



General Assembly

February Session, 2002

Amendment

LCO No. 5651

SB0021605651HR0

Offered by:
REP. CLEARY, 80th Dist.

To: Subst. Senate Bill No. 216 File No. 14 Cal. No. 45

"AN ACT CONCERNING ACCESS TO AUTOPSY RECORDS."

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

3 "Section 1. (NEW) (*Effective October 1, 2002*) (a) As used in this
4 section: (1) "Licensee" means a funeral director or embalmer licensed
5 pursuant to chapter 385 of the general statutes; and (2) "department"
6 means the Department of Public Health.

7 (b) Each licensee shall complete a minimum of six hours of
8 continuing education during each registration period of this section;
9 "registration period" means the one-year period for which a license or
10 certificate has been renewed in accordance with section 19a-88 of the
11 general statutes, as amended. The continuing education shall be in
12 areas related to the licensee's practice, including, but not limited to,
13 bereavement care, business management and administration, religious
14 customs and traditions related to funerals, cremation services,
15 cemetery services, natural sciences, preneed services, restorative arts

16 and embalming, federal and state laws governing funeral services,
17 counseling, funeral service merchandising, sanitation and infection
18 control, organ donation or hospice care. The continuing education
19 shall consist of courses offered or approved by the Academy of
20 Professional Funeral Service Practice, educational offerings sponsored
21 by a hospital or other licensed health care institution or courses offered
22 by a regionally accredited institution of higher education.

23 (c) Each licensee shall obtain a certificate of completion from the
24 provider of the continuing education for all continuing education
25 hours that are successfully completed and shall retain such certificate
26 for a minimum of three years following the date of renewal of the
27 licensee's license for which the continuing education credit hours
28 apply. Upon request by the department, the licensee shall submit the
29 certificate to the department.

30 (d) A licensee who fails to comply with the provisions of this section
31 shall be subject to disciplinary action pursuant to section 20-227 of the
32 general statutes.

33 (e) The provisions of subsection (a) of this section do not apply to a
34 licensee (1) who is applying for license renewal; or (2) whose license is
35 due to expire during the twelve months following the effective date of
36 this section, until the next renewal date. The department may, for a
37 licensee who has a medical disability or illness, grant a waiver of the
38 continuing education requirements for a specific period of time or may
39 grant the licensee an extension of time in which to fulfill the
40 requirements.

41 Sec. 2. Section 20-37 of the general statutes is repealed and the
42 following is substituted in lieu thereof (*Effective October 1, 2002*):

43 No person shall engage in the practice of natureopathy in this state
44 until he has obtained a license. No person shall receive a license until
45 he has passed an examination prescribed by the department with the
46 advice and consent of the board. [The examination shall be
47 administered by the Department of Public Health under the

48 supervision of the board.] Applicants for licensure who graduate from
49 an approved school or college of natureopathy on and after January 1,
50 2003, shall not receive a license unless such person has passed Part I,
51 Basic Science Examinations and Part II, Clinical Science Examinations,
52 of the Natureopathic Physicians Licensing Examinations. Passing
53 scores shall be established by the department with the consent of the
54 board. Any person desiring to practice natureopathy shall make
55 application to the department, upon such form as it adopts.
56 Applications shall be in writing upon blanks furnished by said
57 department, setting forth such facts concerning the applicant as said
58 department requires and shall be signed by the applicant. Each
59 applicant shall present to said department satisfactory evidence that he
60 graduated from an approved high school, that he has completed a
61 course of study of an academic year consisting of not less than thirty-
62 two weeks' duration, or, if he begins the study of natureopathy after
63 September 1, 1963, not less than sixty-four weeks' duration, in a college
64 or scientific school approved by the board with the consent of the
65 Commissioner of Public Health or possessed educational qualifications
66 equivalent to those required for graduation from such school before
67 beginning the study of natureopathy and that he is a graduate of a
68 legally chartered, reputable school or college of natureopathy,
69 approved by said board with the consent of the Commissioner of
70 Public Health. Said department shall issue a license to each applicant
71 who passes the examination and who has met all other requirements of
72 this chapter and any regulations adopted hereunder. There shall be
73 paid to the department by such applicant a fee of four hundred fifty
74 dollars. [Any person who has passed the prescribed examination shall
75 receive from said department a license, which license shall include a
76 statement that the person named therein is qualified to practice
77 natureopathy.] The secretary of said board shall file annually with the
78 Department of Public Health a list of natureopathic colleges or
79 institutions recognized by said board as legal and reputable.

80 Sec. 3. (NEW) (*Effective October 1, 2002*) (a) Each person licensed to
81 practice natureopathy pursuant to chapter 373 of the general statutes

82 shall complete a minimum of fifteen hours of continuing education
83 each registration period. The continuing education shall be in areas
84 related to the individual's practice. The continuing education shall
85 consist of courses offered or approved by any national or state
86 natureopathic professional association or any state board of
87 natureopathic examiners, educational offerings sponsored by a
88 hospital or other licensed health care institutions or courses offered by
89 a regionally accredited academic institution. For purposes of this
90 section, "registration period" means the one-year period for which a
91 license has been renewed in accordance with section 19a-88 of the
92 general statutes, as amended, and is current and valid.

93 (b) Each licensee shall obtain a certificate of completion from the
94 provider of continuing education for all continuing education hours
95 successfully completed. Each licensee shall maintain such written
96 documentation for a minimum of three years following the date of
97 renewal of the licensee's license that immediately precedes the date of
98 completion of the course or offering. Certificates of completion shall be
99 submitted by the licensee to the Department of Public Health upon the
100 department's request. A licensee who fails to comply with the
101 continuing education requirements may be subject to disciplinary
102 action pursuant to section 20-40 of the general statutes.

103 (c) The continuing education requirements shall be waived for
104 licensees applying for licensure renewal for the first time. An
105 individual whose license is due to expire within twelve months of the
106 effective date of this section shall be exempt from continuing education
107 requirements until such licensee's next registration period. The
108 Department of Public Health may, in individual cases involving a
109 medical disability or illness, grant time-limited waivers of the
110 continuing education requirements or extensions of time in which to
111 fulfill the same.

112 Sec. 4. (NEW) (*Effective October 1, 2002*) (a) Each alcohol and drug
113 counselor licensed or certified pursuant to chapter 376b of the general
114 statutes shall complete a minimum of six hours of continuing

115 education each registration period. The continuing education shall be
116 in areas related to the individual's practice. The continuing education,
117 shall consist of courses offered or approved by the Connecticut
118 Certification Board. Other qualifying continuing education activities
119 include educational offerings sponsored by a hospital or other licensed
120 healthcare institution or courses offered by regionally accredited
121 academic institutions. An alcohol or drug counselor licensed or
122 certified pursuant to chapter 376b of the general statutes, who instructs
123 such educational activities shall be eligible, one time, for the same
124 continuing education credit available to those licensed or certified
125 counselors attending such activities. Such alcohol or drug counselors
126 who are faculty members of academic institutions shall not be eligible
127 for such continuing education credit. For purposes of this section,
128 registration period means the one-year period for which a license or
129 certificate has been renewed in accordance with section 19a-88 of the
130 general statutes, as amended, and is current and valid.

131 (b) Each licensee or certificate holder shall obtain a certificate of
132 completion from the provider of continuing education for all
133 continuing education hours successfully completed. Each licensee or
134 certificate holder shall maintain such written documentation for a
135 minimum of three years following the date of renewal of the license or
136 certificate that immediately precedes the date of completion of the
137 course or offering. Certificates of completion shall be submitted by the
138 licensee or certificate holder to the Department of Public Health upon
139 the department's request. A licensee or certificate holder who fails to
140 comply with the continuing education requirements may be subject to
141 disciplinary action pursuant to subsection (r) of section 20-74s or
142 section 19a-17 of the general statutes.

143 (c) The continuing education requirements shall be waived for
144 licensees and certificate holders applying for licensure or certification
145 renewal for the first time. An individual whose license or certificate is
146 due to expire on or before October 1, 2003, shall be exempt from
147 continuing education requirements until such licensee's or certificate
148 holder's next registration period. The Department of Public Health

149 may, in individual cases involving a medical disability or illness, grant
150 time-limited waivers of the continuing education requirements or
151 extensions of time in which to fulfill the same.

152 Sec. 5. (*Effective from passage*) Notwithstanding the provisions of
153 subsection (b) of section 20-206bb of the general statutes, during the
154 period commencing on the effective date of this section and ending
155 thirty days after said effective date, the Department of Public Health
156 shall issue a license as an acupuncturist under chapter 384c of the
157 general statutes to any applicant who presents to the department
158 satisfactory evidence that the applicant has: (1) Passed the National
159 Commission for the Certification of Acupuncturists' written
160 examination by test or by credentials review; (2) successfully
161 completed the practical examination of point location skills offered by
162 the National Commission for the Certification of Acupuncturists; and
163 (3) successfully completed the Clean Needle Technique Course offered
164 by the Council of Colleges of Acupuncture and Oriental Medicine.

165 Sec. 6. Subsection (i) of section 20-8a of the general statutes is
166 repealed and the following is substituted in lieu thereof (*Effective*
167 *October 1, 2002*):

168 (i) Except in a case in which a license has been summarily
169 suspended, pursuant to subsection (c) of section 19a-17 or subsection
170 (c) of section 4-182, all three panel members shall be present to hear
171 any evidence and vote on a proposed final decision. The chairperson of
172 the Medical Examining Board may exempt a member from a meeting
173 of the panel if the chairperson finds that good cause exists for such an
174 exemption. Such an exemption may be granted orally but shall be
175 reduced to writing and included as part of the record of the panel
176 within two business days of the granting of the exemption or the
177 opening of the record and shall state the reason for the exemption.
178 Such exemption shall be granted to a member no more than once
179 during any contested case and shall not be granted for a meeting at
180 which the panel is acting on a proposed final decision on a statement
181 of charges. No more than one panel member shall be exempted during

182 any contested case and of the two remaining panel members, one shall
183 be a physician. The board may appoint a member to the panel to
184 replace any member who resigns or otherwise fails to continue to serve
185 on the panel. Such replacement member shall review the record prior
186 to the next hearing.

187 Sec. 7. (*Effective from passage*) The Department of Public Health, in
188 consultation with one or more institutions of higher education and one
189 or more hospitals, may, within available appropriations, develop a
190 grant related to children with special health care needs in order to
191 improve access to extended home care services that may include (1) a
192 state-wide nursing pool, (2) home care agency certification for a
193 continuum of professional pediatric home care skills, (3) hospital-
194 based in-service training, and (4) a data feedback system to the
195 department for children requiring extended home care services and
196 the ratio of filled to unfilled hours. The department, in conjunction
197 with one or more institutions of higher education and one or more
198 hospitals, may seek private or federal funds to pay for costs associated
199 with the development of such grant.

200 Sec. 8. (*Effective from passage*) Notwithstanding the provisions of
201 section 20-236 of the general statutes, during the period commencing
202 on the effective date of this section and ending thirty days after said
203 date, the Department of Public Health may issue a license as a barber,
204 under chapter 386 of the general statutes, to any applicant who
205 presents to the department satisfactory evidence that the applicant has
206 practiced barbering, as defined in section 20-234 of the general statutes,
207 for a minimum of twenty years immediately preceding the date of the
208 application.

209 Sec. 9. (NEW) (*Effective October 1, 2002*) (a) As used in this section,
210 "homeopathic physician" means a physician who prescribes the single
211 remedy in the minimum dose in potentized form, selected from the
212 law of similars.

213 (b) No person shall practice as a homeopathic physician until such

214 person has obtained a license to practice medicine and surgery from
215 the Department of Public Health pursuant to chapter 370 of the general
216 statutes. No license as a homeopathic physician shall be required of a
217 graduate of any school or institution giving instruction in the healing
218 arts who is completing a post-graduate medical training in
219 homeopathy pursuant to subsection (c) of this section.

220 (c) Applicants for licensure as a homeopathic physician shall, in
221 addition to meeting the requirements of section 20-10 of the general
222 statutes, have successfully completed not less than one hundred
223 twenty hours of post-graduate medical training in homeopathy offered
224 by an institution approved by the Connecticut Homeopathic Medical
225 Examining Board under section 20-8 of the general statutes or the
226 American Institute of Homeopathy, or one hundred twenty hours of
227 post-graduate medical training in homeopathy under the direct
228 supervision of a licensed homeopathic physician, which shall consist of
229 thirty hours of theory and ninety hours of clinical practice. Said
230 Connecticut Homeopathic Medical Examining Board shall approve
231 any training completed under the direct supervision of a licensed
232 homeopathic physician.

233 Sec. 10. Section 20-198 of the general statutes is repealed and the
234 following is substituted in lieu thereof (*Effective October 1, 2002*):

235 No person shall be granted such a license until the department finds
236 that he (1) [was] graduated with the degree of doctor of veterinary
237 medicine, or its equivalent, from a school of veterinary medicine,
238 surgery or dentistry which, at the time such person graduated, was
239 accredited by the American Veterinary Medical Association if such
240 school is located in the United States, its territories or Canada, or (2) if
241 graduated from a school located outside of the United States, its
242 territories or Canada, has demonstrated to the satisfaction of the
243 department that he has completed a degree program equivalent in
244 level, content and purpose to the degree of doctor of veterinary
245 medicine as granted by a school of veterinary medicine, surgery or
246 dentistry [which] that is accredited by the American Veterinary

247 Medical Association. No person [who was] that graduated from a
248 school of veterinary medicine, surgery or dentistry [which] that is
249 located outside the United States, its territories or Canada shall be
250 granted a license unless he has also received certification from the
251 Educational Commission for Foreign Veterinary Graduates. [of the
252 American Veterinary Medical Association.] The department may,
253 under such regulations as the Commissioner of Public Health may
254 adopt, with the advice and assistance of the board, deny eligibility for
255 licensure to a graduate of a school [which has] that was been found to
256 have provided fraudulent or inaccurate documentation regarding
257 either the school's educational program or the academic credentials of
258 graduates of the school's program or to have failed to meet educational
259 standards prescribed in such regulations.

260 Sec. 11. Section 20-200 of the general statutes is repealed and the
261 following is substituted in lieu thereof (*Effective October 1, 2002*):

262 [The Department of Public Health may without examination issue a
263 license to any veterinarian of good professional character who is
264 licensed and practicing in some other state or territory, having
265 requirements for admission determined by the department to be at
266 least equal to the requirements of this state, upon certificate from the
267 board of examiners or like board of the state or territory in which such
268 veterinarian was a practitioner certifying to his competency and that
269 he is a veterinarian of professional attainment and upon the payment
270 of a fee of four hundred fifty dollars to said department. The]
271 Notwithstanding the provisions of section 20-198, as amended by this
272 act, the Department of Public Health, may, upon payment of a fee of
273 four hundred fifty dollars, [issue a license without examination] grant
274 a license by endorsement to a currently practicing, competent
275 veterinarian in another state or territory who [(1) graduated with the
276 degree of doctor of veterinary medicine, or its equivalent, from a
277 school of veterinary medicine, surgery or dentistry which at the time
278 he graduated was accredited by the American Veterinary Medical
279 Association; (2)] holds a current valid license in good professional
280 standing issued after examination by another state or territory [which]

281 that maintains licensing standards [which, except for examination,
282 that are commensurate with this state's standards. [, and (3) has
283 worked continuously as a licensed veterinarian in an academic or
284 clinical setting in another state or territory for a period of not less than
285 five years immediately preceding the application for licensure without
286 examination.] No license shall be issued under this section to any
287 applicant against whom professional disciplinary action is pending or
288 who is the subject of an unresolved complaint. The department shall
289 inform the board annually of the number of applications it receives for
290 licensure under this section.

291 Sec. 12. Section 20-74c of the general statutes is repealed and the
292 following is substituted in lieu thereof (*Effective October 1, 2002*):

293 [The commissioner may waive the examination for any person
294 certified as an occupational therapist registered (OTR) or as a certified
295 occupational therapy assistant (COTA) by the American Occupational
296 Therapy Association, if the commissioner considers the requirements
297 for certification to be equivalent to the requirements for licensure in
298 this chapter. The commissioner may waive the examination for any
299 applicant who shall present proof of current licensure as an
300 occupational therapist or an occupational therapy assistant in another
301 state, the District of Columbia, or any territory of the United States
302 which requires standards for licensure considered by the
303 commissioner to be equivalent to the requirements for licensure of this
304 chapter in respect to examination, education, and experience.]
305 Notwithstanding the provisions of section 20-74b, the Department of
306 Public Health may grant a license by endorsement to an occupational
307 therapist or an occupational therapy assistant who presents
308 satisfactory evidence to the commissioner that the applicant is licensed
309 or certified as an occupational therapist or occupational therapy
310 assistant or as a person entitled to perform similar services under a
311 different designation in another state or jurisdiction that has
312 requirements for performing in such capacity that are substantially
313 similar to or higher than those of this state. No license shall be issued
314 under this section to any applicant against whom professional

315 disciplinary action is pending or who is the subject of an unresolved
316 complaint.

317 Sec. 13. (NEW) (*Effective October 1, 2002*) Notwithstanding the
318 provisions of section 20-37 of the general statutes, the Department of
319 Public Health may grant a license by endorsement to a natureopathic
320 physician who presents satisfactory evidence to the commissioner that
321 the applicant is licensed or certified as a natureopathic physician, or as
322 a person entitled to perform similar services under a different
323 designation, in another state or jurisdiction whose requirements for
324 practicing in such capacity are substantially similar to or higher than
325 those of this state. The department may require such applicant to
326 provide satisfactory evidence that the applicant understands
327 Connecticut laws and regulations relating to the practice of
328 natureopathy. The fee for such license shall be four hundred fifty
329 dollars. No license shall be issued under this section to any applicant
330 against whom professional disciplinary action is pending or who is the
331 subject of an unresolved complaint.

332 Sec. 14. Subsection (a) of section 20-90 of the general statutes is
333 repealed and the following is substituted in lieu thereof (*Effective*
334 *October 1, 2002*):

335 (a) Said board may adopt a seal. The Commissioner of Public
336 Health, with advice and assistance from the board, and in consultation
337 with the State Board of Education, shall [promulgate] adopt
338 regulations, in accordance with chapter 54, permitting and setting
339 standards for courses for the training of practical nurses to be offered
340 in high schools and vocational schools for students who have not yet
341 acquired a high school diploma. Students who satisfactorily complete
342 courses approved by said Board of Examiners for Nursing, with the
343 consent of the Commissioner of Public Health, as meeting such
344 standards shall be given credit for each such course toward the
345 requirements for a practical nurse's license. All schools of nursing in
346 this state, except such schools accredited by the National League for
347 Nursing or other [successor] professional accrediting association

348 approved by the United States Department of Education and
349 recognized by the Commissioner of Public Health, and all schools for
350 training licensed practical nurses and all hospitals connected
351 [therewith, which] to such schools that prepare persons for
352 examination under the provisions of this chapter, shall be visited
353 periodically by a representative of the Department of Public Health
354 who shall be a registered nurse or a person experienced in the field of
355 nursing education. The board shall keep a list of all nursing programs
356 and all programs for training licensed practical nurses [which] that are
357 approved by it, with the consent of the Commissioner of Public Health,
358 as maintaining the standard for the education of nurses and the
359 training of licensed practical nurses as established by the
360 commissioner. The board shall consult, where possible, with nationally
361 recognized accrediting agencies when approving schools.

362 Sec. 15. Section 19a-14b of the general statutes is repealed and the
363 following is substituted in lieu thereof (*Effective October 1, 2002*):

364 (a) For the purposes of this section and sections 20-420 and 20-432,
365 the following terms shall have the following meanings unless the
366 context clearly denotes otherwise:

367 (1) "Radon diagnosis" means evaluating buildings found to have
368 levels of radon gas that are higher than the guidelines promulgated by
369 this state or the United States Environmental Protection Agency and
370 recommending appropriate remedies to eliminate radon.

371 (2) "Radon mitigation" means taking steps including, but not limited
372 to, installing ventilation systems, sealing entry routes for radon gas
373 and installing subslab depressurization systems to reduce radon levels
374 in buildings.

375 (3) ["Primary testing companies"] "Analytical measurement service
376 providers" means companies or individuals that have their own
377 analysis capability for radon measurement but may or may not offer
378 measurement services directly to the public.

379 (4) ["Secondary testing companies"] "Residential measurement
380 service providers" means [companies] individuals that offer services
381 that include, but are not limited to, detector placement and home
382 inspection and consultation but do not have their own analysis
383 capability [. Such firms must] and therefore utilize the services of [a
384 primary testing company or laboratory] an analytical measurement
385 service provider for [its] their detector analysis.

386 (5) "Residential mitigation service providers" means individuals that
387 offer services that include, but are not limited to, radon diagnosis or
388 radon mitigation.

389 (b) The Department of Public Health shall [publish a list from time
390 to time of: Companies that perform radon mitigation or diagnosis,
391 primary testing companies and secondary testing companies. A
392 company that performs radon mitigation shall appear on such list only
393 if evidence is presented, satisfactory to the Commissioner of Public
394 Health, that every employee that performs mitigation does so under
395 the direction of an onsite supervisor who is included in the current
396 proficiency report of the United States Environmental Protection
397 Agency National Radon Contractor Proficiency (RCP) Program. A
398 primary testing company and a secondary testing company shall
399 appear on such list only if evidence is presented, satisfactory to the
400 commissioner, that the company is included in the current proficiency
401 report of the United States Environmental Protection Agency National
402 Radon Measurement Proficiency (RMP) Program and persons or
403 companies performing radon diagnostic evaluation are included in the
404 current proficiency reports of both the National Radon Measurement
405 Proficiency (RMP) Program and the National Radon Contractor
406 Proficiency (RCP) Program] maintain a list of companies or individuals
407 that offer analytical measurement services, residential measurement
408 services and residential mitigation services. The list shall include the
409 names of companies and individuals that are included in current lists
410 of national radon proficiency programs that have been approved by
411 the commissioner.

412 (c) The Department of Public Health shall adopt regulations, in
413 accordance with chapter 54, establishing safe levels of radon in potable
414 water.

415 Sec. 16. (*Effective from passage*) Notwithstanding the provisions of
416 chapter 372 of the general statutes, during the period commencing on
417 the effective date of this section and ending thirty days after said
418 effective date, the Department of Public Health shall issue a license to
419 practice chiropractic to any applicant who presents to the department
420 satisfactory evidence that the applicant: (1) Has graduated from an
421 accredited school of chiropractic approved by the State Board of
422 Chiropractic Examiners with the consent of the Commissioner of
423 Public Health; (2) holds current licensure as a chiropractor in at least
424 one other state; (3) has practiced chiropractic for not less than twenty
425 years; and (4) has served as dean of an accredited school of
426 chiropractic at an institute of higher education in this state for not less
427 than five years consecutively, while serving as a professor of clinical
428 sciences during such tenure.

429 Sec. 17. (*Effective from passage*) Notwithstanding the provisions of
430 subsection (a) of section 20-195dd of the general statutes, during the
431 period commencing on the effective date of this section and ending
432 thirty days after said effective date, an applicant for licensure as a
433 professional counselor under chapter 383c of the general statutes, in
434 lieu of the requirements set forth in said subsection, may submit
435 evidence satisfactory to the Commissioner of Public Health of having:
436 (1) Earned a master's degree in counseling prior to 1986 from a
437 regionally accredited institution of higher education; and (2) practiced
438 professional counseling for a minimum of fifteen years immediately
439 preceding the date of application.

440 Sec. 18. (*Effective from passage*) Notwithstanding the provisions of
441 subsection (a) of section 20-195dd of the general statutes, during the
442 period commencing on the effective date of this section and ending
443 thirty days after said effective date, an applicant for licensure as a
444 professional counselor under chapter 383c of the general statutes, in

445 lieu of the requirements set forth in said subsection, may submit
446 evidence satisfactory to the Commissioner of Public Health of having:
447 (1) Earned a master's degree in education from a regionally accredited
448 institution of higher education; (2) completed at least seventy credit
449 hours leading to a degree in clinical psychology from a regionally
450 accredited institution of higher education; (3) practiced professional
451 counseling for a minimum of ten years within a fifteen-year period
452 immediately preceding the date of application; and (4) passed an
453 examination prescribed by the commissioner.

454 Sec. 19. Section 19a-269 of the general statutes is repealed and the
455 following is substituted in lieu thereof (*Effective October 1, 2002*):

456 (a) The Commissioner of Public Health shall: (1) Recommend
457 minimum criteria for dialysis facilities and transplantation centers; (2)
458 recommend medical criteria for eligibility of kidney disease patients
459 for any available state assistance; (3) recommend programs of
460 detection, prevention and public education concerning kidney disease;
461 (4) recommend research into problems associated with kidney disease;
462 (5) review all existing medical and social programs related to kidney
463 disease to assure that all patients shall receive, with a minimum of
464 duplication of financial and physical resources, the best possible health
465 care.

466 [(b) The Commissioner of Public Health shall, on or before
467 November 30, 1978, and annually thereafter, report to the Governor
468 and to the General Assembly the results of his studies and
469 recommendations for such executive and legislative action as he finds
470 beneficial to the public interest.]

471 [(c)] (b) In the performance of his duties, the Commissioner of
472 Public Health may order the preparation of books, reports and records
473 and may pay for the expert advisors and assistants for making his
474 studies and formulating his recommendations from funds made
475 available by the Department of Public Health from the appropriation
476 to said Department of Public Health.

477 Sec. 20. Section 25-40 of the general statutes is repealed and the
478 following is substituted in lieu thereof (*Effective October 1, 2002*):

479 Town, city and borough directors of health shall, when in their
480 judgment health may be menaced or impaired through a water supply,
481 send, subject to the approval of the Department of Public Health,
482 samples of such water to said department for examination and
483 analysis. Said department shall perform such examination and analysis
484 without charge unless such town, city or borough is to be reimbursed
485 for the expense of any such examination and analysis, and in such
486 event a fee shall be charged in accordance with a schedule of fees
487 [directly related to operating costs] to be established by the
488 Commissioner of Public Health and based upon nationally recognized
489 standards and performance measures for analytic work effort for such
490 examination and analysis. Any person, firm or corporation which
491 operates or maintains a laboratory in which any determination,
492 examination or analysis is made of any sample of water or sewage as a
493 basis for advice as to the sanitary quality of such water or sewage or as
494 to any possible danger to health involved, unless such laboratory has
495 been approved specifically for that purpose by the Department of
496 Public Health, after meeting the requirements established by said
497 department, shall be fined not more than one hundred dollars.

498 Sec. 21. (NEW) (*Effective October 1, 2002*) For purposes of this
499 section:

500 (1) "Opioid antagonist" means naloxone hydrochloride or any other
501 similarly acting and equally safe drug approved by the federal Food
502 and Drug Administration for the treatment of drug overdose;

503 (2) "Department" means the Department of Public Health; and

504 (3) "Commissioner" means the Commissioner of Public Health.

505 Sec. 22. (NEW) (*Effective October 1, 2002*) The Commissioner of
506 Public Health may publish an annual report on drug overdose trends
507 state-wide that reviews state death rates from available data to

508 ascertain changes in the causes or rates of fatal and nonfatal drug
509 overdose for the preceding period of not less than five years. The
510 report shall also provide information on interventions that would be
511 effective in reducing the rate of fatal or nonfatal drug overdose. The
512 report shall include: (1) Trends in drug overdose death rates; (2) trends
513 in emergency room utilization related to drug overdoses and the cost
514 impact of emergency room utilization; (3) trends in utilization of
515 prehospital and emergency services and the cost impact of emergency
516 services utilization; (4) suggested improvements in data collection; and
517 (5) a description of other interventions effective in reducing the rate of
518 fatal or nonfatal drug overdoses. The commissioner may submit such
519 report, in accordance with section 11-4a of the general statutes, on or
520 before July 1, 2003, to the Governor and the joint standing committee
521 of the General Assembly having cognizance of matters relating to
522 public health. The department, in conjunction with an institution of
523 higher education, may seek private or federal funds to pay for costs
524 associated with said report.

525 Sec. 23. Subdivision (3) of subsection (b) of section 19a-77 of the
526 general statutes is repealed and the following is substituted in lieu
527 thereof (*Effective October 1, 2002*):

528 (3) Recreation operations such as but not limited to creative art
529 studios for children that offer parent-child recreational programs and
530 classes in music, dance, drama and art that are no longer than two
531 hours in length during the school year and three hours in length
532 during any other time of the year, library programs, boys' and girls'
533 clubs, church-related activities, scouting, camping or community-
534 youth programs.

535 Sec. 24. Section 19a-122b of the general statutes is repealed and the
536 following is substituted in lieu thereof (*Effective October 1, 2002*):

537 Notwithstanding the provisions of chapters 368v and 368z, an
538 organization licensed as a hospice pursuant to the Public Health Code
539 or certified as a hospice pursuant to 42 USC Section 1395x, shall be

540 authorized, until October 1, [2001] 2006, to operate on a pilot basis a
541 residence for terminally ill persons, for the purpose of providing
542 hospice home care arrangements including, but not limited to, hospice
543 home care services and supplemental services. Such arrangements
544 shall be provided to those patients who would otherwise receive such
545 care from family members. The residence shall provide a homelike
546 atmosphere for such patients for a time period deemed appropriate for
547 home health care services under like circumstances. Any hospice
548 which operates a residence pursuant to the provisions of this section
549 shall cooperate with the Commissioner of Public Health to develop
550 standards for the licensure and operation of such homes.

551 Sec. 25. (*Effective October 1, 2002*) Notwithstanding the provisions of
552 subsection (a) of section 20-195dd of the general statutes, during the
553 period commencing on the effective date of this section and ending
554 thirty days after said effective date, an applicant for licensure as a
555 professional counselor under chapter 383c of the general statutes, in
556 lieu of the requirements set forth in said subsection, may submit
557 evidence satisfactory to the Commissioner of Public Health of having:
558 (1) Earned a master's degree in education with a major in
559 psychological counseling prior to 1975 from a regionally accredited
560 institution of higher education; (2) passed the examination offered by
561 the National Association of Certified Mental Health Counselors; (3)
562 current certification with the National Association for Certified Mental
563 Health Counselors; and (4) practiced professional counseling for a
564 minimum of ten years within the twenty-year period immediately
565 preceding the date of application.

566 Sec. 26. Section 20-74s of the general statutes is amended by adding
567 subsection (x) as follows (*Effective October 1, 2002*):

568 (NEW) (x) The provisions of this section shall apply to employees of
569 the Department of Correction, other than individuals completing
570 supervised work experience pursuant to subsection (e) of section 20-
571 74s, trainees or student interns covered under subsection (u) of section
572 20-74s, as follows: (1) Any person hired by the Department of

573 Correction on or after October 1, 2002, for a position as a substance
574 abuse counselor or supervisor of substance abuse counselors shall be a
575 licensed or certified alcohol and drug counselor; (2) any person
576 employed by the Department of Correction prior to October 1, 2002, as
577 a substance abuse counselor or supervisor of substance abuse
578 counselors shall become licensed or certified as an alcohol and drug
579 counselor by October 1, 2007; and (3) any person employed by the
580 Department of Correction on or after October 1, 2007, as a substance
581 abuse counselor or supervisor of substance abuse counselors shall be a
582 licensed or certified alcohol and drug counselor.

583 Sec. 27. Section 7-64 of the general statutes is repealed and the
584 following is substituted in lieu thereof (*Effective October 1, 2002*):

585 (a) The body of each person who dies in this state shall be buried,
586 removed or cremated within a reasonable time after death. The person
587 to whom the custody and control of the remains of any deceased
588 person are granted by law shall see that the certificate of death
589 required by law has been completed and filed in accordance with
590 section 7-62b, as amended, prior to final disposition of the body. An
591 authorization for final disposition issued under the law of another
592 state which accompanies a dead body or fetus brought into this state
593 shall be authority for final disposition of the body or fetus in this state.
594 The provisions of this section shall not in any way impair the authority
595 of directors of health in cases of death resulting from communicable
596 diseases, nor conflict with any statutes regulating the delivery of
597 bodies to any medical school, nor prevent the placing of any body
598 temporarily in the receiving vault of any cemetery. The placing of any
599 body in a family vault or tomb within any cemetery shall be deemed a
600 burial under the provisions of this section.

601 (b) The Commissioner of Public Health shall adopt regulations, in
602 accordance with the provisions of chapter 54, for the purpose of
603 establishing a procedure for following the transfer and movement of
604 the body of each person who dies in this state from the time of death
605 until such time as the body is buried, removed or cremated.

606 (c) Any person who violates any provision of this section or
 607 regulation adopted pursuant to subsection (b) of this section shall be
 608 fined not more than five hundred dollars or imprisoned not more than
 609 five years.

610 Sec. 28. (*Effective October 1, 2002*) Management Personnel Policy
 611 shall be amended to include the Director and the Assistant Director of
 612 the Oil and Chemical Spill Response Division of the Waste
 613 Management Bureau of the Department of Environmental Protection."

This act shall take effect as follows:	
Section 1	<i>October 1, 2002</i>
Sec. 2	<i>October 1, 2002</i>
Sec. 3	<i>October 1, 2002</i>
Sec. 4	<i>October 1, 2002</i>
Sec. 5	<i>from passage</i>
Sec. 6	<i>October 1, 2002</i>
Sec. 7	<i>from passage</i>
Sec. 8	<i>from passage</i>
Sec. 9	<i>October 1, 2002</i>
Sec. 10	<i>October 1, 2002</i>
Sec. 11	<i>October 1, 2002</i>
Sec. 12	<i>October 1, 2002</i>
Sec. 13	<i>October 1, 2002</i>
Sec. 14	<i>October 1, 2002</i>
Sec. 15	<i>October 1, 2002</i>
Sec. 16	<i>from passage</i>
Sec. 17	<i>from passage</i>
Sec. 18	<i>from passage</i>
Sec. 19	<i>October 1, 2002</i>
Sec. 20	<i>October 1, 2002</i>
Sec. 21	<i>October 1, 2002</i>
Sec. 22	<i>October 1, 2002</i>
Sec. 23	<i>October 1, 2002</i>
Sec. 24	<i>October 1, 2002</i>
Sec. 25	<i>October 1, 2002</i>
Sec. 26	<i>October 1, 2002</i>
Sec. 27	<i>October 1, 2002</i>
Sec. 28	<i>October 1, 2002</i>

