



# House of Representatives

General Assembly

**File No. 488**

February Session, 2002

Substitute House Bill No. 5047

*House of Representatives, April 15, 2002*

The Committee on Finance, Revenue and Bonding reported through REP. MCDONALD of the 148th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

## **AN ACT CONCERNING 21ST CENTURY UCONN.**

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

1 Section 1. Subdivision (10) of subsection (a) of section 10a-109d of  
2 the general statutes is repealed and the following is substituted in lieu  
3 thereof (*Effective July 1, 2002*):

4 (10) To borrow money and issue securities to finance the acquisition,  
5 construction, reconstruction, improvement or equipping of any one  
6 project, or more than one, or any combination of projects, or to refund  
7 securities issued after June 7, 1995, or to refund any such refunding  
8 securities or for any one, or more than one, or all of those purposes, or  
9 any combination of those purposes, and to provide for the security and  
10 payment of those securities and for the rights of the holders of them,  
11 except that the amount of any such borrowing, the special debt service  
12 requirements for which are secured by the state debt service  
13 commitment, exclusive of the amount of borrowing to refund

14 securities, or to fund issuance costs or necessary reserves, may not  
15 exceed the aggregate principal amount of (A) [nine hundred eighty  
16 million dollars and (B)] for the fiscal years ending June 30, 1997, to  
17 June 30, 2006, inclusive, one billion thirty million dollars, (B) for the  
18 fiscal years ending June 30, 2007, to June 30, 2016, inclusive, one billion  
19 two hundred fifty million dollars, and (C) such additional amount or  
20 amounts: (i) Required from time to time to fund any special capital  
21 reserve fund or other debt service reserve fund in accordance with the  
22 financing transaction proceedings, and (ii) to pay or provide for the  
23 costs of issuance and capitalized interest, if any; the aggregate amounts  
24 of subparagraphs [(A) and (B)] (A), (B) and (C) of this subdivision are  
25 established as the authorized funding amount, and no borrowing  
26 within the authorized funding amount for a project or projects may be  
27 effected unless the project or projects are included in accordance with  
28 subsection (a) of section 10a-109e, as amended by this act.

29 Sec. 2. Subsection (a) of section 10a-109e of the general statutes is  
30 repealed and the following is substituted in lieu thereof (*Effective July*  
31 *1, 2002*):

32 (a) The university may administer, manage, schedule, finance,  
33 further design and construct UConn 2000, to operate and maintain the  
34 components thereof in a prudent and economical manner and to  
35 reserve for and make renewals and replacements thereof when  
36 appropriate, it being hereby determined and found to be in the best  
37 interest of the state and the university to provide this independent  
38 authority to the university along with providing assured revenues  
39 therefor as the efficient and cost effective course to achieve the  
40 objective of avoiding further decline in the physical infrastructure of  
41 the university and to renew, modernize, enhance and maintain such  
42 infrastructure, the particular project or projects, each being hereby  
43 approved as a project of UConn 2000, and the presently estimated cost  
44 thereof being as follows:

| T1  | UConn 2000 Project               | Phase I<br>Fiscal Years<br>1996-1999 | Phase II<br>Fiscal Years<br>2000-2005 | <u>Phase III<br/>Fiscal Years<br/>2006-2015</u> |
|-----|----------------------------------|--------------------------------------|---------------------------------------|---|
| T2  |                                  |                                      |                                       |   |
| T3  | Agricultural Biotechnology       |                                      |                                       |   |
| T4  | Facility                         | 9,400,000                            |                                       |   |
| T5  |                                  |                                      |                                       |   |
| T6  | Agricultural Biotechnology       |                                      |                                       |   |
| T7  | Facility Completion              |                                      | 10,000,000                            |   |
| T8  |                                  |                                      |                                       |   |
| T9  | Alumni Quadrant                  |                                      |                                       |   |
| T10 | Renovations                      |                                      | 14,338,000                            |   |
| T11 |                                  |                                      |                                       |   |
| T12 | <u>Arjona and Monteith</u>       |                                      |                                       |   |
| T13 | <u>(new classroom buildings)</u> |                                      |                                       | <u>66,100,000</u>                               |
| T14 |                                  |                                      |                                       |   |
| T15 | <u>Avery Point Campus</u>        |                                      |                                       |   |
| T16 | <u>Undergraduate and</u>         |                                      |                                       |   |
| T17 | <u>Library Building</u>          |                                      |                                       | <u>35,000,000</u>                               |
| T18 |                                  |                                      |                                       |   |
| T19 | Avery Point Marine               |                                      |                                       |   |
| T20 | Science Research Center -        |                                      |                                       |   |
| T21 | Phase I                          | 34,000,000                           |                                       |   |
| T22 |                                  |                                      |                                       |   |
| T23 | Avery Point Marine               |                                      |                                       |   |
| T24 | Science Research Center -        |                                      |                                       |   |
| T25 | Phase II                         |                                      | 16,682,000                            |   |
| T26 |                                  |                                      |                                       |   |
| T27 | Avery Point Renovation           |                                      | 5,600,000                             |   |

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|-----|------------------------------|-------------|----------------------------|
| T28 |                              |             |                            |
| T29 | Babbidge Library             | 0           |                            |
| T30 |                              |             |                            |
| T31 | Balancing Contingency        |             | 5,506,834                  |
| T32 |                              |             |                            |
| T33 | Beach Hall Renovations       | [994,000]   | <u>10,000,000</u>          |
| T34 |                              |             |                            |
| T35 | [Beach Hall Renovation]      |             |                            |
| T36 | [Completion]                 |             | [7,758,000]                |
| T37 |                              |             |                            |
| T38 | [Benton State Art Museum]    |             |                            |
| T39 | [Addition]                   | [3,665,000] |                            |
| T40 |                              |             |                            |
| T41 | Benton State Art Museum      |             |                            |
| T42 | [Completion] <u>Addition</u> |             | 1,400,000 <u>3,000,000</u> |
| T43 |                              |             |                            |
| T44 | <u>Biobehavioral Complex</u> |             |                            |
| T45 | <u>Replacement</u>           |             | <u>4,000,000</u>           |
| T46 |                              |             |                            |
| T47 | <u>Bishop Renovation</u>     |             | <u>8,000,000</u>           |
| T48 |                              |             |                            |
| T49 | Budds Building               |             |                            |
| T50 | Renovation                   |             | 2,805,000                  |
| T51 |                              |             |                            |
| T52 | Business School              |             |                            |
| T53 | Renovation                   |             | 4,803,000                  |
| T54 |                              |             |                            |
| T55 | Chemistry Building           | 53,700,000  |                            |
| T56 |                              |             |                            |

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|-----|---|-------------|--------------------|
| T57 | <u>Commissary Warehouse</u>   |             | <u>1,000,000</u>   |
| T58 |   |             |                    |
| T59 | Deferred Maintenance/<br>T60 Code/ADA Renovation                                  |             |                    |
| T61 | Lump Sum  | 39,332,000  | <u>215,000,000</u> |
| T62 |   |             |                    |
| T63 | Deferred Maintenance &<br>T64 Renovation Lump Sum                                 |             |                    |
| T65 | Balance   | 104,668,000 |                    |
| T66 |   |             |                    |
| T67 | East Campus North<br>T68 Renovations  | 11,820,000  |                    |
| T69 |   |             |                    |
| T70 | <u>Engineering Building</u><br>T71 (with Environmental<br>T72 Research Institute) |             | <u>42,700,000</u>  |
| T73 |   |             |                    |
| T74 | Equine Center   | 1,000,000   |                    |
| T75 |   |             |                    |
| T76 | Equipment, Library<br>T77 Collections &<br>T78 Telecommunications                 | 60,500,000  | <u>200,000,000</u> |
| T79 |   |             |                    |
| T80 | Equipment, Library<br>T81 Collections &<br>T82 Telecommunications                 |             |                    |
| T83 | Completion  | 182,118,146 |                    |
| T84 |   |             |                    |
| T85 | <u>Family Studies (DRM)</u>   |             |                    |

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|------|----------------------------------|------------|-------------------|
| T86  | <u>Renovation</u>                |            | <u>6,500,000</u>  |
| T87  |                                  |            |                   |
| T88  | <u>Farm Buildings Repairs/</u>   |            |                   |
| T89  | <u>Replacement</u>               |            | <u>6,000,000</u>  |
| T90  |                                  |            |                   |
| T91  | <u>Fine Arts Phase II</u>        |            | <u>20,000,000</u> |
| T92  |                                  |            |                   |
| T93  | <u>Floriculture Greenhouse</u>   |            | <u>3,000,000</u>  |
| T94  |                                  |            |                   |
| T95  | <u>Gant Building Renovations</u> |            | <u>40,000,000</u> |
| T96  |                                  |            |                   |
| T97  | Gant Plaza Deck                  | 0          |                   |
| T98  |                                  |            |                   |
| T99  | <u>Gentry Completion</u>         |            | <u>10,000,000</u> |
| T100 |                                  |            |                   |
| T101 | Gentry Renovation                | 9,299,000  |                   |
| T102 |                                  |            |                   |
| T103 | Grad Dorm Renovations            | 7,548,000  |                   |
| T104 |                                  |            |                   |
| T105 | Gulley Hall Renovation           | 1,416,000  |                   |
| T106 |                                  |            |                   |
| T107 | Hartford Relocation              |            |                   |
| T108 | Acquisition/Renovation           | 56,762,020 |                   |
| T109 |                                  |            |                   |
| T110 | Hartford Relocation Design       | 1,500,000  |                   |
| T111 |                                  |            |                   |
| T112 | Hartford Relocation              |            |                   |
| T113 | Feasibility Study                | 500,000    |                   |
| T114 |                                  |            |                   |

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|------|---------------------------------------|------------|-------------------|
| T115 | Heating Plant Upgrade                 | 10,000,000 |                   |
| T116 |                                       |            |                   |
| T117 | Hilltop Dormitory New                 | 30,000,000 |                   |
| T118 |                                       |            |                   |
| T119 | Hilltop Dormitory                     |            |                   |
| T120 | Renovations                           | 3,141,000  |                   |
| T121 |                                       |            |                   |
| T122 | Ice Rink Enclosure                    | 2,616,000  |                   |
| T123 |                                       |            |                   |
| T124 | <u>Incubator Facilities</u>           |            | <u>10,000,000</u> |
| T125 |                                       |            |                   |
| T126 | International House                   |            |                   |
| T127 | Conversion                            | 800,000    |                   |
| T128 |                                       |            |                   |
| T129 | <u>Intramural, Recreational</u>       |            |                   |
| T130 | <u>and Intercollegiate Facilities</u> |            | <u>31,000,000</u> |
| T131 |                                       |            |                   |
| T132 | <u>Jorgensen Renovation</u>           |            | <u>7,200,000</u>  |
| T133 |                                       |            |                   |
| T134 | <u>Koons Hall Renovation/</u>         |            |                   |
| T135 | <u>Addition</u>                       |            | <u>7,000,000</u>  |
| T136 |                                       |            |                   |
| T137 | <u>Lakeside Renovation</u>            |            | <u>3,800,000</u>  |
| T138 |                                       |            |                   |
| T139 | <u>Law School Renovations/</u>        |            |                   |
| T140 | <u>Improvements</u>                   |            | <u>15,000,000</u> |
| T141 |                                       |            |                   |
| T142 | <u>Library Storage Facility</u>       |            | <u>5,000,000</u>  |
| T143 |                                       |            |                   |

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|------|-------------------------------|-------------|-------------------|
| T144 | Litchfield Agricultural       |             |                   |
| T145 | Center- Phase I               | 1,000,000   |                   |
| T146 |                               |             |                   |
| T147 | Litchfield Agricultural       |             |                   |
| T148 | Center-Phase II               | 700,000     |                   |
| T149 |                               |             |                   |
| T150 | [Manchester & DRM Hall]       |             |                   |
| T151 | [Renovation]                  | [7,472,000] |                   |
| T152 |                               |             |                   |
| T153 | <u>Manchester Hall</u>        |             |                   |
| T154 | <u>Renovation</u>             |             | <u>6,000,000</u>  |
| T155 |                               |             |                   |
| T156 | Mansfield Apartments          |             |                   |
| T157 | Renovation                    | 2,612,000   |                   |
| T158 |                               |             |                   |
| T159 | Mansfield Training School     |             |                   |
| T160 | Improvements                  | 27,614,000  | <u>29,000,000</u> |
| T161 |                               |             |                   |
| T162 | [Monteith Renovation]         | [8,234,000] |                   |
| T163 |                               |             |                   |
| T164 | <u>Natural History Museum</u> |             |                   |
| T165 | <u>Completion</u>             |             | <u>4,900,000</u>  |
| T166 |                               |             |                   |
| T167 | North Campus Renovation       | 2,654,000   |                   |
| T168 |                               |             |                   |
| T169 | North Campus Renovation       |             |                   |
| T170 | Completion                    | 21,049,000  |                   |
| T171 |                               |             |                   |
| T172 | <u>North Hillside Road</u>    |             |                   |

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|------|------------------------------------|------------|-------------------|
| T173 | <u>Completion</u>                  |            | <u>11,500,000</u> |
| T174 |                                    |            |                   |
| T175 | North Superblock Site              |            |                   |
| T176 | and Utilities                      | 8,000,000  |                   |
| T177 |                                    |            |                   |
| T178 | Northwest Quadrant                 |            |                   |
| T179 | Renovation                         | 2,001,000  |                   |
| T180 |                                    |            |                   |
| T181 | Northwest Quadrant                 |            |                   |
| T182 | Renovation                         |            | 15,874,000        |
| T183 |                                    |            |                   |
| T184 | <u>Observatory</u>                 |            | <u>1,000,000</u>  |
| T185 |                                    |            |                   |
| T186 | <u>Parking Garage #3</u>           |            | <u>15,000,000</u> |
| T187 |                                    |            |                   |
| T188 | Parking Garage - North             | 10,000,000 |                   |
| T189 |                                    |            |                   |
| T190 | Parking Garage - South             |            | 15,000,000        |
| T191 |                                    |            |                   |
| T192 | Pedestrian Spinepath               |            | 2,556,000         |
| T193 |                                    |            |                   |
| T194 | Pedestrian Walkways                |            | 3,233,000         |
| T195 |                                    |            |                   |
| T196 | <u>Psychology Building</u>         |            |                   |
| T197 | <u>Renovation/Addition</u>         |            | <u>20,000,000</u> |
| T198 |                                    |            |                   |
| T199 | <u>Residential Life Facilities</u> |            | <u>90,000,000</u> |
| T200 |                                    |            |                   |
| T201 | Roadways                           | 10,000,000 |                   |

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|------|------------------------------------|-------------------|-------------------|
| T202 |                                    |                   |                   |
| T203 | School of Business                 | 20,000,000        |                   |
| T204 |                                    |                   |                   |
| T205 | School of Pharmacy/ <u>Biology</u> | 3,856,000         |                   |
| T206 |                                    |                   |                   |
| T207 | School of Pharmacy/ <u>Biology</u> |                   | [37,594,000]      |
| T208 | Completion                         |                   | <u>61,058,000</u> |
| T209 |                                    |                   |                   |
| T210 | Shippee/Buckley                    |                   |                   |
| T211 | Renovations                        |                   | 6,156,000         |
| T212 |                                    |                   |                   |
| T213 | Social Science K Building          |                   | 20,964,000        |
| T214 |                                    |                   |                   |
| T215 | South Campus Complex               | 13,127,000        |                   |
| T216 |                                    |                   |                   |
| T217 | <u>Stamford Campus</u>             |                   |                   |
| T218 | <u>Improvements</u>                |                   | <u>3,000,000</u>  |
| T219 |                                    |                   |                   |
| T220 | Stamford Downtown                  | [41,000,000]      |                   |
| T221 | Relocation-Phase I                 | <u>45,659,000</u> |                   |
| T222 |                                    |                   |                   |
| T223 | Stamford Downtown                  |                   |                   |
| T224 | Relocation-Phase II                |                   | 17,392,000        |
| T225 |                                    |                   |                   |
| T226 | <u>Storrs Hall Addition</u>        |                   | <u>4,300,000</u>  |
| T227 |                                    |                   |                   |
| T228 | <u>Student Health Services</u>     |                   | <u>12,000,000</u> |
| T229 |                                    |                   |                   |
| T230 | Student Union Addition             |                   | 23,000,000        |

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|------|-------------------------------|------------|-------------------|
| T231 |                               |            |                   |
| T232 | <u>Support Facility</u>       |            |                   |
| T233 | <u>(Architectural and</u>     |            |                   |
| T234 | <u>Engineering Services)</u>  |            | <u>2,000,000</u>  |
| T235 |                               |            |                   |
| T236 | Technology Quadrant-          |            |                   |
| T237 | Phase 1A                      | 38,000,000 |                   |
| T238 |                               |            |                   |
| T239 | Technology Quadrant-          |            |                   |
| T240 | Phase IB                      |            | 16,611,000        |
| T241 |                               |            |                   |
| T242 | Technology Quadrant-          |            |                   |
| T243 | Phase II                      |            | 72,000,000        |
| T244 |                               |            |                   |
| T245 | Technology Quadrant-          |            |                   |
| T246 | Phase III                     |            | 15,000,000        |
| T247 |                               |            |                   |
| T248 | Torrey Life Science           |            |                   |
| T249 | Renovation                    |            | 17,000,000        |
| T250 |                               |            |                   |
| T251 | <u>Torrey Renovation</u>      |            |                   |
| T252 | <u>Completion and Biology</u> |            |                   |
| T253 | <u>Expansion</u>              |            | <u>48,000,000</u> |
| T254 |                               |            |                   |
| T255 | <u>Torrington Campus</u>      |            |                   |
| T256 | <u>Improvements</u>           |            | <u>1,000,000</u>  |
| T257 |                               |            |                   |
| T258 | Towers Renovation             |            | 17,794,000        |
| T259 |                               |            |                   |

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|------|-----------------------------|-----------|------------------|
| T260 | <u>UConn Products Store</u> |           | <u>1,000,000</u> |
| T261 |                             |           |                  |
| T262 | Undergraduate Education     |           |                  |
| T263 | Center                      | 650,000   |                  |
| T264 |                             |           |                  |
| T265 | Undergraduate Education     |           |                  |
| T266 | Center                      |           | 7,450,000        |
| T267 |                             |           |                  |
| T268 | Underground Steam &         |           |                  |
| T269 | Water Upgrade               | 3,500,000 |                  |
| T270 |                             |           |                  |
| T271 | Underground Steam &         |           |                  |
| T272 | Water Upgrade               |           |                  |
| T273 | Completion                  |           | 9,000,000        |
| T274 |                             |           |                  |
| T275 | University Programs         |           |                  |
| T276 | Building - Phase I          | 8,750,000 |                  |
| T277 |                             |           |                  |
| T278 | University Programs         |           |                  |
| T279 | Building - Phase II         |           |                  |
| T280 | Visitors Center             |           | 300,000          |
| T281 |                             |           |                  |
| T282 | Waring Building Conversion  | 7,888,000 |                  |
| T283 |                             |           |                  |
| T284 | <u>Waterbury Downtown</u>   |           |                  |
| T285 | <u>Campus</u>               |           | <u>3,000,000</u> |
| T286 |                             |           |                  |
| T287 | Waterbury Property          |           |                  |
| T288 | Purchase                    | 325,000   |                  |

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|      |                                  |                   |
|------|----------------------------------|-------------------|
| T289 |                                  |                   |
| T290 | West Campus Renovations          | 14,897,000        |
| T291 |                                  |                   |
| T292 | <u>West Hartford Campus</u>      |                   |
| T293 | <u>Renovations/</u>              |                   |
| T294 | <u>Improvements</u>              | <u>25,000,000</u> |
| T295 |                                  |                   |
| T296 | White Building Renovation        | 2,430,000         |
| T297 |                                  |                   |
| T298 | Wilbur Cross Building            |                   |
| T299 | Renovation                       | 3,645,000         |
| T300 |                                  |                   |
| T301 | <u>Young Building Renovation</u> |                   |
| T302 | <u>/Addition</u>                 | <u>17,000,000</u> |
| T303 |                                  |                   |
| T304 | <u>HEALTH CENTER</u>             |                   |
| T305 |                                  |                   |
| T306 | <u>CLAC Renovation</u>           |                   |
| T307 | <u>Biosafety Level 3 Lab</u>     | <u>14,000,000</u> |
| T308 |                                  |                   |
| T309 | <u>Deferred Maintenance/</u>     |                   |
| T310 | <u>Code/ADA Renovation</u>       |                   |
| T311 | <u>Sum - Health Center</u>       | <u>50,000,000</u> |
| T312 |                                  |                   |
| T313 | <u>Dental School Renovation</u>  | <u>5,000,000</u>  |
| T314 |                                  |                   |
| T315 | <u>Equipment, Library</u>        |                   |
| T316 | <u>Collections and</u>           |                   |
| T317 | <u>Telecommunications -</u>      |                   |

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|      |                                    |             |             |                      |
|------|------------------------------------|-------------|-------------|----------------------|
| T318 | <u>Health Center</u>               |             |             | <u>75,000,000</u>    |
| T319 |                                    |             |             |                      |
| T320 | <u>Library/Student Computer</u>    |             |             |                      |
| T321 | <u>Center Renovation</u>           |             |             | <u>5,000,000</u>     |
| T322 |                                    |             |             |                      |
| T323 | <u>Main Building Renovation</u>    |             |             | <u>75,000,000</u>    |
| T324 |                                    |             |             |                      |
| T325 | <u>Medical School Academic</u>     |             |             |                      |
| T326 | <u>Building Renovation</u>         |             |             | <u>9,000,000</u>     |
| T327 |                                    |             |             |                      |
| T328 | <u>Parking Garage - Health</u>     |             |             |                      |
| T329 | <u>Center</u>                      |             |             | <u>8,400,000</u>     |
| T330 |                                    |             |             |                      |
| T331 | <u>Research Tower</u>              |             |             | <u>60,000,000</u>    |
| T332 |                                    |             |             |                      |
| T333 | <u>Support Building Addition/</u>  |             |             |                      |
| T334 | <u>Renovation</u>                  |             |             | <u>4,000,000</u>     |
| T335 |                                    |             |             |                      |
| T336 | <u>Total - Storrs and Regional</u> |             |             |                      |
| T337 | <u>Campus Project List</u>         |             |             | <u>1,043,000,000</u> |
| T338 |                                    |             |             |                      |
| T339 | <u>Total - Health Center</u>       |             |             |                      |
| T340 | <u>Project List</u>                |             |             | <u>305,400,000</u>   |
| T341 |                                    |             |             |                      |
| T342 | TOTAL                              | 382,000,000 | 868,000,000 | <u>1,348,400,000</u> |

45       Sec. 3. Subsection (a) of section 10a-109f of the general statutes is  
46       repealed and the following is substituted in lieu thereof (*Effective July*  
47       1, 2002):

48 (a) The university may, when directed by vote of its board of  
49 trustees and subject to the limitations in the authorized funding  
50 amount, borrow money and enter into financing transactions  
51 proceedings in anticipation of assured revenues or project revenues in  
52 the name of the university, on behalf of the state, and issue securities in  
53 connection with such proceedings, as follows: (1) To finance the cost of  
54 UConn 2000 or any one project thereof, or more than one, or any  
55 combination of projects thereof; [(2) to finance any temporary cash  
56 flow deficit or temporary operating deficit that the board of trustees  
57 anticipate will be fully paid with the proceeds of assured revenues or  
58 the proceeds of securities dedicated to that purpose; (3)] (2) to refund  
59 securities issued pursuant to sections 10a-109a to 10a-109y, inclusive,  
60 as amended by this act; [(4)] and (3) to refund any such refunding  
61 borrowings. All securities issued in connection with assured revenues  
62 or project revenues financing transaction proceedings entered into  
63 pursuant to this section shall be authorized by a resolution approved  
64 by not less than a majority vote of its board of trustees.

65 Sec. 4. Subdivision (1) of subsection (a) of section 10a-109g of the  
66 general statutes is repealed and the following is substituted in lieu  
67 thereof (*Effective July 1, 2002*):

68 (a) (1) The university is authorized to provide by resolution, at one  
69 time or from time to time, for the issuance and sale of securities, in its  
70 own name on behalf of the state, pursuant to section 10a-109f, as  
71 amended by this act. The board of trustees of the university is hereby  
72 authorized by such resolution to delegate to its finance committee such  
73 matters as it may determine appropriate other than the authorization  
74 and maximum amount of the securities to be issued, the nature of the  
75 obligation of the securities as established pursuant to subsection (c) of  
76 this section and the projects for which the proceeds are to be used. The  
77 finance committee may act on such matters unless and until the board  
78 of trustees elects to reassume the same. The amount of securities the  
79 special debt service requirements which are secured by the state debt  
80 service commitment that the board of trustees is authorized to provide  
81 for the issuance and sale in accordance with this subsection shall be

82 capped in each fiscal year in the following amounts provided, to the  
83 extent the board of trustees does not provide for the issuance of all or a  
84 portion of such amount in a fiscal year, all or such portion, as the case  
85 may be, may be carried forward to any succeeding fiscal year and  
86 provided further, the actual amount for funding, paying or providing  
87 for the items described in subparagraph [(B)] (C) of subdivision (10) of  
88 subsection (a) of section 10a-109d, as amended by this act, may be  
89 added to the capped amount in each fiscal year:

| T343 | Fiscal Year | Amount             |
|------|-------------|--------------------|
| T344 | 1996        | \$112,542,000      |
| T345 | 1997        | 112,001,000        |
| T346 | 1998        | 93,146,000         |
| T347 | 1999        | 64,311,000         |
| T348 | 2000        | 130,000,000        |
| T349 | 2001        | 100,000,000        |
| T350 | 2002        | 100,000,000        |
| T351 | 2003        | 100,000,000        |
| T352 | 2004        | 100,000,000        |
| T353 | [2005       | 50,000,000]        |
| T354 | <u>2005</u> | <u>100,000,000</u> |
| T355 | <u>2006</u> | <u>79,000,000</u>  |
| T356 | <u>2007</u> | <u>89,000,000</u>  |
| T357 | <u>2008</u> | <u>120,000,000</u> |

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|      |             |                    |
|------|-------------|--------------------|
| T358 | <u>2009</u> | <u>155,000,000</u> |
| T359 | <u>2010</u> | <u>160,500,000</u> |
| T360 | <u>2011</u> | <u>161,500,000</u> |
| T361 | <u>2012</u> | <u>138,100,000</u> |
| T362 | <u>2013</u> | <u>129,500,000</u> |
| T363 | <u>2014</u> | <u>126,500,000</u> |
| T364 | <u>2015</u> | <u>90,900,000</u>  |

90       Sec. 5. Subsection (c) of section 10a-109g of the general statutes is  
91 repealed and the following is substituted in lieu thereof (*Effective July*  
92 *1, 2002*):

93       (c) Securities issued by the university may be issued under an  
94 indenture of trust or bond resolution, shall be general obligations of  
95 the university, for which its full faith and credit shall be pledged,  
96 payable out of any revenues or other assets, receipts, funds or moneys  
97 of the university and may be additionally secured by a pledge of  
98 revenues to be derived from the operation of a project, by assured  
99 revenues and by other assets other than a mortgage, subject only to  
100 any agreements with the holders of particular securities pledging any  
101 particular assets, revenues, receipts, funds or moneys, unless the  
102 university shall otherwise expressly provide by the indenture or  
103 resolution that such securities shall be special obligations of the  
104 university payable solely from any revenues or other assets, including  
105 project revenues, such assured revenues that may be restricted by the  
106 terms of receipt thereof to a particular project or projects to be financed  
107 by such special obligations subject only to any agreements with the  
108 holders of particular securities pledging any particular assets,  
109 revenues, receipts, funds or moneys. The form of the master resolution  
110 or indenture for securities, the special debt service requirements for  
111 which, are secured by the state debt service commitment and

112 containing the state covenant pursuant to section 10a-109u shall be  
113 approved by the State Bond Commission prior to the first issue of such  
114 securities and any substantive amendment thereof shall also be  
115 approved by the State Bond Commission. At such time as the master  
116 resolution or indenture is submitted to the State Bond Commission the  
117 university shall file with the State Bond Commission the list of projects  
118 to be financed by securities secured by the state debt service  
119 commitment for the second phase of UConn 2000. The form of the  
120 master resolution or indenture for securities for the third phase of  
121 UConn 2000, the special debt requirements for which are secured by  
122 the state debt service commitment and containing the state covenant  
123 pursuant to section 10a-109u, shall be approved by the State Bond  
124 Commission prior to the first issue of such securities and any  
125 substantive amendment thereof shall also be approved by the State  
126 Bond Commission. At such time as the master resolution or indenture  
127 for the third phase of UConn 2000 is submitted to the State Bond  
128 Commission, the university shall file with the State Bond Commission  
129 the list of projects to be financed by securities secured by the state debt  
130 service commitment for the third phase of UConn 2000.

131 Sec. 6. Subsection (g) of section 10a-109g of the general statutes is  
132 repealed and the following is substituted in lieu thereof (*Effective July*  
133 *1, 2002*):

134 (g) The proceeds of the securities of [each] any issue shall be used  
135 solely for the purpose or purposes [for which such securities shall have  
136 been authorized] identified in the master indenture, and shall be  
137 disbursed in such manner and under such restrictions, if any, as the  
138 university may provide in the resolution authorizing the issuance of  
139 such securities or in the indenture or resolution securing the same. The  
140 university shall not lease or finance or lease-finance any land or  
141 building outside the Storrs campus through any other state agency or  
142 quasi-public agency other than those leases, financings or lease  
143 purchases in the ordinary course of its activities and provided the  
144 annual expenditure thereof during the period of agreements related  
145 thereto whether expressed as rent, debt service, lease purchase

146 payments or the like does not exceed for each item which is the subject  
147 matter of the lease, finance or lease-finance agreement, fifty thousand  
148 dollars in any year and such limitation shall apply so long as the  
149 university is authorized in accordance with subsection (a) of this  
150 section to issue securities under sections 10a-109a to 10a-109y,  
151 inclusive, as amended by this act. The resolution providing for the  
152 issuance of securities, and any indenture or resolution securing such  
153 securities, may contain such limitations upon the issuance of  
154 additional securities as the university may deem proper, and such  
155 additional securities shall be issued under such restrictions and  
156 limitations as may be prescribed by such indenture or resolution  
157 provided, no such resolution or indenture shall include a covenant  
158 committing the university to the issuance of additional securities  
159 secured by a pledge of the state debt service commitment. The  
160 university may provide for the replacement of any securities which  
161 become mutilated, or are destroyed, stolen or lost. Securities may be  
162 issued under sections 10a-109a to 10a-109y, inclusive, as amended by  
163 this act, without obtaining the consent of any department, division,  
164 commission, board, bureau, or agency of the state and without any  
165 other proceedings or the happening of any other conditions or things  
166 other than those proceedings, conditions or things which are  
167 specifically required by sections 10a-109a to 10a-109y, inclusive, as  
168 amended by this act.

169 Sec. 7. Section 10a-109n of the general statutes is repealed and the  
170 following is substituted in lieu thereof (*Effective July 1, 2002*):

171 [(a) At the request of the university, filed with the Commissioner of  
172 Public Works, the university may assume, and thereafter]

173 (a) The university shall, have charge and supervision of the design,  
174 planning, acquisition, remodeling, alteration, repair, enlargement,  
175 demolition of any real asset or any other project [, which is authorized  
176 and underway as of June 7, 1995] on its campuses.

177 (b) (1) The university shall cause to be prepared, proposed  
178 construction standards for all projects. The proposed standards shall,

179 subject to applicable law, include, among other things, provisions  
180 relating to the quality and type of materials to be used, provisions for  
181 safety, fire protection, health and sanitation, provisions for the  
182 installation of fixtures, furnishings, equipment, machinery and  
183 apparatus, and construction features.

184 (2) Pursuant to such construction standards in effect at such time,  
185 the university shall cause to be prepared, within the costs available  
186 therefor, the detailed plans and specifications for each project. The  
187 university may from time to time modify, or authorize modifications  
188 to, such detailed plans and specifications, provided the plans and  
189 specifications as so modified shall comply with the construction  
190 standards, if any, adopted pursuant to sections 10a-109a to 10a-109y,  
191 inclusive, and in effect at the time of the modifications, and the  
192 provisions of section 10a-109e, as amended by this act, are complied  
193 with.

194 (3) The university shall identify the scope of work and hire, and  
195 contract with persons with the necessary experience and capability to  
196 perform such scope of work.

197 (4) The university may contract with a design professional for the  
198 design of any project, with a general contractor for the construction of  
199 any project; and with one or more prime trade contractors with respect  
200 to such construction work if the university determines that to do so  
201 will be in the public interest of the state.

202 (c) (1) Any construction contract to which the university is a party  
203 may include a provision that the design professional who designed the  
204 project, or an architect or professional engineer or construction  
205 manager retained or employed specifically for the purpose of  
206 supervision, may supervise the work to be performed through to  
207 completion and ensure that the materials furnished and the work  
208 performed are in accordance with the drawings, plans, specifications  
209 and contracts therefor.

210 (2) With respect to any construction contract that is to be publicly

211 let, the university shall identify a list of potentially responsible  
212 qualified bidders for the particular contract. Thereafter, the university  
213 shall give notice to those on the list of the work required and of the  
214 invitation to prequalify. The invitation to prequalify shall contain such  
215 information as the university shall deem appropriate and a statement  
216 of the time and place where the responses shall be received. Upon  
217 receipt of such responses, the university shall select each bidder which  
218 has shown itself able to post surety bonds required by such contract  
219 and has demonstrated that it possesses the financial, managerial and  
220 technical ability and the integrity necessary and without conflict of  
221 interest for faithful and efficient performance of the work provided for  
222 therein. The university shall evaluate whether a bidder is responsible  
223 and qualified based on its experience with projects similar to that for  
224 which the bid is to be submitted and based on objective written criteria  
225 and included in the request for prequalification with respect to such  
226 contract. The university shall also consider whether a bidder, and any  
227 subcontractor on the bidder's previous projects, has been in  
228 compliance with the provisions of part III of chapter 557 and chapter  
229 558 during the previous five calendar years.

230 (3) The university shall thereafter give notice to those so  
231 prequalified of the time and place where the public letting shall occur  
232 and shall include in such notice such information of the work required  
233 as appropriate. Each bid shall be kept sealed until opened publicly at  
234 the time and place as set forth in the notice soliciting such bid. The  
235 university shall not award any construction contract after public  
236 letting, except to the responsible qualified bidder, submitting the  
237 lowest bid in compliance with the bid requirements. The university  
238 may, however, waive any informality in a bid, and may either reject all  
239 bids and again advertise for bids or interview at least three responsible  
240 qualified bidders and negotiate and enter into with any one of such  
241 bidders that construction contract which is both fair and reasonable to  
242 the university.

243 (4) The invitation to bid and the construction contract awarded by  
244 the university shall contain such other terms and conditions, and such

245 provisions for penalties as the university may deem appropriate.

246 (5) No payments shall be made by the university on account of any  
247 contract for the project awarded by or for the university until the bills  
248 or estimates presented for such payment shall have been duly certified  
249 to be correct by the university. No payments shall be made from any  
250 other fund on account of any contract for any project awarded by or  
251 for the university until the bills or estimates presented for such  
252 payment shall have been duly certified to be correct by the university.

253 (6) Provision shall be made in each contract to the effect that  
254 payment is limited to the amount provided therein and that no liability  
255 of the university or state shall and may be incurred beyond such  
256 amount.

257 (7) The university shall require, for the protection of the state and  
258 the university, such deposits, bonds and security in connection with  
259 the submission of bids, the award of construction contracts and the  
260 performance of work as the university shall determine to be  
261 appropriate and in the public interest of the state.

262 (8) Any contract awarded by the university shall be a contract with  
263 the state acting through the university.

264 (d) For the purposes of part III of chapter 557, a project undertaken  
265 by the university shall be deemed to be a state public works project  
266 and consist of public buildings.

267 (e) (1) Notwithstanding any provision of the general statutes, [to the  
268 contrary,] any license, permit, and approval required or permitted to  
269 be issued and any administrative action required or permitted to be  
270 taken pursuant to the general statutes in connection with any project  
271 by the university shall be issued or taken upon application to the  
272 particular commissioner or commissioners having jurisdiction over  
273 such license, permit, approval or other administrative action or such  
274 other state official as such commissioner shall designate. As used in  
275 this section, the term commissioner shall mean commissioners if more

276 than one commissioner has jurisdiction over the subject matter and  
277 their designee, if any. No agency, commission, council, committee,  
278 panel or other body whatsoever other than such commissioner shall  
279 have jurisdiction over or cognizance of any licenses, permits,  
280 approvals or administrative actions concerning any project and no  
281 notice of any tentative determination or any final determination  
282 regarding any such license, permit, approval or administrative action  
283 and no notice of any such license, permit, approval or administrative  
284 action shall be required except as expressly provided pursuant to this  
285 subsection. For purposes of sections 10a-109a to 10a-109y, inclusive, as  
286 amended by this act, a capital project is a state facility and accordingly,  
287 no ordinance, law or regulation promulgated by or any authority  
288 granted to any municipality or any other political subdivision of the  
289 state shall apply to a capital project. [The State Properties Review  
290 Board shall have jurisdiction over any project in the same manner as  
291 provided in chapter 60 for a priority higher education facility project.]  
292 Such commissioner may issue licenses and permits, give such approval  
293 and take such administrative action as shall be necessary or desirable.

294 (2) All applications, supporting documentation and other records  
295 submitted to the commissioner and pertaining to any application for  
296 any license, permit, approval or other administrative action, together  
297 with all records of the proceedings of the commissioner relating to any  
298 license, permit, approval or administrative action shall be a public  
299 record and shall be made, maintained and disclosed in accordance  
300 with the Freedom of Information Act, as defined in section 1-200, as  
301 amended.

302 (3) All applications for licenses, permits, approvals and other  
303 administrative action required by any applicable provision of the  
304 general statutes shall be submitted to the commissioner as provided in  
305 subdivision (1) of this subsection. [The commissioner shall adopt a  
306 master process to consider multiple licenses, permits, approvals and  
307 administrative actions to the extent practicable. Each license or permit  
308 shall be issued, approval shall be granted and administrative action  
309 shall be taken not later than ten business days after the date of

310 submission of any application for such license, permit, approval or  
311 administrative action to the commissioner. Each application for a  
312 license or permit shall be deemed to have been issued, approval shall  
313 be deemed to have been granted and administrative action shall be  
314 deemed to have been taken as requested unless such application has  
315 been denied, or conditionally issued prior to the close of business on  
316 the tenth business day after either the date of submission of such  
317 application, or a hearing is held on such application pursuant to this  
318 section.]

319 (4) (A) Any hearing regarding all or any part of any project,  
320 provided for by this section, shall be conducted by the particular  
321 commissioner having jurisdiction over the applicable license, permit,  
322 approval or other administrative action. Legal notice of such hearing  
323 shall be published in a newspaper having general circulation in an area  
324 which includes the municipality in which the particular part of such  
325 project is proposed to be built or is being built not more than ten nor  
326 less than five days in advance of such hearing.

327 (B) In rendering any decision in connection with any project, the  
328 commissioner shall weigh all competent material and substantial  
329 evidence presented by the applicant and the public in accordance with  
330 the applicable statute. The commissioner shall issue written findings  
331 and determinations upon which its decision is based. Such findings  
332 and determinations shall consist of evidence presented including such  
333 matters as the commissioner deems appropriate, provided such  
334 matters, to the extent applicable to the particular permit, shall include  
335 the nature of any major adverse health and environmental impact of  
336 any project. The commissioner may reverse or modify any order or  
337 action at any time on the commissioner's own motion. The procedure  
338 for such reversal or modification shall be the same as the procedure for  
339 the original proceeding.

340 (C) Any administrative action taken by any commissioner in  
341 connection with any project may be appealed by an aggrieved party to  
342 the superior court for the judicial district of New Britain in accordance

343 with the provisions of section 4-183, except as otherwise provided in  
344 sections 10a-109a to 10a-109y, inclusive, as amended by this act. Such  
345 appeal shall be brought within ten days of the date of mailing to the  
346 parties to the proceeding of a notice of such order, decision or action  
347 by certified mail, return receipt requested, and the appellant shall  
348 serve a copy of the appeal on each party listed in the final decision at  
349 the address shown in such decision. Failure to make such service  
350 within such ten days on parties other than the commissioner who  
351 rendered the final decision may not, in the discretion of the court,  
352 deprive the court of jurisdiction over such appeal. Within ten days  
353 after the service of such appeal, or within such further time as may be  
354 allowed by the court, the commissioner which rendered such decision  
355 shall cause any portion of the record that had not been transcribed to  
356 be transcribed and shall cause either the original or a certified copy of  
357 the entire record of the proceeding appealed from to be transmitted to  
358 the reviewing court. Such record shall include the commissioner's  
359 findings of fact and conclusions of law, separately stated. If more than  
360 one commissioner has jurisdiction over the matter, such  
361 commissioners shall issue joint findings of fact and conclusions of law.  
362 Such appeal shall state the reasons upon which it is predicated and,  
363 notwithstanding any provisions of the general statutes to the contrary,  
364 shall not stay the development of any project. The commissioner which  
365 rendered such decision shall appear as the respondent. Such appeals to  
366 the superior court shall each be privileged matters and shall be heard  
367 as soon after the return date as practicable. A court shall render its  
368 decision not later than twenty-one days after the date that the entire  
369 record, with the transcript, is filed with the court by the commissioner  
370 who rendered the decision.

371 (D) The court shall not substitute its judgment for that of the  
372 commissioner as to the weight of the evidence presented on a question  
373 of fact. The court shall affirm the decision of the commissioner unless  
374 the court finds that substantial rights of the party appealing such  
375 decision have been materially prejudiced because the findings,  
376 inferences, conclusions or decisions of the commissioner are: (i) In  
377 violation of constitutional or statutory provisions, (ii) in excess of the

378 statutory authority of the commissioner, (iii) made upon unlawful  
379 procedure, (iv) affected by an error of law, (v) clearly erroneous in  
380 view of the reliable, probative and substantial evidence on the whole  
381 record, or (vi) arbitrary, capricious or characterized by abuse of  
382 discretion or clearly unwarranted exercise of discretion.

383 (E) If the court finds material prejudice, it may sustain the appeal.  
384 Upon sustaining an appeal, the court may render a judgment which  
385 modifies the decision of the commissioner, orders particular action of  
386 the commissioner or orders the commissioner to take such action as  
387 may be necessary to effect a particular action and the commissioner  
388 may issue a permit consistent with such judgment. Notwithstanding  
389 the foregoing, an applicant may file an amended application and the  
390 commissioner may, pursuant to the procedures set forth in sections  
391 10a-109a to 10a-109y, inclusive, consider an amended application for  
392 an order, permit or other administrative action following court action.

393 (F) Notwithstanding the provisions of section 3-125, in consultation  
394 with the Attorney General, the university is authorized and may use  
395 the legal services of any private attorney, in connection with the  
396 construction, operation and maintenance of any project. The board of  
397 trustees shall determine the effective and efficient method or methods  
398 of legal services to accomplish the construction, operation and  
399 maintenance of all projects, taking into account the capacity, cost and  
400 expense of private counsel for such services and the capacity and  
401 direct and indirect cost and expense of and identified by the Attorney  
402 General for such services.

403 (f) On or before December thirty-first and June thirtieth of each year,  
404 the university shall submit a report to the joint standing committee of  
405 the General Assembly having cognizance of matters relating to finance,  
406 revenue and bonding. Such report shall include the following  
407 information: (1) The names and addresses of contractors and  
408 subcontractors performing repair, addition, alteration and new  
409 construction on the university's campuses in the previous six calendar  
410 months, (2) the extent to which such contractors and subcontractors

411 have been in compliance with the provisions of part III of chapter 557  
412 and the provisions of chapter 558, and (3) any actions taken by the  
413 university to cooperate with the Labor Department in the enforcement  
414 of said provisions.

415 Sec. 8. Section 10a-109x of the general statutes is repealed and the  
416 following is substituted in lieu thereof (*Effective July 1, 2002*):

417 (a) Not later than October 1, [1995] 2002, and semiannually  
418 thereafter, the university shall report to the Governor and the joint  
419 standing committees of the General Assembly having cognizance of  
420 matters relating to the Department of Education, to finance, revenue  
421 and bonding, and to appropriations and the budgets of state agencies  
422 on the status and progress of UConn 2000. Each report shall include,  
423 but not be limited to: (1) Information on the number of projects and  
424 securities authorized, approved and issued hereunder including,  
425 relative to such projects, project costs, timeliness of completion and  
426 any problems which have developed in implementation, and a  
427 schedule of projects remaining and their expected costs; (2) the amount  
428 of revenue available from all sources for such remaining projects and  
429 expected receipts for such remaining projects for the succeeding four  
430 quarters; (3) the amount of money raised from private sources for the  
431 capital and endowment programs and the progress made in the  
432 development and implementation of the fund-raising program; and (4)  
433 any cooperative activities with other public and independent  
434 institutions of higher education commenced in the preceding six  
435 months. Each such report shall, for the preceding six-month period,  
436 (A) specify the moneys credited to such fund on account of, or derived  
437 from, each source of state and federal revenue, (B) specify the amount  
438 of investment earnings from the fund, (C) specify the moneys from  
439 such fund applied and expended for (i) the payment of debt service  
440 requirements, (ii) the payment of the principal of and interest on  
441 securities issued hereunder and general obligation bonds of the state  
442 issued for university capital improvement purposes, and (iii) each  
443 budgeted account under the annual budget appropriation made to the  
444 university.

445 (b) Commencing January 1, 2000, the first semiannual report in each  
446 year submitted in accordance with subsection [(b)] (a) of this section  
447 shall include such information as requested by the bonding  
448 subcommittee of the joint standing committee of the General Assembly  
449 having cognizance of matters relating to finance, revenue and bonding,  
450 including but not limited to: (1) The use of bond funds in the current  
451 fiscal year, (2) projected use of bond funds for the next succeeding  
452 fiscal year, (3) an updated master plan for the balance of the project,  
453 and (4) the use of Connecticut-owned businesses, including businesses  
454 owned by women and minorities. In the event that said bonding  
455 subcommittee determines that there has been a significant change in  
456 the economic circumstances of the state sufficient to warrant  
457 recommendations for modification of the program, the subcommittee  
458 may make recommendations for appropriate action to said committee.

459 Sec. 9. Section 10a-109y of the general statutes is repealed and the  
460 following is substituted in lieu thereof (*Effective July 1, 2002*):

461 On January 15, [1999] 2006, and January 15, 2011, the university  
462 shall submit to the Governor and to the joint standing committees of  
463 the General Assembly having cognizance of matters relating to  
464 education and finance, revenue and bonding, a [four-year] five-year  
465 UConn 2000 performance review report detailing for each project  
466 undertaken to date under the program the progress made and the  
467 actual expenditures compared to original estimated costs. In addition,  
468 the report shall include a summary of programs, services and facilities  
469 which the university coordinates with other public and independent  
470 institutions of higher education. Not later than sixty calendar days  
471 after receipt of said report, such joint committees shall consider the  
472 report and determine whether there has been insufficient progress in  
473 implementation of UConn 2000 or whether there has been significant  
474 cost increases over original estimates as a result of actions taken by the  
475 university. If so, the committees may make recommendations for  
476 appropriate action to the university and to the General Assembly.

477 Sec. 10. (*Effective July 1, 2002*) Section 10a-109w of the general

478 statutes is repealed.

|  |                     |
|--|---------------------|
| This act shall take effect as follows: |                     |
| Section 1                              | <i>July 1, 2002</i> |
| Sec. 2                                 | <i>July 1, 2002</i> |
| Sec. 3                                 | <i>July 1, 2002</i> |
| Sec. 4                                 | <i>July 1, 2002</i> |
| Sec. 5                                 | <i>July 1, 2002</i> |
| Sec. 6                                 | <i>July 1, 2002</i> |
| Sec. 7                                 | <i>July 1, 2002</i> |
| Sec. 8                                 | <i>July 1, 2002</i> |
| Sec. 9                                 | <i>July 1, 2002</i> |
| Sec. 10                                | <i>July 1, 2002</i> |

**FIN**      *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

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**OFA Fiscal Note**

**State Impact:**

| Fund-Type | Agency Affected | Future FY   |
|-----------|-----------------|-------------|
| GF - Cost | Various         | Significant |

Note: GF=General Fund

**Municipal Impact:** None

**Explanation**

The interest cost to bond \$1.3 billion over the life of the 21<sup>st</sup> Century UCONN infrastructure program is \$853 million. The estimate assumes a 6.25% interest rate and a 20-year term of issuance for all bonds.

The 21<sup>st</sup> Century UCONN infrastructure program for the University of Connecticut consists of renovations to or replacement of currently existing buildings. Since the operating expenses for these buildings are currently being funded in the University’s budget, the program is not expected to have any additional operating budget impact.

While the majority of the projects for the University of Connecticut Health Center within the 21<sup>st</sup> Century UCONN capital improvement program involve renovations to existing facilities, the research tower and the building expansion for administrative support involve new construction. It is estimated that the operating and maintenance costs for these two projects would be \$1.5 million. In addition to personal services costs, these costs include fringe benefit and utility expenditures.

**OLR Bill Analysis**

sHB 5047

**AN ACT CONCERNING 21ST CENTURY UCONN****SUMMARY:**

This bill adds a third phase to UConn 2000, a program of capital improvements for the University of Connecticut. Phase III allows UConn 2000, which currently has two phases and is scheduled to be completed in FY 2004-05, to run for an additional 10 years, from FY 2005-06 through 2014-15.

The bill allows the UConn board of trustees to borrow \$1.25 billion for Phase III and increases the trustees' authority to borrow to finance Phase I and II projects from \$980 million to \$1.03 billion. It authorizes 51 specific projects for Phase III, increases authorizations for two projects from earlier phases, and eliminates certain projects from the first two phases.

The bill also makes several changes in UConn 2000 borrowing authority. It:

1. doubles the cap on the annual amount of securities the UConn board can issue in fiscal year 2005 and establishes annual limits for fiscal years 2006 through 2015;
2. requires the State Bond Commission to approve the master resolution or indenture for state-backed securities for Phase III and requires UConn to submit to the commission a list of Phase III projects to be financed with state-backed securities;
3. eliminates UConn's authority to issue securities to finance temporary deficits; and
4. gives UConn additional flexibility in using security proceeds.

With regard to project bidding, construction, and approval, the bill:

1. gives UConn construction authority over all projects on its campuses regardless of when they are authorized and carried out;
2. eliminates expedited procedures for state agency approval of UConn 2000 projects; and

3. requires UConn to consider its contractors' and their subcontractors' past compliance with state wage and hour laws.

The bill requires UConn to file:

1. semi-annual reports on labor law compliance with the Finance, Revenue and Bonding Committee;
2. five-year performance reviews by January 15, 2006 and 2011; and
3. continued semi-annual progress reports with the governor and the Education, Appropriations, and Finance, Revenue and Bonding committees, starting by October 1, 2002.

Finally, the bill (1) expressly authorizes the Finance, Revenue and Bonding Committee's bonding subcommittee to recommend modifications in UConn 2000 to the full committee, if warranted by a significant change in the state's economic circumstances, and (2) eliminates restrictions on relocating UConn's West Hartford branch and certain conditions for projects at UConn branches.

EFFECTIVE DATE: July 1, 2002

**LIST OF PROJECTS AND COSTS**

The bill authorizes 51 projects costing \$1,348,400,000 for Phase III of UConn 2000 (see Table 1). Of these, 41 projects costing \$1.043 billion are for the Storrs and regional campuses and 10 projects costing \$305.4 million are for the UConn Health Center.

**Table 1: UConn 2000 Phase III Projects and Costs**

| <i>PROJECT</i>   | <i>COST<br/>(in millions)</i> |
|--|-------------------------------|
| <b>Storrs and Regional Campuses</b>                          |                               |
| Arjona and Monteith (new classroom buildings)                | \$66.1                        |
| Avery Point Campus - Undergraduate and Library Building      | 35.0                          |
| Beach Hall renovations                                       | 10.0                          |
| Benton State Art Museum addition                             | 3.0                           |
| Biobehavioral complex replacement                            | 4.0                           |
| Bishop renovation  | 8.0                           |
| Commissary warehouse   | 1.0                           |
| Deferred maintenance/code/ADA renovation lump sum            | 215.0                         |
| Engineering building (with Environmental Research Institute) | 42.7                          |
| Equipment, library collections, and telecommunications       | 200.0                         |
| Family Studies (DRM Renovation)                              | 6.5                           |

|   |      |
|---|------|
| Farm buildings repairs/replacement                        | 6.0  |
| Fine Arts Phase II  | 20.0 |
| Floriculture greenhouse                                   | 3.0  |
| Gant Building renovations                                 | 40.0 |
| Gentry completion   | 10.0 |
| Incubator facilities                                      | 10.0 |
| Intramural, recreational, and intercollegiate facilities  | 31.0 |
| Jorgenson renovation                                      | 7.2  |
| Koons Hall renovation/addition                            | 7.0  |
| Lakeside renovation                                       | 3.8  |
| Law school renovations/improvements                       | 15.0 |
| Library storage facility                                  | 5.0  |
| Manchester Hall renovation                                | 6.0  |
| Mansfield Training School improvements                    | 29.0 |
| Natural History Museum completion                         | 4.9  |
| North Hillside Road completion                            | 11.5 |
| Observatory   | 1.0  |
| Parking garage #3   | 15.0 |
| Psychology building renovation/addition                   | 20.0 |
| Residential life facilities                               | 90.0 |
| Stamford Campus improvements                              | 3.0  |
| Storrs Hall addition                                      | 4.3  |
| Student health services                                   | 12.0 |
| Support facility (Architectural and Engineering Services) | 2.0  |
| Torrey renovation - completion and biology expansion      | 48.0 |
| Torrington Campus improvements                            | 1.0  |
| UConn products store                                      | 1.0  |
| Waterbury Downtown Campus                                 | 3.0  |
| West Hartford Campus renovations/improvements             | 25.0 |
| Young Building renovation/addition                        | 17.0 |
| <b>Health Center</b>                                      |      |
| CLAC Renovations Biosafety Level 3 Lab                    | 14.0 |
| Deferred maintenance/code/ADA renovation                  | 50.0 |
| Dental School renovation                                  | 5.0  |
| Equipment, library collections, and telecommunications    | 75.0 |
| Library/Student Computer Center renovation                | 5.0  |
| Main building renovation                                  | 75.0 |
| Medical School Academic Building renovation               | 9.0  |
| Parking garage  | 8.4  |
| Research tower  | 60.0 |
| Support building addition/renovation                      | 4.0  |

The bill increases costs for certain Phase I and II projects as shown in Table 2:

**Table 2: Phase I and II Project Cost Increases**

| <b>PROJECT</b>                            | <b>PHASE</b> | <b>CURRENT COST<br/>(in millions)</b> | <b>PROPOSED COST<br/>(in millions)</b> |
|---|--------------|---------------------------------------|--|
| School of Pharmacy/Biology                | II           | \$37.594                              | \$61.058                               |
| Stamford downtown relocation<br>- Phase I | I            | 41.0                                  | 45.659                                 |

Finally, the bill eliminates the Phase I and II projects shown in Table 3:

**Table 3: Phase I and II Projects Eliminated**

| <b>PROJECT</b>                     | <b>PHASE</b> | <b>COST<br/>(in millions)</b> |
|------------------------------------|--------------|-------------------------------|
| Beach Hall renovations             | I            | \$0.994                       |
| Beach Hall renovation completion   | II           | \$7.785                       |
| Benton State Art Museum addition   | I            | 3.665                         |
| Manchester and DRM Hall renovation | II           | \$7.472                       |
| Monteith renovation                | II           | 8.234                         |

## **BONDING PROVISIONS**

### **Annual Limits On Securities Issued**

The bill doubles the limit on the amount of securities the UConn board may issue in FY 2004-05 from \$50 to \$100 million and imposes annual limits for FYs 2005-06 through 2014-15 as shown in Table 4. As is the case under current law, any difference between the amount actually issued and the cap can be carried forward to any succeeding fiscal year and financing transaction costs can be added to the caps.

**Table 4: Annual Limits on Securities**

| <b>FY</b> | <b>LIMIT<br/>(in millions)</b> |
|-----------|--------------------------------|
| 2006      | \$79.0                         |
| 2007      | 89.0                           |
| 2008      | 120.0                          |
| 2009      | 155.0                          |
| 2010      | 160.5                          |
| 2011      | 161.5                          |
| 2012      | 138.1                          |
| 2013      | 129.5                          |
| 2014      | 126.5                          |
| 2015      | 90.9                           |

### ***State Bond Commission Approval***

As was the case with the earlier phases of UConn 2000, the bill requires the State Bond Commission to approve the form of the master resolution or indenture for securities to be backed by a state debt service commitment. The commission must also approve any substantive amendment to the master resolution or indenture. Finally, as was the case with Phase II, the bill requires UConn to file a list of Phase III projects to be financed with state-backed securities when it submits the Phase III master resolution or indenture for Bond Commission approval.

### ***Authority to Finance Deficits***

The bill eliminates UConn's authority to issue securities, by a majority vote of its board of trustees, to finance temporary cash flow or operating deficits. The board currently has this authority when it anticipates the deficit will be paid off with assured revenue or securities dedicated to the purpose.

### ***Use of Security Proceeds***

The bill gives UConn additional flexibility by allowing security proceeds to be used for any purpose stated in the master indenture rather than limiting use of the proceeds of each security issue solely to that for which it was specifically authorized.

## **PROJECT CONSTRUCTION, BIDDING, AND APPROVALS**

### ***UConn Authority Over Projects***

The bill removes a limitation on UConn's authority to plan, design, acquire, remodel, alter, or demolish real assets or projects. Under current law, UConn's authority applies only to projects authorized and underway as of June 7, 1995. The bill gives the university authority over any project on its campuses regardless of when it begins. In addition, it eliminates the requirement that UConn file a request to assume responsibility for projects with the public works commissioner.

### ***Fast-Track Project Approval***

The bill eliminates expedited procedures for state agency approval of

UConn 2000 projects. These procedures require (1) commissioners with jurisdiction over UConn's licenses, permits, approvals, or administrative actions to adopt a master process to address multiple applications; (2) each such commissioner to act on any application or take any administrative action within 10 business days after the submission date; and (3) the State Properties Review Board to approve or disapprove UConn 2000 contracts within 15, rather than its usual 30, days.

### ***Labor Law Compliance***

The law allows UConn to use a prequalification process to identify and develop a list of potentially responsible qualified bidders for a particular contract based on the bidder's experience with similar contracts and objective written criteria. The bill requires the university also to consider the bidder's compliance over the preceding five years, and the compliance of any of his subcontractors on previous projects, with state prevailing wage, minimum wage, wage payment, and overtime wage laws.

## **REPORTING**

### ***Contractor Compliance***

The bill requires UConn to report the following information to the Finance, Revenue, and Bonding Committee twice a year, by June 30 and December 31:

1. the names and addresses of contractors who worked on UConn campus projects in the preceding six months,
2. the contractors' compliance with state wage laws, and
3. UConn's cooperation with the state Labor Department to enforce those laws.

### ***Performance Reviews***

The bill requires UConn to submit five-year performance review reports on January 15, 2006 and January 15, 2011. Current law required UConn to submit a four-year report on January 15, 1999. As was the case for the 1999 report, the next two reports must be to the governor and Education and Finance, Revenue and Bonding committees, and must (1) identify, for each UConn 2000 project, its progress and actual expenditures compared to original estimates and

(2) provide a summary of any cooperative activities with other colleges in the state. As with the 1999 report, the committees have 60 days to consider the reports and determine whether there has been insufficient progress or significant cost increases. If so, the committees can make recommendations to UConn and the legislature for appropriate action.

### ***Progress Reports***

The bill requires UConn to submit its semi-annual reports on the progress of UConn 2000 projects starting on October 1, 2002 rather than October 1, 1995. As under current law, the reports go to the governor and the Education; Finance, Revenue and Bonding; and Appropriations committees and include (1) costs, timeliness of completion, and any problems; (2) revenue available for remaining projects and expected receipts for the next year; (3) information on the amount of money UConn has raised from private sources; (4) UConn's progress in implementing its fund-raising program; and (5) any cooperative activities with other colleges in the state.

### **BRANCH PROJECTS**

The bill eliminates (1) restrictions on relocating UConn's West Hartford branch and on use of the UConn's West Hartford facilities if the branch is relocated and (2) requirements that, before undertaking any UConn 2000 project at the branches, the board of trustees determine that UConn has considered opportunities for coordinating and sharing programs and facilities with other colleges in the state.

### **COMMITTEE ACTION**

Finance, Revenue and Bonding Committee

Joint Favorable Substitute

Yea 37      Nay 8