration Committee \$45,000, and (38) Greater New
234 Britain Arts [Association] Alliance \$100,000.

235 Sec. 17. Section 17 of public act 00-168 is amended to read as
236 follows:

237 Notwithstanding a certain restriction contained in a Quit Claim
238 Deed from the State of Connecticut, Department of Transportation to
239 the Town of Vernon, dated April 19, 1985, and recorded in the Town of
240 Vernon Land Records in volume 550, page [342] 243, that the parcels of
241 land described in said deed shall be used for "Highway Purposes
242 Only", said restriction may be released, relinquished and have no
243 further force and effect, the Town of Vernon may convey said parcels
244 free of said restriction and the parcels may be used for other than
245 highway purposes.

246 Sec. 18. Section 41 of public act 00-187 is repealed and the following
247 is substituted in lieu thereof:

248 (a) The Department of Education shall administer, within available
249 appropriations, a program to assist local and regional school districts
250 to improve the use of information technology in their schools. Under
251 the program, the department shall provide grants to local and regional
252 boards of education and may provide other forms of assistance such as
253 the provision of purchasing under state-wide contracts with the
254 Department of Information Technology. Grant funds may be used for:
255 (1) Wiring and connectivity, (2) the purchase or leasing of computers,
256 and (3) interactive software and the purchase and installation of
257 software filters.

258 (b) Local and regional boards of education shall apply to the
259 department for grants at such time and in such manner as the
260 Commissioner of Education prescribes. In order to be eligible for a
261 grant, a local or regional board of education shall: (1) Have a
262 technology plan that was developed or updated during the two-year
263 period preceding the date of application for grant funds and, once the
264 Commission for Educational Technology develops the long-range plan
265 required pursuant to subdivision (5) of subsection (c) of section 33 of
266 [this act] public act 00-187, the local technology plan shall be consistent

267 with such long-range plan, (2) provide that each school and
268 superintendent's office be able to communicate with the Department of
269 Education using the Internet, (3) present evidence that it has applied or
270 will apply for a grant from the federal Universal Service Fund, and (4)
271 submit a plan for the expenditure of grant funds in accordance with
272 subsection (c) of this section.

273 (c) The plan for the expenditure of grant funds shall: (1) Establish
274 clear goals and a strategy for using telecommunications and
275 information technology to improve education, (2) include a
276 professional development strategy to ensure that teachers know how
277 to use the new technologies to improve education, (3) include an
278 assessment of the telecommunication services, hardware, software and
279 other services that will be needed to improve education, (4) provide for
280 a sufficient budget to acquire and maintain the hardware, software,
281 professional development and other services that will be needed to
282 implement the strategy for improved education, (5) include an
283 evaluation process that enables the school to monitor progress towards
284 the specified goals and make adjustments in response to new
285 developments and opportunities as they arise. The plan developed
286 pursuant to this subsection shall be submitted to the department with
287 the grant application.

288 (d) (1) Each school district shall be eligible to receive a minimum
289 grant under the program in the amount of ten thousand dollars and
290 such minimum grant may be increased for certain school districts
291 pursuant to subdivision (4) of this subsection. (2) The department shall
292 use (A) one hundred thousand dollars of the amount appropriated for
293 purposes of this section for the vocational-technical schools for wiring
294 and other technology initiatives at such schools, and (B) fifty thousand
295 dollars of the amount appropriated for purposes of this section for
296 technology grants to state charter schools. The amount of the grant
297 each state charter school receives shall be based on the number of
298 students enrolled in the school. (3) The department may retain up to
299 one per cent of the amount appropriated for purposes of this section

300 for coordination, program evaluation and administration. (4) Any
301 remaining appropriated funds shall be used to increase the grants to
302 (A) priority school districts pursuant to section 10-266p of the general
303 statutes, as amended, (B) transitional school districts pursuant to
304 section 10-263c of the general statutes, as amended, and (C) school
305 districts in towns ranked from one to eighty-five, inclusive, when all
306 towns are ranked in [descending] ascending order from one to one
307 hundred sixty-nine based on town wealth, as defined in section 10-262f
308 of the general statutes, as amended. Each such school district shall
309 receive an amount based on the ratio of the number of resident
310 students, as defined in said section 10-262f, in such school district to
311 the total number of resident students in all such school districts.

312 (e) Each school district that participates in an interdistrict magnet
313 school or in an endowed academy shall provide funds from the grant it
314 receives pursuant to this section to such interdistrict magnet school or
315 endowed academy in an amount equal to the per student amount of
316 such grant multiplied by the number of students from such district
317 enrolled in the interdistrict magnet school or endowed academy.

318 (f) Any unexpended funds appropriated for purposes of this section
319 shall not lapse at the end of the fiscal year but shall be available for
320 expenditure during the next fiscal year.

321 (g) No funds received pursuant to this section shall be used to
322 supplant federal, state or local funding to the local or regional board of
323 education for technology.

324 (h) Expenditure reports shall be filed with the Department of
325 Education as requested by the commissioner. School districts shall
326 refund (1) any unexpended amounts at the close of the program for
327 which the grant was awarded, and (2) any amounts not expended in
328 accordance with the approved grant application.

329 Sec. 19. Notwithstanding the provisions of subsection (d) of section
330 30-91 of the general statutes, the sale or dispensing of alcoholic liquor

331 in places operating under package store permits, drug store permits or
332 grocery store permits shall be lawful on Sunday, December 24, 2000,
333 and Sunday, December 31, 2000.

334 Sec. 20. Subsections (b) and (c) of section 1-210 of the general
335 statutes, as amended by section 3 of public act 00-69, are repealed and
336 the following is substituted in lieu thereof:

337 (b) Nothing in the Freedom of Information Act shall be construed to
338 require disclosure of:

339 (1) Preliminary drafts or notes provided the public agency has
340 determined that the public interest in withholding such documents
341 clearly outweighs the public interest in disclosure;

342 (2) Personnel or medical files and similar files the disclosure of
343 which would constitute an invasion of personal privacy;

344 (3) Records of law enforcement agencies not otherwise available to
345 the public which records were compiled in connection with the
346 detection or investigation of crime, if the disclosure of said records
347 would not be in the public interest because it would result in the
348 disclosure of (A) the identity of informants not otherwise known or the
349 identity of witnesses not otherwise known whose safety would be
350 endangered or who would be subject to threat or intimidation if their
351 identity was made known, (B) signed statements of witnesses, (C)
352 information to be used in a prospective law enforcement action if
353 prejudicial to such action, (D) investigatory techniques not otherwise
354 known to the general public, (E) arrest records of a juvenile, which
355 shall also include any investigatory files, concerning the arrest of such
356 juvenile, compiled for law enforcement purposes, (F) the name and
357 address of the victim of a sexual assault under section 53a-70, as
358 amended, 53a-70a, as amended, 53a-71, 53a-72a, 53a-72b, as amended,
359 or 53a-73a, or injury or risk of injury, or impairing of morals under
360 section 53-21, or of an attempt thereof, or (G) uncorroborated
361 allegations subject to destruction pursuant to section 1-216;

362 (4) Records pertaining to strategy and negotiations with respect to
363 pending claims or pending litigation to which the public agency is a
364 party until such litigation or claim has been finally adjudicated or
365 otherwise settled;

366 (5) Trade secrets, which for purposes of the Freedom of Information
367 Act, are defined as unpatented, secret, commercially valuable plans,
368 appliances, formulas or processes, which are used for the making,
369 preparing, compounding, treating or processing of articles or materials
370 which are trade commodities obtained from a person and which are
371 recognized by law as confidential, and commercial or financial
372 information given in confidence, not required by statute;

373 (6) Test questions, scoring keys and other examination data used to
374 administer a licensing examination, examination for employment or
375 academic examinations;

376 (7) The contents of real estate appraisals, engineering or feasibility
377 estimates and evaluations made for or by an agency relative to the
378 acquisition of property or to prospective public supply and
379 construction contracts, until such time as all of the property has been
380 acquired or all proceedings or transactions have been terminated or
381 abandoned, provided the law of eminent domain shall not be affected
382 by this provision;

383 (8) Statements of personal worth or personal financial data required
384 by a licensing agency and filed by an applicant with such licensing
385 agency to establish his personal qualification for the license, certificate
386 or permit applied for;

387 (9) Records, reports and statements of strategy or negotiations with
388 respect to collective bargaining;

389 (10) Records, tax returns, reports and statements exempted by
390 federal law or state statutes or communications privileged by the
391 attorney-client relationship;

392 (11) Names or addresses of students enrolled in any public school or
393 college without the consent of each student whose name or address is
394 to be disclosed who is eighteen years of age or older and a parent or
395 guardian of each such student who is younger than eighteen years of
396 age, provided this subdivision shall not be construed as prohibiting the
397 disclosure of the names or addresses of students enrolled in any public
398 school in a regional school district to the board of selectmen or town
399 board of finance, as the case may be, of the town wherein the student
400 resides for the purpose of verifying tuition payments made to such
401 school;

402 (12) Any information obtained by the use of illegal means;

403 (13) Records of an investigation or the name of an employee
404 providing information under the provisions of section 4-61dd;

405 (14) Adoption records and information provided for in sections 45a-
406 746, as amended, 45a-750 and 45a-751;

407 (15) Any page of a primary petition, nominating petition,
408 referendum petition or petition for a town meeting submitted under
409 any provision of the general statutes or of any special act, municipal
410 charter or ordinance, until the required processing and certification of
411 such page has been completed by the official or officials charged with
412 such duty after which time disclosure of such page shall be required;

413 (16) Records of complaints, including information compiled in the
414 investigation thereof, brought to a municipal health authority pursuant
415 to chapter 368e or a district department of health pursuant to chapter
416 368f, until such time as the investigation is concluded or thirty days
417 from the date of receipt of the complaint, whichever occurs first;

418 (17) Educational records which are not subject to disclosure under
419 the Family Educational Rights and Privacy Act, 20 USC 1232g;

420 (18) Records, the disclosure of which the Commissioner of
421 Correction, or as it applies to Whiting Forensic Division facilities of the

422 Connecticut Valley Hospital, the Commissioner of Mental Health and
423 Addiction Services, has reasonable grounds to believe may result in a
424 safety risk, including the risk of harm to any person or the risk of an
425 escape from, or a disorder in, a correctional institution or facility under
426 the supervision of the Department of Correction or Whiting Forensic
427 Division facilities. Such records shall include, but are not limited to:

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

430 (B) Engineering and architectural drawings of correctional
431 institutions or facilities or Whiting Forensic Division facilities;

432 (C) Operational specifications of security systems utilized by the
433 Department of Correction at any correctional institution or facility, or
434 Whiting Forensic Division facilities except that a general description of
435 any such security system and the cost and quality of such system, may
436 be disclosed;

437 (D) Training manuals prepared for correctional institutions and
438 facilities or Whiting Forensic Division facilities that describe, in any
439 manner, security procedures, emergency plans or security equipment;

440 (E) Internal security audits of correctional institutions and facilities
441 or Whiting Forensic Division facilities;

442 (F) Minutes or recordings of staff meetings of the Department of
443 Correction or Whiting Forensic Division facilities, or portions of such
444 minutes or recordings, that contain or reveal information relating to
445 security or other records otherwise exempt from disclosure under this
446 subdivision;

447 (G) Logs or other documents that contain information on the
448 movement or assignment of inmates or staff at correctional institutions
449 or facilities; and

450 (H) Records that contain information on contacts between inmates,

451 as defined in section 18-84, and law enforcement officers; [.]

452 (19) Records, the disclosure of which the Commissioner of Public
453 Works or, in the case of records concerning Judicial Department
454 facilities, the Chief Court Administrator, has reasonable grounds to
455 believe may result in a safety risk, including the risk of harm to any
456 person, any state-owned or leased institution or facility or any fixture
457 or appurtenance and equipment attached to, or contained in, such
458 institution or facility. Such records shall include, but are not limited to:

459 (A) Security manuals or reports, including emergency plans
460 contained or referred to in such security manuals;

461 (B) Engineering and architectural drawings of state-owned or leased
462 institutions or facilities;

463 (C) Operational specifications of security systems utilized at any
464 state-owned or leased institution or facility, except that a general
465 description of any such security system and the cost and quality of
466 such system, may be disclosed;

467 (D) Training manuals prepared for state-owned or leased
468 institutions or facilities that describe, in any manner, security
469 procedures, emergency plans or security equipment;

470 (E) Internal security audits of state-owned or leased institutions or
471 facilities;

472 (F) Minutes or recordings of meetings of the Department of Public
473 Works or the Judicial Department, or portions of such minutes or
474 recordings, that contain or reveal information relating to security or
475 other records otherwise exempt from disclosure under this
476 subdivision; and

477 (G) Logs or other documents that contain information on the
478 movement or assignment of security personnel at state-owned or
479 leased institutions or facilities.

480 (c) Whenever a public agency receives a request from any person
481 confined in a correctional institution or facility or a Whiting Forensic
482 Division facility, for disclosure of any public record under the
483 Freedom of Information Act, the public agency shall promptly notify
484 the Commissioner of Correction or the Commissioner of Mental Health
485 and Addiction Services in the case of a person confined in a Whiting
486 Forensic Division facility, of such request, in the manner prescribed by
487 the commissioner, before complying with the request as required by
488 the Freedom of Information Act. If the commissioner believes the
489 requested record is exempt from disclosure pursuant to subdivision
490 (18) of subsection (b) of this section, the commissioner may withhold
491 such record from such person when the record is delivered to the
492 person's correctional institution or facility or Whiting Forensic
493 Division facility.

494 Sec. 21. Section 37 of public act 00-187, as amended by section 45 of
495 public act 00-192, is amended to read as follows:

496 Two per cent of the amount appropriated to the Department of
497 Information Technology for Connecticut Education Technology
498 Initiatives in section 35 of special act 00-13, shall be used by the
499 department for purposes of subsection (b) of section 33 of [this act]
500 public act 00-187 and for section [3 of this act] 36 of public act 00-187.

501 Sec. 22. Subsection (d) of section 35 of public act 99-241, as amended
502 by section 12 of public act 00-140, is repealed and the following is
503 substituted in lieu thereof:

504 (d) [The secretary may purchase any real property and take a deed
505 thereof in the name of the state when such real property is needed, in
506 the secretary's opinion, in connection with the construction of the
507 convention center, the related parking facilities, the on-site related
508 private development or related site preparation and infrastructure
509 improvements, provided any purchase price for any of such real
510 property in an amount in excess of the sum of fifteen thousand dollars
511 shall be approved by a state referee. The secretary, with the advice and

512 consent of the Attorney General, may settle and compromise any claim
513 by any person, claiming to be aggrieved by such construction, by the
514 payment of money or the transfer of other real property available for
515 such purpose.] The assessment of such damages or such benefits may,
516 and any reassessment thereof by the trial referee shall, take into
517 account any evidence of environmental condition and required
518 environmental remediation.

519 Sec. 23. Section 9 of public act 00-203 is repealed and the following is
520 substituted in lieu thereof:

521 (a) On or before [April 1, 2001] October 1, 2000, the Commissioner of
522 Agriculture shall prepare a list of agricultural land whose
523 development rights have been offered to the state under section 22-
524 26gg of the general statutes and for which there is a written agreement
525 for a purchase price. [Purchase of development rights pursuant to said
526 section 22-26gg shall be made from agricultural land appearing on the
527 list. The list shall be revised every six months.] The commissioner shall
528 prepare a supplemental list on or before October 1, 2001.

529 (b) The list and [revisions to such] supplemental list shall be
530 submitted to the secretary of the State Bond Commission [and
531 considered] for consideration by the commission in authorizing bonds
532 pursuant to section 22-26hh of the general statutes, as amended by
533 section 10 of [this act] public act 00-203 and this act.

534 Sec. 24. Section 22-26hh of the general statutes, as amended by
535 section 10 of public act 00-203, is repealed and the following is
536 substituted in lieu thereof:

537 [(a)] The State Bond Commission shall have power, from time to
538 time, to authorize the issuance of bonds of the state in one or more
539 series and in principal amounts not exceeding in the aggregate eighty-
540 three million seven hundred fifty thousand dollars, the proceeds of
541 which shall be used by the Commissioner of Agriculture for the
542 purposes of this chapter, provided not more than two million dollars

543 shall be used for the purposes of section 22-26jj. All provisions of
544 section 3-20, or the exercise of any right or power granted thereby
545 which are not inconsistent with the provisions of this section are
546 hereby adopted and shall apply to all bonds authorized by the State
547 Bond Commission pursuant to this section, and temporary notes in
548 anticipation of the money to be derived from the sale of any such
549 bonds so authorized may be issued in accordance with said section 3-
550 20 and from time to time renewed. Such bonds shall mature at such
551 time or times not exceeding twenty years from their respective dates as
552 may be provided in or pursuant to the resolution or resolutions of the
553 State Bond Commission authorizing such bonds. None of said bonds
554 shall be authorized except upon a finding by the State Bond
555 Commission that there has been filed with it a request for such
556 authorization, which is signed by or on behalf of the Secretary of the
557 Office of Policy and Management and states such terms and conditions
558 as said commission, in its discretion, may require. Said bonds issued
559 pursuant to this section shall be general obligations of the state and the
560 full faith and credit of the state of Connecticut are pledged for the
561 payment of the principal of and interest on said bonds as the same
562 become due, and accordingly and as part of the contract of the state
563 with the holders of said bonds, appropriation of all amounts necessary
564 for punctual payment of such principal and interest is hereby made,
565 and the Treasurer shall pay such principal and interest as the same
566 become due.

567 [(b) To the extent there is a balance of bonds authorized but not
568 allocated by the State Bond Commission on or after July 1, 2000,
569 pursuant to subsection (a) of this section for the purposes of this
570 chapter, the State Bond Commission shall authorize the issuance of
571 such balance for the purposes of said chapter.]

572 Sec. 25. Subsection (d) of section 7-34a of the general statutes, as
573 amended by section 1 of public act 00-146, is repealed and the
574 following is substituted in lieu thereof:

575 (d) In addition to the fees for recording a document under
576 subsection (a) of this section, town clerks shall receive a fee of three
577 dollars for each document recorded in the land records of the
578 municipality. Not later than the fifteenth day of each month, town
579 clerks shall remit two-thirds of the fees paid pursuant to this
580 subsection during the previous calendar month to the State Treasurer
581 for deposit in the historic documents preservation account established
582 under section 2 of [this act] public act 00-146. One-third of the amount
583 paid for fees pursuant to this subsection shall be retained by town
584 clerks and used for the preservation and management of historic
585 documents. The provisions of this subsection shall not apply to any
586 document recorded on the land records by an employee of the state or
587 of a municipality in conjunction with said employee's official duties.
588 As used in this section "municipality" includes each town, consolidated
589 town and city, city, consolidated town and borough, borough, district,
590 as defined in chapter 105 or chapter 105a, and each municipal board,
591 commission and taxing district not previously mentioned.

592 Sec. 26. Subdivision (36) of section 12-81 of the general statutes is
593 repealed and the following is substituted in lieu thereof:

594 (36) Fishing apparatus [actually used in the main business of]
595 belonging to any person or company to the value of five hundred
596 dollars, providing such apparatus was purchased for use in the main
597 business of such person or company at the time of purchase.

598 Sec. 27. Subdivisions (31) and (32) of section 12-407 of the general
599 statutes, as amended by section 10 of public act 99-173, section 10 of
600 public act 99-285, and section 73 of public act 00-174, are repealed and
601 the following is substituted in lieu thereof:

602 (31) "Canned or prewritten software" means all software, other than
603 custom software, that is held or existing for general or repeated sale,
604 license or lease. [, even if the program was] Software initially
605 developed as custom software for in-house use and subsequently sold,
606 licensed or leased to unrelated third parties shall be considered canned

607 or prewritten software.

608 (32) "Custom software" means a computer program prepared to the
609 special order of a single customer. [The combining of two or more
610 prewritten programs or modification of prewritten software to
611 accommodate the individual hardware requirements of a customer
612 does not constitute custom software.]

613 Sec. 28. Section 23 of public act 00-216 is amended to read as
614 follows:

615 Notwithstanding the provisions of subsection (a) of section 20-
616 195dd of the general statutes, as amended, an applicant for a license as
617 a professional counselor may, in lieu of the requirements for
618 completion of graduate semester hours at a regionally accredited
619 institution of higher education or the earning of a degree from a
620 regionally accredited institution of higher education, or both, as set
621 forth in subdivision (1) of subsection (a) of section 20-195dd of the
622 general statutes, as amended, submit evidence satisfactory to the
623 commissioner of: (1) [Having satisfied the graduate semester hour
624 requirements or degree requirements, or both, as set forth in said
625 subdivision, at an institution of higher education other than a
626 regionally accredited institution of higher education; and (2)] Earning
627 a master's degree in sociology prior to 1971; (2) passing the National
628 Counselor Examination (NCE) prior to July 1, 1999; and (3) continuous
629 employment as a supervisor of psychologists, social workers,
630 counselors or similar professionals for a minimum of fifteen years
631 [within a five-year period] immediately preceding such application.
632 The commissioner shall accept the requirements of this subsection in
633 lieu of the applicable requirements of subsection (a) of section 20-
634 195dd of the general statutes, as amended, provided the provisions of
635 this subsection shall not apply after the date that is thirty days after the
636 effective date of this section.

637 Sec. 29. Subsection (c) of section 46a-52 of the general statutes is
638 repealed and the following is substituted in lieu thereof:

639 (c) On or before July 15, 1989, the commission shall appoint an
640 executive director who shall be the chief executive officer of the
641 Commission on Human Rights and Opportunities to serve for a term
642 expiring on July 14, 1990. Upon the expiration of such term and
643 thereafter, the executive director shall be appointed for a term of four
644 years. The executive director shall be supervised and annually
645 evaluated by the commission. The executive director shall serve at the
646 pleasure of the commission but no longer than four years from July
647 fifteenth in the year of his or her appointment unless reappointed
648 pursuant to the provisions of this subsection. The executive director
649 shall receive an annual salary within the salary range of a salary group
650 established by the Commissioner of Administrative Services for the
651 position. The executive director (1) shall conduct comprehensive
652 planning with respect to the functions of the commission; (2) shall
653 coordinate the activities of the commission; (3) shall cause the
654 administrative organization of the commission to be examined with a
655 view to promoting economy and efficiency. In accordance with
656 established procedures, the executive director may enter into such
657 contractual agreements as may be necessary for the discharge of the
658 director's duties.

659 Sec. 30. Funds appropriated to the Labor Department in section 11
660 of special act 99-10, as amended by section 1 of special act 00-13, for
661 Food Stamp Training Expenses, may be used for administrative
662 purposes.

663 Sec. 31. Subsection (n) of section 22a-174 of the general statutes is
664 repealed and the following is substituted in lieu thereof:

665 (n) The commissioner shall not issue a permit for an asphalt batch
666 plant or continuous mix facility under the provisions of this section
667 until July 1, [2000] 2001. The provisions of this section shall apply to
668 any application pending on May 5, 1998. Nothing in this section shall
669 apply to applications for upgrading, consolidating or otherwise
670 altering the physical plant of an existing facility with a permit to

671 operate provided such upgrade, consolidation or alteration results in
672 reduced emissions of air pollutants.

673 Sec. 32. Subsection (c) of section 10-16n of the general statutes is
674 repealed and the following is substituted in lieu thereof:

675 (c) There is established a committee to advise the Commissioner of
676 Education concerning the coordination, priorities for allocation and
677 distribution, and utilization of funds for Head Start and concerning the
678 competitive grant program established under this section, and to
679 evaluate programs funded pursuant to this section. The committee
680 shall consist of twelve members as follows: One member designated by
681 the Commissioner of Social Services; six members who are directors of
682 Head Start programs, two from community action agency program
683 sites or school readiness coordinators, one of whom shall be appointed
684 by the president pro tempore of the Senate and one by the speaker of
685 the House of Representatives, two from school program sites, one of
686 whom shall be appointed by the majority leader of the Senate and one
687 by the majority leader of the House of Representatives, and two from
688 other nonprofit agency program sites, one of whom shall be appointed
689 by the minority leader of the Senate and one by the minority leader of
690 the House of Representatives; one member designated by the
691 Commission on Children; one member designated by the Early
692 Childhood Education Council; one member designated by the Head
693 Start Directors Association who shall be the parent of a present or
694 former Head Start student; one member designated by the Connecticut
695 Association for Community Action who shall have expertise and
696 experience concerning Head Start; and one member designated by the
697 Office of Human Development Services, Office of Community
698 Programs, Region 1 of the federal Department of Health and Human
699 Services.

700 Sec. 33. (NEW) The Chief Court Administrator shall develop a
701 system to accurately assess the risk that an individual under the
702 supervision of an adult probation officer has to the community and

703 shall develop classification categories and standards of monitoring for
704 such individuals based upon the assessment. The purpose of the
705 classification system shall be to ensure close supervision and
706 restriction, public safety, effective alternatives to incarceration and
707 maximum rehabilitation of persons placed in the community under the
708 supervision of an adult probation officer.

709 Sec. 34. (NEW) Prior to the arraignment of a person charged solely
710 with the commission of a misdemeanor, the Department of Mental
711 Health and Addiction Services shall, to the maximum extent possible
712 within the limits of available appropriations, with the consent of the
713 arrested person, cause a clinical assessment to be performed of any
714 person who has previously received mental health services or
715 treatment for substance abuse from the department or who would
716 reasonably benefit from such services to determine whether such
717 person should be referred for community-based mental health
718 services. If the person is determined to be in need of such services and
719 is willing to accept the services offered, the court shall be informed of
720 the result of the assessment and the recommended treatment plan for
721 consideration by the court in the disposition of the criminal case.

722 Sec. 35. (NEW) Any contract entered into between the
723 Commissioner of Correction and a provider operating a halfway
724 house, group home, mental health facility or other community
725 residence to which the commissioner may release inmates, shall
726 specify whether such provider refuses to accept certain inmates and, if
727 so, shall specify the types of inmates such provider refuses to accept.

728 Sec. 36. The Department of Correction shall enter into a contract for
729 the fiscal year ending June 30, 2001, for the continuation of
730 independent ombudsman services for the department.

731 Sec. 37. (NEW) The organized militia or National Guard is deemed
732 to be a law enforcement agency solely for the purpose of participation
733 in any federal asset forfeiture or military surplus programs.

734 Sec. 38. Subsection (a) of section 31-277 of the general statutes is
735 repealed and the following is substituted in lieu thereof:

736 (a) Each commissioner shall, during his first year of service as a
737 commissioner, receive an annual salary of six thousand dollars less
738 than the highest step level of a Superior Court judge; during his second
739 year of service as a commissioner, each commissioner shall receive an
740 annual salary of five thousand dollars less than the highest step level
741 of a Superior Court judge; during his third year of service as a
742 commissioner, he shall receive an annual salary of four thousand
743 dollars less than the highest step level of a Superior Court judge;
744 during his fourth year of service as a commissioner, he shall receive an
745 annual salary of three thousand dollars less than the highest step level
746 of a Superior Court judge; during his fifth year of service as a
747 commissioner, he shall receive an annual salary of two thousand
748 dollars less than the highest step level of a Superior Court judge; and
749 during his sixth year of service as a commissioner, he shall receive an
750 annual salary of one thousand dollars less than the highest step level of
751 a Superior Court judge, together with his necessary clerical, office and
752 travel expenses as approved by the Comptroller; and the chairman of
753 the Workers' Compensation Commission shall receive in addition
754 [one] ten thousand dollars annually. Each commissioner shall devote
755 his entire time to the duties of his office and shall not be otherwise
756 gainfully employed.

757 Sec. 39. (NEW) The Northeast Correctional Institution, Mansfield,
758 shall be named the Donald T. Bergin Correctional Institution.

759 Sec. 40. The appropriation to the Department of Correction in
760 section 11 of special act 99-10, as amended by section 1 of special act
761 00-13, for Overcrowding Contingency Account, shall be expended as
762 follows: (1) The sum of \$1,570,240 shall be transferred to the
763 Department of Mental Health and Addiction Services for Managed
764 Service System, to implement the provisions of section 34 of this act;
765 (2) the sum of \$1,000,000 shall be transferred to the Community

766 Residential Services account to expand current treatment programs; (3)
767 the sum of \$100,000 shall be transferred to the Judicial Department, for
768 additional probation officers, as follows: (A) \$24,905 for Personal
769 Services; (B) \$42,223 for Other Expenses; and (C) \$32,872 for
770 Equipment; and (4) the balance may be used by the commissioner, at
771 said commissioner's discretion, to provide additional community
772 service slots.

773 Sec. 41. The sum of \$275,000 appropriated to the Judicial
774 Department in section 11 of special act 99-10, as amended by section 1
775 of special act 00-13, for the Alternative Incarceration Program, shall be
776 transferred to Personal Services for additional probation officers.

777 Sec. 42. (a) The sum of \$6,000,000 appropriated to the Department of
778 Correction, for Personal Services, in section 1 of special act 99-10, shall
779 be transferred to Inmate Medical Services.

780 (b) The sum of \$1,500,000 appropriated to Unemployment
781 Compensation, and the sum of \$1,600,000 appropriated to Retired State
782 Employees Health Service cost in section 1 of special act 99-10, shall be
783 transferred to the Department of Social Services, for Medicaid.

784 (c) The sum of \$900,000 appropriated to the Department of Public
785 Health for Personal Services, in section 1 of special act 99-10, shall be
786 transferred to the Department of Social Services, for Medicaid.

787 Sec. 43. (NEW) (a) For purposes of this section, "public building"
788 means any structure owned or leased by the state of Connecticut and
789 used for the conduct of business of a state agency, as defined in section
790 4-37e of the general statutes, within the Executive or Judicial
791 Department of state government.

792 (b) Notwithstanding the provisions of section 29-35 of the general
793 statutes, as amended, no person shall, alone or in concert with others,
794 bring into, or possess within, any public building, the official office of
795 any public official or employee of the state or any building in which a

796 public hearing is being conducted, any loaded firearm or any explosive
797 or incendiary device. The provisions of this subsection shall not apply
798 to a peace officer, as defined in section 53a-3 of the general statutes, as
799 amended, a member of the Office of State Capitol Police or a police
800 officer of any other state or of the federal government, who is carrying
801 out official duties in this state, or any person summoned by any such
802 officer to assist in making arrests or preserving the peace while such
803 person is actually engaged in assisting such officer while such officer is
804 in the performance of official duties, or any member of the armed
805 forces of the United States, as defined in section 27-103 of the general
806 statutes, as amended, or of this state, as defined in section 27-2 of the
807 general statutes, in the performance of official duties, or any veteran,
808 as defined in section 27-103 of the general statutes, as amended,
809 performing in uniform as a member of an official ceremonial unit, or
810 any employee of the Department of Correction or the Board of Parole
811 while such employee is in the performance of official duties, or any
812 person bringing into, or possessing within, any public building a
813 hunting weapon at the date and time of a scheduled class of
814 instruction in the safe handling and use of hunting weapons
815 conducted pursuant to section 26-31 of the general statutes, as
816 amended.

817 (c) A political subdivision of the state may, by vote of its legislative
818 body, adopt the provisions of this section and said provisions shall be
819 applicable to any structure owned or leased by such political
820 subdivision and used for the conduct of business by such political
821 subdivision, including the official office of any public official or
822 employee of such political subdivision.

823 (d) The provisions of this section shall not apply to the possession of
824 a firearm in or on the real property comprising a public elementary
825 school or secondary school or at a school-sponsored activity, as
826 defined in subsection (h) of section 10-233a of the general statutes,
827 which possession shall be subject to the provisions of section 53a-217b
828 of the general statutes.

829 (e) Any person who violates the provisions of this section shall be
830 guilty of a class A misdemeanor.

831 Sec. 44. Public Act 00-178 shall take effect July 1, 2000.

832 Sec. 45. Section 15 of public act 00-92 shall take effect from its
833 passage.

834 Sec. 46. Section 59 of special act 99-10, section 41 of public act 99-2 of
835 the June special session and section 3 of public act 00-188 are repealed.

836 Sec. 47. This act shall take effect from its passage, except that
837 sections 14, 18, 25 and 30, sections 33 to 41, inclusive, and section 44
838 shall take effect July 1, 2000, section 43 shall take effect October 1, 2000,
839 section 12 shall be applicable to grants in lieu of taxes otherwise due
840 for assessment years commencing on and after October 1, 2000, section
841 26 shall be applicable to assessment years commencing on or after
842 October 1, 2000, and section 27 shall be applicable to all open tax
843 periods.