



General Assembly

Amendment

January Session, 2001

LCO No. 7293

Offered by:

SEN. LEBEAU, 3rd Dist.

SEN. SOMMA, 16th Dist.

SEN. JEPSEN, 27th Dist.

REP. SAMOWITZ, 129th Dist.

SEN. DELUCA, 32nd Dist.

REP. GOOGINS, 31st Dist.

To: Subst. Senate Bill No. 823

File No. 526

Cal. No. 363

"AN ACT CONCERNING THE ELIGIBILITY OF MANUFACTURING FACILITIES FOR ENTERPRISE ZONE BENEFITS."

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

3 "Section 1. (NEW) (a) For the purpose of assisting (1) any
4 information technology project, as defined in subsection (ee) of section
5 32-23d of the general statutes, which is located in an eligible
6 municipality, as defined in subdivision (12) of subsection (a) of section
7 32-9t of the general statutes, or (2) any remediation project, as defined
8 in subsection (ii) of section 32-23d of the general statutes, as amended
9 by this act, the Connecticut Development Authority may, upon a
10 resolution of the legislative body of a municipality, issue and
11 administer bonds which are payable solely or in part from and secured
12 by: (A) A pledge of and lien upon any and all of the income, proceeds,
13 revenues and property of such a project, including the proceeds of
14 grants, loans, advances or contributions from the federal government,

15 the state or any other source, including financial assistance furnished
16 by the municipality or any other public body, (B) taxes or payments or
17 grants in lieu of taxes allocated to and payable into a special fund of
18 the Connecticut Development Authority pursuant to the provisions of
19 subsection (b) of this section, or (C) any combination of the foregoing.
20 Any such bonds of the Connecticut Development Authority shall
21 mature at such time or times not exceeding thirty years from their date
22 of issuance and shall be subject to the general terms and provisions of
23 law applicable to the issuance of bonds by the Connecticut
24 Development Authority, except that such bonds shall be issued
25 without a special capital reserve fund as provided in subsection (b) of
26 section 32-23j of the general statutes and, for purposes of section 32-23f
27 of the general statutes, only the approval of the board of directors of
28 the authority shall be required for the issuance and sale of such bonds.
29 Any pledge made by the municipality or the Connecticut Development
30 Authority for bonds issued as provided in this section shall be valid
31 and binding from the time when the pledge is made, and revenues and
32 other receipts, funds or moneys so pledged and thereafter received by
33 the municipality or the Connecticut Development Authority shall be
34 subject to the lien of such pledge without any physical delivery thereof
35 or further act. The lien of such pledge shall be valid and binding
36 against all parties having claims of any kind in tort, contract or
37 otherwise against the municipality or the Connecticut Development
38 Authority, even if the parties have no notice of such lien. Recording of
39 the resolution or any other instrument by which such a pledge is
40 created shall not be required. In connection with any such assignment
41 of taxes or payments in lieu of taxes, the Connecticut Development
42 Authority may, if the resolution so provides, exercise the rights
43 provided for in section 12-195h of the general statutes of an assignee
44 for consideration of any lien filed to secure the payment of such taxes
45 or payments in lieu of taxes. All expenses incurred in providing such
46 assistance may be treated as project costs.

47 (b) Any proceedings authorizing the issuance of bonds under this
48 section may contain a provision that taxes or a specified portion

49 thereof, if any, identified in such authorizing proceedings and levied
50 upon taxable real or personal property, or both, in a project each year,
51 or payments or grants in lieu of such taxes or a specified portion
52 thereof, by or for the benefit of any one or more municipalities,
53 districts or other public taxing agencies, as the case may be, shall be
54 divided as follows: (1) In each fiscal year that portion of the taxes or
55 payments or grants in lieu of taxes which would be produced by
56 applying the then current tax rate of each of the taxing agencies to the
57 total sum of the assessed value of the taxable property in the project on
58 the date of such authorizing proceedings, adjusted in the case of grants
59 in lieu of taxes to reflect the applicable statutory rate of
60 reimbursement, shall be allocated to and when collected shall be paid
61 into the funds of the respective taxing agencies in the same manner as
62 taxes by or for said taxing agencies on all other property are paid; and
63 (2) that portion of the assessed taxes or the payments or grants in lieu
64 of taxes, or both, each fiscal year in excess of the amount referred to in
65 subdivision (1) of this subsection shall be allocated to and when
66 collected shall be paid into a special fund of the Connecticut
67 Development Authority to be used in each fiscal year, in the discretion
68 of the Connecticut Development Authority, to pay the principal of and
69 interest due in such fiscal year on bonds issued by the Connecticut
70 Development Authority to finance, refinance or otherwise assist such
71 project, to purchase bonds issued for such project, or to reimburse the
72 provider of or reimbursement party with respect to any guarantee,
73 letter of credit, policy of bond insurance, funds deposited in a debt
74 service reserve fund, funds deposited as capitalized interest or other
75 credit enhancement device used to secure payment of debt service on
76 any bonds issued by the Connecticut Development Authority to
77 finance, refinance or otherwise assist such project, to the extent of any
78 payments of debt service made therefrom. Unless and until the total
79 assessed valuation of the taxable property in a project exceeds the total
80 assessed value of the taxable property in such project as shown by the
81 last assessment list referred to in subdivision (1) of this subsection, all
82 of the taxes levied and collected and all of the payments or grants in
83 lieu of taxes due and collected upon the taxable property in such

84 project shall be paid into the funds of the respective taxing agencies.
85 When such bonds and interest thereof, and such debt service
86 reimbursement to the provider of or reimbursement party with respect
87 to such credit enhancement, have been paid in full, all moneys
88 thereafter received from taxes or payments or grants in lieu of taxes
89 upon the taxable property in such development project shall be paid
90 into the funds of the respective taxing agencies in the same manner as
91 taxes on all other property are paid.

92 (c) As used in this section, "bonds" means any bonds, including
93 refunding bonds, notes, temporary notes, interim certificates,
94 debentures or other obligations; "legislative body" has the meaning
95 provided in subsection (y) of section 32-222 of the general statutes; and
96 "municipality" means a town, city, consolidated town or city or
97 consolidated town and borough.

98 (d) For purposes of this section, references to the Connecticut
99 Development Authority shall include any subsidiary of the
100 Connecticut Development Authority established pursuant to
101 subsection (l) of section 32-11a of the general statutes, as amended by
102 this act, and a municipality may act by and through its implementing
103 agency, as defined in subsection (k) of section 32-222 of the general
104 statutes.

105 Sec. 2. Section 8-134 of the general statutes is repealed and the
106 following is substituted in lieu thereof:

107 For the purpose of carrying out or administering a redevelopment
108 plan or other functions authorized under this chapter, a municipality,
109 acting by and through its redevelopment agency, is hereby authorized,
110 subject only to the limitations and procedures set forth in this section,
111 to issue from time to time bonds of the municipality which are payable
112 solely from and secured by: (a) A pledge of and lien upon any or all of
113 the income, proceeds, revenues and property of redevelopment
114 projects, including the proceeds of grants, loans, advances or
115 contributions from the federal government, the state or other source,

116 including financial assistance furnished by the municipality or any
117 other public body pursuant to section 8-135; (b) taxes or payments in
118 lieu of taxes, or both, in whole or in part, allocated to and paid into a
119 special fund of the municipality pursuant to the provisions of section
120 8-134a; or (c) any combination of the methods in subsections (a) and (b)
121 of this section. For the purposes of a specified project only, the
122 Connecticut Development Authority may, upon a resolution with
123 respect to such project adopted by the legislative body of the
124 municipality, issue and administer bonds which are payable solely or
125 in part from and secured by the pledge and security provided for in
126 this section subject to the general terms and provisions of law
127 applicable to the issuance of bonds by the Connecticut Development
128 Authority, except that the provisions of subsection (b) of section 32-23j
129 shall not apply. Any bonds payable and secured as provided in this
130 section shall be authorized by a resolution adopted by the legislative
131 body of the municipality, notwithstanding the provisions of any other
132 statute, local law or charter governing the authorization and issuance
133 of bonds generally by the municipality. No such resolution shall be
134 adopted until after a public hearing has been held upon such
135 authorization. Notice of such hearing shall be published not less than
136 five days prior to such hearing in a newspaper having a general
137 circulation in the municipality. Such bonds shall be issued and sold in
138 such manner; bear interest at such rate or rates, including variable
139 rates to be determined in such manner as set forth in the proceedings
140 authorizing the issuance of the bonds; provide for the payment of
141 interest on such dates, whether before or at maturity; be issued at,
142 above or below par; mature at such time or times not exceeding forty
143 years from their date in the case of bonds issued to finance housing
144 and facilities related thereto or thirty years from their date in all other
145 cases; have such rank or priority; be payable in such medium of
146 payment; be issued in such form, including, without limitation,
147 registered or book-entry form, carry such registration and transfer
148 privileges and be made subject to purchase or redemption before
149 maturity at such price or prices and under such terms and conditions,
150 including the condition that such bonds be subject to purchase or

151 redemption on the demand of the owner thereof; and contain such
152 other terms and particulars as the legislative body of the municipality
153 or the officers delegated such authority by the legislative body of the
154 municipality body shall determine. The proceedings under which
155 bonds are authorized to be issued may, subject to the provisions of the
156 general statutes, contain any or all of the following: (1) Provisions
157 respecting custody of the proceeds from the sale of the bonds and any
158 bond anticipation notes, including any requirements that such
159 proceeds be held separate from or not be commingled with other funds
160 of the municipality; (2) provisions for the investment and reinvestment
161 of bond proceeds until such proceeds are used to pay project costs and
162 for the disposition of any excess bond proceeds or investment earnings
163 thereon; (3) provisions for the execution of reimbursement agreements,
164 or similar agreements, in connection with credit facilities, including,
165 but not limited to, letters of credit or policies of bond insurance,
166 remarketing agreements and agreements for the purpose of
167 moderating interest rate fluctuations; (4) provisions for the collection,
168 custody, investment, reinvestment and use of the pledged revenues or
169 other receipts, funds or moneys pledged for payment of bonds as
170 provided in this section; (5) provisions regarding the establishment
171 and maintenance of reserves, sinking funds and any other funds and
172 accounts as shall be approved by the legislative body of the
173 municipality in such amounts as may be established by the legislative
174 body of the municipality and the regulation and disposition thereof,
175 including requirements that any such funds and accounts be held
176 separate from or not be commingled with other funds of the
177 municipality; (6) covenants for the establishment of maintenance
178 requirements with respect to facilities and properties; (7) provisions for
179 the issuance of additional bonds on a parity with bonds issued prior to
180 the issuance of such additional bonds, including establishment of
181 coverage requirements with respect to such bonds as herein provided;
182 (8) provisions regarding the rights and remedies available to the bond
183 owners, note owners or any trustee under any contract, loan
184 agreement, document, instrument or trust indenture in case of a
185 default, including the right to appoint a trustee to represent their

186 interests upon occurrence of any event of default, as defined in any
187 such default proceedings, provided that if any bonds or bond
188 anticipation notes are secured by a trust indenture, the respective
189 owners of such bonds or notes shall have no authority except as set
190 forth in such trust indenture to appoint a separate trustee to represent
191 them; and (9) other provisions or covenants of like or different
192 character from the foregoing which are consistent with this section and
193 which the legislative body of the municipality determines in such
194 proceedings are necessary, convenient or desirable in order to better
195 secure the bonds or bond anticipation notes, or will tend to make the
196 bonds or bond anticipation notes more marketable, and which are in
197 the best interests of the municipality. Any provisions which may be
198 included in proceedings authorizing the issuance of bonds under this
199 section may be included in an indenture of trust duly approved in
200 accordance with this section which secures the bonds and any notes
201 issued in anticipation thereof, and in such case the provisions of such
202 indenture shall be deemed to be a part of such proceedings as though
203 they were expressly included therein. Any pledge made by the
204 municipality shall be valid and binding from the time when the pledge
205 is made, and any revenues or other receipts, funds or moneys so
206 pledged and thereafter received by the municipality shall be subject
207 immediately to the lien of such pledge without any physical delivery
208 thereof or further act. The lien of any such pledge shall be valid and
209 binding as against all parties having claims of any kind in tort, contract
210 or otherwise against the municipality, irrespective of whether such
211 parties have notice of such lien. Neither the resolution nor any other
212 instrument by which a pledge is created need be recorded. The
213 legislative body of the municipality may enter into a trust indenture by
214 and between the municipality and a corporate trustee, which may be
215 any trust company or bank having the powers of a trust company
216 within or without the municipality. Such trust indenture may contain
217 such provisions for protecting and enforcing the rights and remedies
218 of the bond owners and note owners as may be reasonable and proper
219 and not in violation of law, including covenants setting forth the duties
220 of the municipality in relation to the exercise of its powers pursuant to

221 this section and the custody, safeguarding and application of all
222 moneys. The municipality may provide by such trust indenture for the
223 payment of the pledged revenues or other receipts, funds or moneys to
224 the trustee under such trust indenture or to any other depository, and
225 for the method of disbursement thereof, with such safeguards and
226 restrictions as it may determine. All expenses incurred in carrying out
227 such trust indenture may be treated as project costs. Such bonds shall
228 not be included in computing the aggregate indebtedness of the
229 municipality, provided, if such bonds are made payable, in whole or in
230 part, from funds contracted to be advanced by the municipality, the
231 aggregate amount of such funds not yet appropriated to such purpose
232 shall be included in computing the aggregate indebtedness of the
233 municipality. As used in this section, "bonds" means any bonds,
234 including refunding bonds, notes, interim certificates, debentures or
235 other obligations. For purposes of this section and section 8-134a,
236 references to the Connecticut Development Authority shall include
237 any subsidiary of the Connecticut Development Authority established
238 pursuant to subsection (l) of section 32-11a, as amended by this act.

239 Sec. 3. Subsection (d) of section 8-192 of the general statutes is
240 repealed and the following is substituted in lieu thereof:

241 (d) For the purposes of carrying out or administering a specified
242 development plan authorized under this chapter, the Connecticut
243 Development Authority may, upon a resolution with respect to such
244 project adopted by the legislative body of the municipality, issue and
245 administer bonds which are payable solely or in part from and secured
246 by the pledge and security provided for in subsection (a) of this section
247 subject to the general terms and provisions of law applicable to the
248 issuance of bonds by the Connecticut Development Authority, except
249 that the provisions of subsection (b) of section 32-23j shall not apply.
250 For purposes of this section and section 8-192a, references to the
251 Connecticut Development Authority shall include any subsidiary of
252 the Connecticut Development Authority established pursuant to
253 subsection (l) of section 32-11a, as amended by this act.

254 Sec. 4. Subsection (a) of section 32-11a of the general statutes is
255 repealed and the following is substituted in lieu thereof:

256 (a) There is hereby created as a body politic and corporate,
257 constituting a public instrumentality and political subdivision of the
258 state created for the performance of an essential public and
259 governmental function, the Connecticut Development Authority
260 which is empowered to carry out the purposes of the authority, as
261 defined in [this chapter, chapter 578, subsection (a) of section 10-320b
262 and sections 25-33a and 32-68a] subsection (t) of section 32-23d, as
263 amended by this act, which are hereby determined to be public
264 purposes for which public funds may be expended. The Connecticut
265 Development Authority shall not be construed to be a department,
266 institution or agency of the state.

267 Sec. 5. Subsection (c) of section 32-11a of the general statutes is
268 repealed and the following is substituted in lieu thereof:

269 (c) The board of directors of the authority shall consist of the
270 Commissioner of Economic and Community Development, the
271 Treasurer of the state and the Secretary of the Office of Policy and
272 Management, each serving ex officio, four members appointed by the
273 Governor who shall be experienced in the field of financial lending or
274 the development of commerce, trade and business and four members
275 appointed as follows: One by the president pro tempore of the Senate,
276 one by the minority leader of the Senate, one by the speaker of the
277 House of Representatives and one by the minority leader of the House
278 of Representatives. Each ex-officio member may designate [his] a
279 deputy or any member of [his] the agency staff to represent [him] the
280 member at meetings of the authority with full powers to act and vote
281 [in his] on the member's behalf. The chairperson of the board shall be
282 appointed by the Governor, with the advice and consent of both
283 houses of the General Assembly. The board shall annually elect one of
284 its members as vice chairman. Each member appointed by the
285 Governor shall serve at the pleasure of the Governor but no longer
286 than the term of office of the Governor or until the member's successor

287 is appointed and qualified, whichever is longer. Each member
288 appointed by a member of the General Assembly shall serve in
289 accordance with the provisions of section 4-1a. Members shall receive
290 no compensation but shall be reimbursed for necessary expenses
291 incurred in the performance of their duties under [this chapter, chapter
292 578, subsection (a) of section 10-320b, and sections 25-33a and 32-68a]
293 the authority legislation, as defined in subsection (hh) of section 32-
294 23d, as amended by this act. The Governor shall fill any vacancy for
295 the unexpired term of a member appointed by the Governor. The
296 appropriate legislative appointing authority shall fill any vacancy for
297 the unexpired term of a member appointed by such authority. A
298 member of the board shall be eligible for reappointment. Any member
299 of the board may be removed by the Governor for misfeasance,
300 malfeasance or wilful neglect of duty. Each member of the authority
301 before entering upon his or her duties shall take and subscribe the oath
302 or affirmation required by article XI, section 1, of the State
303 Constitution. A record of each such oath shall be filed in the office of
304 the Secretary of the State. Meetings of the board shall be held at such
305 times as shall be specified in the bylaws adopted by the board and at
306 such other time or times as the chairman deems necessary. The board
307 is empowered to adopt bylaws and regulations for putting into effect
308 the provisions of said chapters and sections. Not later than November
309 first, annually, the authority shall submit a report to the Commissioner
310 of Economic and Community Development, the Auditors of Public
311 Accounts and the joint standing committees of the General Assembly
312 having cognizance of matters relating to the Department of Economic
313 and Community Development, appropriations and capital bonding,
314 which shall include the following information with respect to new and
315 outstanding financial assistance provided by the authority during the
316 twelve-month period ending on June thirtieth next preceding the date
317 of the report for each financial assistance program administered by the
318 authority: (1) A list of the names, addresses and locations of all
319 recipients of such assistance, (2) for each recipient: (A) The business
320 activities, (B) the Standard Industrial Classification Manual codes, (C)
321 the gross revenues during the recipient's most recent fiscal year, (D)

322 the number of employees at the time of application, (E) whether the
323 recipient is a minority or women-owned business, (F) a summary of
324 the terms and conditions for the assistance, including the type and
325 amount of state financial assistance, job creation or retention
326 requirements, and anticipated wage rates, and (G) the amount of
327 investments from private and other nonstate sources that have been
328 leveraged by the assistance, (3) the economic benefit criteria used in
329 determining which applications have been approved or disapproved,
330 and (4) for each recipient of assistance on or after July 1, 1991, a
331 comparison between the number of jobs to be created, the number of
332 jobs to be retained and the average wage rates for each such category
333 of jobs, as projected in the recipient's application, versus the actual
334 number of jobs created, the actual number of jobs retained and the
335 average wage rates for each such category. The report shall also
336 indicate the actual number of full-time jobs and the actual number of
337 part-time jobs in each such category and the benefit levels for each
338 such subcategory. In addition, the report shall state (A) for each final
339 application approved during the twelve-month period covered by the
340 report, (i) the date that the final application was received by the
341 authority and (ii) the date of such approval; (B) for each final
342 application withdrawn during the twelve-month period covered by
343 the report, (i) the municipality in which the applicant is located, (ii) the
344 Standard Industrial Classification Manual code for the applicant, (iii)
345 the date that the final application was received by the authority, and
346 (iv) the date of such withdrawal; (C) for each final application
347 disapproved during the twelve-month period covered by the report, (i)
348 the municipality in which the applicant is located, (ii) the Standard
349 Industrial Classification Manual code for the applicant, (iii) the date
350 that the final application was received by the authority, and (iv) the
351 date of such disapproval; and (D) for each final application on which
352 no action has been taken by the applicant or the agency in the twelve-
353 month period covered by the report and for which no report has been
354 submitted under this subsection, (i) the municipality in which the
355 applicant is located, (ii) the Standard Industrial Classification Manual
356 code for the applicant, and (iii) the date that the final application was

357 received by the authority. The November first report shall include a
358 summary of the activities of the authority, including all activities to
359 assist small businesses and minority business enterprises, as defined in
360 section 4a-60g, a complete operating and financial statement and
361 recommendations for legislation to promote the purposes of the
362 authority. The authority shall furnish such additional reports upon the
363 written request of any such committee at such times and containing
364 such information as the committee may request. The accounts of the
365 authority shall be subject to annual audit by the state Auditors of
366 Public Accounts. The authority may cause an audit of its books and
367 accounts to be made at least once each fiscal year by certified public
368 accountants. The powers of the authority shall be vested in and
369 exercised by not less than six of the members of the board of directors
370 then in office. Such number of members shall constitute a quorum and
371 the affirmative vote of a majority of the members present at a meeting
372 of the board shall be necessary for any action taken by the authority.
373 No vacancy in the membership of the board shall impair the right to
374 exercise all the rights and perform all the duties of the authority. Any
375 action taken by the board under the provisions of said chapters and
376 sections may be authorized by resolution at any regular or special
377 meeting, and each such resolution shall take effect immediately and
378 need not be published or posted. The authority shall be exempt from
379 the provisions of section 4-9a.

380 Sec. 6. Subdivision (6) of subsection (l) of section 32-11a of the
381 general statutes is repealed and the following is substituted in lieu
382 thereof:

383 (6) The authority may make loans or grants to, and may guarantee
384 specified obligations of, any each such subsidiary, following standard
385 authority procedures, from the authority's assets and the proceeds of
386 its bonds, notes, and other obligations, provided however, that the
387 source and security, if any, for the repayment of any such loans or
388 guarantees is derived from the assets, revenues and resources of such
389 subsidiary.

390 Sec. 7. Subsection (d) of section 32-23d of the general statutes is
391 repealed and the following is substituted in lieu thereof:

392 (d) "Project" means any facility, plant, works, system, building,
393 structure, utility, fixture or other real property improvement located in
394 the state, any machinery, equipment, furniture, fixture or other
395 personal property to be located in the state and the land on which it is
396 located or which is reasonably necessary in connection therewith,
397 which is of a nature or which is to be used or occupied by any person
398 for purposes which would constitute it as an economic development
399 project, information technology project, public service project, urban
400 project, recreation project, commercial fishing project, health care
401 project, the convention center project, as defined in subdivision (3) of
402 section 32-600, [or] nonprofit project or remediation project, and any
403 real property improvement reasonably related thereto. A project may
404 be acquired (1) directly, or (2) indirectly through the purchase of all or
405 substantially all of the stock of a corporation. A project shall not
406 include new materials, work in process, stock in trade or stock of a
407 corporation.

408 Sec. 8. Subsection (t) of section 32-23d of the general statutes is
409 repealed and the following is substituted in lieu thereof:

410 (t) "Purposes of [this chapter, chapter 578, subsection (a) of section
411 10-320b and sections 25-33a and 32-68a] the authority", means the
412 purposes of the authority expressed in and pursuant to the authority
413 legislation, including with respect to the promotion, planning and
414 designing, developing, encouraging, assisting, acquiring, constructing,
415 reconstructing, improving, maintaining and equipping and furnishing
416 of a project and assisting directly or indirectly in the financing of the
417 cost thereof.

418 Sec. 9. Section 32-23d of the general statutes is amended by adding
419 subsections (hh) and (ii) as follows:

420 (NEW) (hh) "Authority legislation" means this chapter, chapters 578,

421 584, 588l, 588n, 588r and 588u, sections 8-134, as amended by this act,
422 8-134a, 8-192, as amended by this act, 8-192a, 25-33a, and 32-68a,
423 section 1 of this act, and any other provisions of the general statutes or
424 any public or special act setting forth or governing the powers and
425 duties of the authority.

426 (NEW) (ii) "Remediation project" means any project (1) involving
427 the development or redevelopment of real property within this state
428 that (A) has been subject to a spill, as defined in section 22a-452c, (B) is
429 an establishment, as defined in subdivision (3) of section 22a-134, (C) is
430 a facility, as defined in 42 USC 9601(9), or (D) is eligible to be treated as
431 polluted real property for purposes of section 22a-133m or
432 contaminated real property for purposes of section 22a-133aa or
433 section 22a-133bb, provided the development or redevelopment is
434 undertaken pursuant to a remediation plan meeting all applicable
435 standards and requirements of the Department of Environmental
436 Protection, (2) that the authority determines will add or support
437 significant new economic activity or employment in the municipality
438 in which such project is located or will otherwise materially contribute
439 to the economic base of the state or the municipality, and (3) for which
440 assistance from the authority will be needed to attract necessary
441 private investment.

442 Sec. 10. Section 32-23e of the general statutes is repealed and the
443 following is substituted in lieu thereof:

444 To accomplish the purposes of [this chapter, chapter 578 and
445 subsection (a) of section 10-320b] the authority, as defined in
446 subsection (t) of section 32-23d, as amended by this act, which are
447 hereby determined to be public purposes for which public funds may
448 be expended, and in addition to any other powers provided by law,
449 the authority shall have power to: (1) Determine the location and
450 character of any project to be financed under the provisions of said
451 chapters and sections, provided any financial assistance shall be
452 approved in accordance with written procedures prepared pursuant to
453 subdivision (14) of this section; (2) purchase, receive, by gift or

454 otherwise, lease, exchange, or otherwise acquire, and construct,
455 reconstruct, improve, maintain, equip and furnish one or more
456 projects, including all real and personal property which the authority
457 may deem necessary in connection therewith, and to enter into a
458 contract with a person therefor upon such terms and conditions as the
459 authority shall determine to be reasonable, including but not limited to
460 reimbursement for the planning, designing, financing, construction,
461 reconstruction, improvement, equipping, furnishing, operation and
462 maintenance of the project and any claims arising therefrom and
463 establishment and maintenance of reserve and insurance funds with
464 respect to the financing of the project; (3) insure any or all payments to
465 be made by the borrower under the terms of any agreement for the
466 extension of credit or making of a loan by the authority in connection
467 with any economic development project to be financed, wholly or in
468 part, through the issuance of bonds or mortgage payments of any
469 mortgage which is given by a mortgagor to the mortgagee who has
470 provided the mortgage for an economic development project upon
471 such terms and conditions as the authority may prescribe and as
472 provided herein, and the faith and credit of the state are pledged
473 thereto; (4) in connection with the insuring of payments of any
474 mortgage, request for its guidance a finding of the municipal planning
475 commission, or, if there is no planning commission, a finding of the
476 municipal officers, of the municipality in which the economic
477 development project is proposed to be located, or of the regional
478 planning agency of which such municipality is a member, as to the
479 expediency and advisability of the economic development project; (5)
480 sell or lease to any person, all or any portion of a project, purchase
481 from eligible financial institutions mortgages with respect to economic
482 development projects, purchase or repurchase its own bonds, and sell,
483 pledge or assign to any person any such [mortgage] bonds, mortgages,
484 or other loans, notes, revenues or assets of the authority, or any
485 interest therein, for such consideration and upon such terms as the
486 authority may determine to be reasonable; (6) mortgage or otherwise
487 encumber all or any portion of a project whenever it shall find such
488 action to be in furtherance of the purposes of said chapters and

489 sections; (7) enter into agreements with any person, including
490 prospective mortgagees and mortgagors, for the purpose of planning,
491 designing, constructing, acquiring, altering and financing projects,
492 providing liquidity or a secondary market for mortgages or other
493 financial obligations incurred with respect to facilities which would
494 qualify as a project under this chapter, purchasing loans made by
495 regional corporations under section 32-276, or for any other purpose in
496 furtherance of any other power of the authority; (8) grant options to
497 purchase or renew a lease for any of its projects on such terms as the
498 authority may determine to be reasonable; (9) employ or retain
499 attorneys, accountants and architectural, engineering and financial
500 consultants and such other employees and agents and to fix their
501 compensation and to employ the Connecticut Development Credit
502 Corporation on a cost basis as it shall deem necessary to assist it in
503 carrying out the purposes of said [chapters and sections] authority
504 legislation; (10) borrow money or accept gifts, grants or loans of funds,
505 property or service from any source, public or private, and comply,
506 subject to the provisions of said [chapters and sections] authority
507 legislation, with the terms and conditions thereof; (11) accept from a
508 federal agency loans or grants for use in carrying out its purpose, and
509 enter into agreements with such agency respecting any such loans or
510 grants; (12) provide tenant lease guarantees and performance
511 guarantees and extend credit or make loans to any person for the
512 planning, designing, financing, acquiring, constructing, reconstructing,
513 improving, equipping and furnishing of a project and for the
514 refinancing of existing indebtedness with respect to any facility or part
515 thereof which would qualify as a project in order to facilitate
516 substantial improvements thereto, which guarantees, credits or loans
517 may be secured by loan agreements, lease agreements, installment sale
518 agreements, mortgages, contracts and all other instruments or fees and
519 charges, upon such terms and conditions as the authority shall
520 determine to be reasonable in connection with such loans, including
521 provision for the establishment and maintenance of reserve and
522 insurance funds and in the exercise of powers granted in this section in
523 connection with a project for such person, to require the inclusion in

524 any contract, loan agreement or other instrument, such provisions for
525 the construction, use, operation and maintenance and financing of a
526 project as the authority may deem necessary or desirable; (13) in
527 connection with any application for assistance under said [chapters
528 and section] authority legislation, or commitments therefor, to make
529 and collect such fees and charges as the authority shall determine to be
530 reasonable; (14) adopt procedures, in accordance with the provisions
531 of section 1-121, to carry out the provisions of said [chapters and
532 sections] authority legislation, which may give priority to applications
533 for financial assistance based upon the extent the project will
534 materially contribute to the economic base of the state by creating or
535 retaining jobs, providing increased wages or benefits to employees,
536 promoting the export of products or services beyond the boundaries of
537 the state, encouraging innovation in products or services, encouraging
538 defense-dependent business to diversify to nondefense production,
539 promoting standards of participation adopted by the Connecticut
540 partnership compact pursuant to section 33-374g of the general
541 statutes, revision of 1958, revised to 1991, or will otherwise enhance
542 existing activities that are important to the economic base of the state,
543 provided regulation-making proceedings commenced before January
544 1, 1989, shall be governed by sections 4-166 to 4-174, inclusive; (15)
545 adopt an official seal and alter the same at pleasure; (16) maintain an
546 office at such place or places within the state as it may designate; (17)
547 sue and be sued in its own name and plead and be impleaded, service
548 of process in any action to be made by service upon the executive
549 director of said authority either in hand or by leaving a copy of the
550 process at the office of the authority with some person having charge
551 thereof; (18) employ such assistants, agents and other employees as
552 may be necessary or desirable for its purposes, which employees shall
553 be exempt from the classified service and shall not be employees as
554 defined in subsection (b) of section 5-270; establish all necessary or
555 appropriate personnel practices and policies, including those relating
556 to hiring, promotion, compensation, retirement and collective
557 bargaining, which need not be in accordance with chapter 68 and the
558 authority shall not be an employer as defined in subsection (a) of

559 section 5-270; contract for and engage appraisers of industrial
560 machinery and equipment, consultants and property management
561 services, and utilize the services of other governmental agencies; (19)
562 when it becomes necessary or feasible for the authority to safeguard
563 itself from losses, acquire, purchase, manage and operate, hold and
564 dispose of real and personal property, take assignments of rentals and
565 leases and make and enter into all contracts, leases, agreements and
566 arrangements necessary or incidental to the performance of its duties;
567 (20) in order to further the purposes of said [chapters and sections]
568 authority legislation, or to assure the payment of the principal and
569 interest on bonds or notes of the authority or to safeguard the
570 mortgage insurance fund, purchase, acquire and take assignments of
571 notes, mortgages and other forms of security and evidences of
572 indebtedness, purchase, acquire, attach, seize, accept or take title to
573 any project by conveyance or, by foreclosure, and sell, lease or rent any
574 project for a use specified in said chapters and sections or in said
575 chapter 579; (21) adopt rules for the conduct of its business; (22) invest
576 any funds not needed for immediate use or disbursement, including
577 any funds held in reserve, in obligations issued or guaranteed by the
578 United States of America or the state of Connecticut and in other
579 obligations which are legal investments for savings banks in this state;
580 (23) do, or delegate, any and all things necessary or convenient to carry
581 out the purposes and to exercise the powers given and granted in said
582 [chapters and sections] authority legislation; provided, in all matters
583 concerning the internal administrative functions of the authority which
584 are funded by amounts appropriated by the state to the authority or to
585 the department, the procedures of the state relating to office space,
586 supplies, facilities, materials, equipment and professional services shall
587 be followed, and provided further, that in the acquisition by the
588 authority of real estate involving the use of appropriated funds or
589 bonds supported by the full faith and credit of the state, the authority
590 shall be subject to the provisions of section 4b-23; (24) to accept from
591 the department: (A) Financial assistance, (B) revenues or the right to
592 receive revenues with respect to any program under the supervision of
593 the department, and (C) loan assets or equity interests in connection

594 with any program under the supervision of the department; to make
595 advances to and reimburse the department for any expenses incurred
596 or to be incurred by it in the delivery of such assistance, revenues,
597 rights, assets or amounts; to enter into agreements for the delivery of
598 services by the authority, in consultation with the department, the
599 Connecticut Housing Finance Authority and Connecticut Innovations,
600 Incorporated, to third parties which agreements may include
601 provisions for payment by the department to the authority for the
602 delivery of such services; and to enter into agreements with the
603 department or with the Connecticut Housing Finance Authority or
604 Connecticut Innovations, Incorporated for the sharing of assistants,
605 agents and other consultants, professionals and employees, and
606 facilities and other real and personal property used in the conduct of
607 the authority's affairs; [and] (25) to transfer to the department: (A)
608 Financial assistance, (B) revenues or the right to receive revenues with
609 respect to any program under the supervision of the authority, and (C)
610 loan assets or equity interests in connection with any program under
611 the supervision of the authority, provided the transfer of such financial
612 assistance, revenues, rights, assets or interests is determined by the
613 authority to be practicable, within the constraints and not inconsistent
614 with the fiduciary obligations of the authority imposed upon or
615 established upon the authority by any provision of the general statutes,
616 the authority's bond resolutions or any other agreement or contract of
617 the authority and to have no adverse effect on the tax-exempt status of
618 any bonds of the authority or the state; and (26) for the purpose of
619 assisting (A) any information technology project which is located in an
620 eligible municipality, as defined in subdivision (12) of subsection (a) of
621 section 32-9t, or (B) any remediation project, make grants or provide
622 loans or other forms of financial assistance, which shall not constitute
623 financial assistance, as defined in section 32-462, from the proceeds of
624 special or general obligation notes or bonds of the authority issued
625 without the security of a special capital reserve fund within the
626 meaning of subsection (b) of section 32-23j, which bonds are payable
627 from and secured by, in whole or in part, the pledge and security
628 provided for in sections 8-134, as amended by this act, 8-192, as

629 amended by this act, 32-227, or section 1 of this act, all on such terms
630 and conditions, including such agreements with the municipality and
631 the developer of the project, as the authority determines to be
632 appropriate in the circumstances, provided that any such project in an
633 area designated as an enterprise zone pursuant to section 32-70
634 receiving such financial assistance shall be ineligible for any fixed
635 assessment pursuant to section 32-71, and the authority, as a condition
636 of such grant, loan or other financial assistance, may require the
637 waiver, in whole or in part, of any property tax exemption with respect
638 to such project otherwise available under subsection (59) or (60) of
639 section 12-81.

640 Sec. 11. Subsection (a) of section 32-23f of the general statutes is
641 repealed and the following is substituted in lieu thereof:

642 (a) Subject to the approval of the Treasurer of the state or [his] the
643 Treasurer's deputy appointed pursuant to section 3-12, and other
644 applicable limitations of [this chapter, chapter 578 and subsection (a) of
645 section 10-320b] the authority legislation, as defined in subsection (hh)
646 of section 32-23d, as amended by this act, the authority may borrow
647 money and issue its bonds and notes from time to time and use the
648 proceeds thereof for the purposes of the authority, as defined in
649 subsection (t) of section 32-23d, as amended by this act, and in order to
650 carry out its powers under said [chapters and sections] authority
651 legislation and to pay all other expenditures of the authority incident
652 to and necessary in connection with such purposes including
653 providing funds to be paid into any fund or funds to secure such
654 bonds or notes. All such bonds issued by the authority, secured by a
655 special capital reserve fund within the meaning of subsection (b) of
656 section 32-23j, shall be general obligations of the authority payable out
657 of any revenues or other receipts, funds, or moneys of the authority,
658 subject only to any agreements with the holders of particular notes or
659 bonds pledging any particular revenues, receipts, funds or moneys,
660 provided the authority may issue general obligation bonds of the
661 authority without the security of a special capital reserve fund. Any
662 other such bonds or notes not issued in anticipation of the issuance of

663 bonds referred to in the preceding sentence shall be special obligations
664 of the authority payable solely out of any revenues or other receipts,
665 funds or moneys of the authority pledged therefor. All such notes and
666 such bonds may be executed and delivered in such manner and at such
667 times, may be in such form and denominations and of such tenor and
668 maturity or maturities, may be in bearer or registered form, as to
669 principal and interest or as to principal alone, may be payable at such
670 time or times not exceeding forty years from the date thereof, may be
671 payable at such place or places whether within or without the state,
672 may bear interest at such rate or rates payable at such time or times
673 and at such place or places and evidenced in such manner, and may
674 contain such provisions not inconsistent with said chapters and
675 sections, as shall be provided in the resolution of the authority
676 authorizing the issuance of the bonds and notes.

677 Sec. 12. Subsection (h) of section 32-23f of the general statutes is
678 repealed and the following is substituted in lieu thereof:

679 (h) The authority may issue notes and bonds in accordance herewith
680 for one or more projects or to provide funds to be used for the
681 purposes of [this chapter, chapter 578 and subsection (a) of section 10-
682 320b] the authority, as defined in subsection (t) of section 32-23d, as
683 amended by this act, without reference to a particular project or
684 projects.

685 Sec. 13. Subsection (a) of section 32-23g of the general statutes is
686 repealed and the following is substituted in lieu thereof:

687 (a) Except as provided in subsection (b) of this section, all moneys of
688 the authority, from whatever source derived, shall be paid to the
689 Treasurer of the state as agent of the authority, who shall not
690 commingle such moneys with any other moneys. Such moneys shall be
691 deposited in a separate bank account or accounts. The moneys in such
692 accounts shall be paid by checks signed by the Treasurer of the state or
693 [his] the Treasurer's deputy appointed pursuant to section 3-12, on
694 requisition of the commissioner or of such other officer or employee or

695 officers or employees of the authority as the authority shall authorize
696 to make such requisition. Notwithstanding the foregoing, the authority
697 shall have power, subject to the approval of the Treasurer of the state
698 or [his] the Treasurer's deputy appointed pursuant to section 3-12, to
699 contract with the holders of any of its bonds or notes, as to the custody,
700 collection, securing, investment and payment of any moneys of the
701 authority, or of any moneys held in trust or otherwise for the payment
702 of bonds or notes, and to carry out such contracts. All moneys received
703 pursuant to the authority of [this chapter, chapter 578 and subsection
704 (a) of section 10-320b] the authority legislation, as defined in
705 subsection (hh) of section 32-23d, as amended by this act, whether as
706 proceeds from the sale of bonds or as revenues, receipts or income,
707 shall be deemed to be trust funds to be held and applied solely as
708 provided in said [chapters and sections,] authority legislation and in
709 the resolutions authorizing the issuance of the bonds or notes. Any
710 officer with whom, or any bank or trust company with which such
711 moneys shall be deposited as trustee thereof shall hold and apply the
712 same for the purposes thereof, subject to such provisions as said
713 [chapters and sections,] authority legislation and the resolution
714 authorizing the issue of the bonds or notes or the trust agreement
715 securing such bonds or notes may provide.

716 Sec. 14. Section 32-23h of the general statutes is repealed and the
717 following is substituted in lieu thereof:

718 The exercise of the powers granted by [this chapter, chapter 578 and
719 subsection (a) of section 10-320b] the authority legislation, as defined
720 in subsection (hh) of section 32-23d, as amended by this act, shall
721 constitute the performance of an essential governmental function and
722 the authority shall not be required to pay any taxes or assessments
723 upon or in respect of a project, or any property or moneys of the
724 authority, levied by any municipality or political subdivision or special
725 district having taxing powers of the state, nor shall the authority be
726 required to pay state taxes of any kind, and the authority, its projects,
727 property and moneys and any bonds and notes issued under the
728 provisions of said chapters and sections, their transfer and the income

729 therefrom, including any profit made on the sale thereof, shall at all
730 times be free from taxation of every kind by the state except for estate
731 or succession taxes and by the municipalities and all other political
732 subdivisions or special districts having taxing powers of the state;
733 provided any person, leasing a project from the authority shall pay to
734 the municipality or other political subdivision or special district having
735 taxing powers, in which such project is located, a payment in lieu of
736 taxes which shall equal the taxes on real and personal property,
737 including water and sewer assessments, which such lessee would have
738 been required to pay had it been the owner of such property during
739 the period for which such payment is made and neither the authority
740 nor its projects, properties, money or bonds and notes shall be
741 obligated, liable or subject to lien of any kind for the enforcement,
742 collection or payment thereof. The sale of tangible personal property or
743 services by the authority is exempt from the sales tax under chapter
744 219, and the storage, use or other consumption in this state of tangible
745 personal property or services purchased from the authority is exempt
746 from the use tax under chapter 219. If and to the extent the
747 proceedings under which the bonds authorized to be issued under the
748 provisions of said chapters and sections so provide, the authority may
749 agree to cooperate with the lessee of a project in connection with any
750 administrative or judicial proceedings for determining the validity or
751 amount of such payments and may agree to appoint or designate and
752 reserve the right in and for such lessee to take all action which the
753 authority may lawfully take in respect of such payments and all
754 matters relating thereto, provided such lessee shall bear and pay all
755 costs and expenses of the authority thereby incurred at the request of
756 such lessee or by reason of any such action taken by such lessee in
757 behalf of the authority. Any lessee of a project which has paid the
758 amounts in lieu of taxes required by this section to be paid shall not be
759 required to pay any such taxes in which a payment in lieu thereof has
760 been made to the state or to any such municipality or other political
761 subdivision or special district having taxing powers, any other statute
762 to the contrary notwithstanding. Any industrial pollution control
763 facility financed under said chapters and sections shall be subject to

764 such approvals, as may be required by law, of any agency of the state
765 and any agency of the United States having jurisdiction in the matter
766 and, in the discretion of the authority, may be acquired, constructed or
767 improved as part of or jointly with a pollution control facility
768 undertaken by a municipality or political subdivision or special district
769 having taxing powers in the state and the authority is authorized to
770 cooperate and execute contracts with such a municipality or political
771 subdivision or special district.

772 Sec. 15. Section 32-23i of the general statutes is repealed and the
773 following is substituted in lieu thereof:

774 Bonds issued by the authority under the provisions of [this chapter,
775 chapter 578 and subsection (a) of section 10-320b] the authority
776 legislation, as defined in subsection (hh) of section 32-23d, as amended
777 by this act, are hereby made securities in which all public officers and
778 public bodies of the state and its political subdivisions, all insurance
779 companies, credit unions, building and loan associations, investment
780 companies, savings banks, banking associations, trust companies,
781 executors, administrators, trustees and other fiduciaries and pension,
782 profit-sharing and retirement funds may properly and legally invest
783 funds, including capital in their control or belonging to them. Such
784 bonds are hereby made securities which may properly and legally be
785 deposited with and received by any state or municipal officer or any
786 agency or municipality of the state for any purpose for which the
787 deposit of bonds or obligations of the state is now or may hereafter be
788 authorized by law.

789 Sec. 16. Subsection (a) of section 32-23j of the general statutes is
790 repealed and the following is substituted in lieu thereof:

791 (a) Bonds or notes of the authority issued under the provisions of
792 [this chapter, chapter 578 and subsection (a) of section 10-320b] the
793 authority legislation, as defined in subsection (hh) of section 32-23d, as
794 amended by this act, shall not be deemed to constitute a debt or
795 liability of the state or of any municipality thereof or a pledge of the

796 faith and credit of the state or of any such municipality and shall not
797 constitute bonds or notes issued or guaranteed by the state within the
798 meaning of section 3-21, but shall be payable solely from the revenues
799 and funds herein provided therefor. All such bonds or notes shall
800 contain on the face thereof a statement to the effect that neither the
801 state of Connecticut nor any municipality thereof other than the
802 authority shall be obligated to pay the same or the interest thereon and
803 that neither the faith and credit nor the taxing power of the state of
804 Connecticut or of any municipality is pledged to the payment of the
805 principal of or the interest on such bonds or notes.

806 Sec. 17. Section 32-23k of the general statutes is repealed and the
807 following is substituted in lieu thereof:

808 The state of Connecticut does hereby pledge to and agree with the
809 holders of any bonds and notes issued [~~under this chapter~~] under the
810 provisions of the authority legislation, as defined in subsection (hh) of
811 section 32-23d, as amended by this act, and with those parties who
812 may enter into contracts with the Connecticut Development Authority
813 or its successor agency pursuant to the provisions of [~~this chapter,~~
814 ~~chapter 578 and subsection (a) of section 10-320b~~] such authority
815 legislation, that the state will not limit or alter the rights hereby vested
816 in the authority until such obligations, together with the interest
817 thereon, are fully met and discharged and such contracts are fully
818 performed on the part of the authority, provided nothing contained
819 herein shall preclude such limitation or alteration if and when
820 adequate provision shall be made by law for the protection of the
821 holders of such bonds and notes of the authority or those entering into
822 such contracts with the authority. The authority is authorized to
823 include this pledge and undertaking for the state in such bonds and
824 notes or contracts.

825 Sec. 18. Subsection (a) of section 32-227 of the general statutes is
826 repealed and the following is substituted in lieu thereof:

827 (a) For the purpose of carrying out or administering a municipal or

828 business development project, (1) a municipality, acting by and
829 through its implementing agency, may, subject to the limitations and
830 procedures set forth in this section, issue from time to time bonds of
831 the municipality, and (2) the Connecticut Development Authority may,
832 upon a resolution adopted of the legislative body of the municipality,
833 issue from time to time bonds which, in either case, are payable solely
834 or in part from and secured by: (A) A pledge of and lien upon any or
835 all of the income, proceeds, revenues and property of development
836 projects, including the proceeds of grants, loans, advances or
837 contributions from the federal government, the state or other source,
838 including financial assistance furnished by the municipality or any
839 other public body pursuant to sections 32-220 to 32-234, inclusive; (B)
840 taxes or payments in lieu of taxes, or both, in whole or in part,
841 allocated to and paid into a special fund of the municipality or the
842 Connecticut Development Authority pursuant to the provisions of
843 subsection (c) of this section; or (C) any combination of the methods in
844 subparagraphs (A) and (B) of this section. Any bonds payable and
845 secured as provided in this subsection shall be authorized and the
846 appropriation of the proceeds thereof approved by and subject to a
847 resolution adopted by the legislative body of the municipality,
848 notwithstanding the provisions of any other statute, local law or
849 charter governing the authorization and issuance of bonds and the
850 appropriation of the proceeds thereof generally by the municipality.
851 No such resolution shall be adopted until after a public hearing has
852 been held upon such authorization. Notice of such hearing shall be
853 published not less than five days prior to such hearing in a newspaper
854 having a general circulation in the municipality. Any such bonds of a
855 municipality or the Connecticut Development Authority shall be
856 issued and sold in such manner; bear interest at such rate or rates,
857 including variable rates; provide for the payment of interest on such
858 dates, whether before or at maturity; be issued at, above or below par;
859 mature at such time or times not exceeding thirty years from their
860 date; have such rank or priority; be payable in such medium of
861 payment; be issued in such form, including, without limitation,
862 registered or book-entry form; carry such registration and transfer

863 privileges and be made subject to purchase or redemption before
864 maturity at such price or prices and under such terms and conditions,
865 including the condition that such bonds be subject to purchase or
866 redemption on the demand of the owner thereof; and contain such
867 other terms and particulars as the legislative body of the municipality
868 or the officers delegated such authority by the legislative body of the
869 municipality shall determine. Any such bonds of the Connecticut
870 Development Authority shall be issued and sold in the manner and
871 subject to the general terms and provisions of law applicable to
872 issuance of bonds by the Connecticut Development Authority, except
873 that the provisions of subsection (b) of section 32-23j shall not apply.
874 The proceedings under which bonds are authorized to be issued may,
875 subject to the provisions of indenture or to any other depository
876 agreement, provide for the method of disbursement thereof, with such
877 safeguards and restrictions as it may determine. Any pledge made by
878 the municipality or the Connecticut Development Authority for bonds
879 issued as provided in this subsection shall be valid and binding from
880 the time when the pledge is made, and any revenues or other receipts,
881 funds or moneys so pledged and thereafter received by the
882 municipality or the Connecticut Development authority shall be
883 subject to the lien of such pledge without any physical delivery thereof
884 or further act. The lien of any such pledge shall be valid and binding as
885 against all parties having claims of any kind in tort, contract or
886 otherwise against the municipality or Connecticut Development
887 Authority, irrespective of whether such parties have notice of such
888 lien. Neither the resolution nor any other instrument by which a
889 pledge is created need be recorded. All expenses incurred in carrying
890 out such financing may be treated as project costs. Such bonds shall
891 not be included in computing the aggregate indebtedness of the
892 municipality, provided, if such bonds are made payable, in whole or in
893 part, from funds contracted to be advanced by the municipality, the
894 aggregate amount of such funds not yet appropriated to such purpose
895 shall be included in computing the aggregate indebtedness of the
896 municipality. As used in this section, "bonds" means any bonds,
897 including refunding bonds, notes, temporary notes, interim

898 certificates, debentures or other obligations. Temporary notes issued in
899 accordance with this subsection in anticipation of the receipt of the
900 proceeds of bond issues may be issued for a period of not more than
901 five years, and notes issued for a shorter period of time may be
902 renewed by the issue of other notes, provided the period from the date
903 of the original notes to the maturity of the last notes issued in renewal
904 thereof shall not exceed five years. For purposes of this section,
905 references to the Connecticut Development Authority shall include
906 any subsidiary of the Connecticut Development Authority established
907 pursuant to subsection (l) of section 32-11a, as amended by this act."