



General Assembly

**Amendment**

January Session, 2003

LCO No. 7397

\*HB0672107397HD0\*

Offered by:

REP. LYONS, 146<sup>th</sup> Dist.

To: House Bill No. 6721

File No.

Cal. No. 609

**(As Amended)**

**"AN ACT CONCERNING EXPENDITURES AND REVENUE FOR  
THE BIENNIUM ENDING JUNE 30, 2005."**

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- 1 In line T116, strike "15,140,659" and insert "15,390,659"
  - 2 In line T154, strike "1,200,000" and insert "500,000"
  - 3 In line T569, strike "3,017,580" and insert "3,717,580"
  - 4 In line T1106, strike "-6,800,000" and insert "-5,900,000"
  - 5 In line T1443, strike "15,431,739" and insert "15,681,739"
  - 6 In line T1482, strike "1,200,000" and insert "500,000"
  - 7 In line T1901, strike "3,017,580" and insert "3,717,580"
  - 8 In line T2446, strike "-10,300,000" and insert "-8,300,000"
  - 9 Adjust agency, function and fund totals where appropriate

10 Strike section 47 in its entirety and insert the following in lieu  
11 thereof:

12 "Sec. 47. Section 20 of public act 03-2 is amended to read as follows  
13 (*Effective from passage*):

14 (a) Notwithstanding the provisions of section 16-245m of the  
15 general statutes, the Department of Public Utility Control shall  
16 authorize the disbursement of a total of one million dollars in each  
17 month, commencing with February, 2003, and ending with July, [2005]  
18 2003, from the Energy Conservation and Load Management Funds  
19 established pursuant to said section 16-245m. The amount disbursed  
20 from each Energy Conservation and Load Management Fund shall be  
21 proportionately based on the receipts received by each fund. Such  
22 disbursements shall be deposited in [a nonlapsing account within the  
23 General Fund to be used by state agencies for electrical utility costs,  
24 including conservation projects] the General Fund.

25 (b) Notwithstanding the provisions of section 16-245m of the  
26 general statutes, for the fiscal years ending June 30, 2004, and June 30,  
27 2005, the Department of Public Utility Control shall authorize the  
28 disbursement of a total of \$77,000,000 from the Energy Conservation  
29 and Load Management Funds established pursuant to said section 16-  
30 245m as follows: For the fiscal year ending June 30, 2004, the sum of  
31 \$38,500,000 for the fiscal year ending June 30, 2005, the sum of  
32 \$38,500,000. The amount disbursed from each of said funds shall be  
33 proportionately based on the receipts of each of said funds. Such  
34 disbursements shall be deposited in the General Fund. "

35 In line 588, before "(NEW)" insert "(Effective from passage)"

36 In line 700 after "(6)" insert "those units which have not yet accepted  
37 a wage freeze, and with settled wages for fiscal years 2004 and 2005,  
38 but not 2006, shall receive the following offer: (A) The fiscal year 2005  
39 wage increase shall be the amount currently scheduled for fiscal year  
40 2004, delayed six months, and any increment shall be delayed three  
41 months; (B) the fiscal year 2006 raise shall be the amount currently

42 scheduled for fiscal year 2005, plus one per cent. The additional one  
43 per cent shall be achieved by reducing the scheduled increase by one  
44 per cent, and then providing a two per cent delayed increase six  
45 months later; (C) wage increases of two per cent plus increment at  
46 their usual time, and an additional two per cent six months later for  
47 fiscal year 2007; (7)"

48 In line 713, strike "(7) any wage increase offered pursuant to"

49 In line 714, strike "this section" and insert in lieu thereof "(8) unless  
50 otherwise provided for herein, increment-based units shall receive  
51 annual increments at the usual time. Initial fiscal year wage increases  
52 of two per cent as provided under this section"

53 In line 717, strike "(8)" and insert "(9)"

54 In line 718, strike "(9)" and insert "(10)"

55 In line 724, strike "(10)" and insert "(11)"

56 In line 727, strike "or"

57 In line 728, after "reasons" insert ", or (D) demotions for reasons not  
58 related to performance"

59 In line 728, strike, "(11)" and insert "(12)"

60 In line 729, strike "2003" and insert "2002"

61 In line 749, strike "(12)" and insert "(13)"

62 In line 752, strike "(13)" and insert "(14)"

63 In line 758, strike "(14)" and insert "(15)"

64 In line 761, strike "(15)" and insert "(16)"

65 Strike section 82 in its entirety and insert the following in lieu  
66 thereof:

67 "Sec. 82. Section 4-28e of the general statutes is repealed and the  
68 following is substituted in lieu thereof (*Effective July 1, 2003*):

69 (a) There is created a Tobacco Settlement Fund which shall be a  
70 separate nonlapsing fund. Any funds received by the state from the  
71 Master Settlement Agreement executed November 23, 1998, shall be  
72 deposited into the fund.

73 (b) (1) The Treasurer is authorized to invest all or any part of the  
74 Tobacco Settlement Fund, all or any part of the Tobacco and Health  
75 Trust Fund created in section 4-28f and all or any part of the  
76 Biomedical Research Trust Fund created in section 19a-32c. The  
77 interest derived from any such investment shall be credited to the  
78 resources of the fund from which the investment was made.

79 (2) Notwithstanding sections 3-13 to 3-13h, inclusive, the Treasurer  
80 shall invest the amounts on deposit in the Tobacco Settlement Fund,  
81 the Tobacco and Health Trust Fund and the Biomedical Research Trust  
82 Fund in a manner reasonable and appropriate to achieve the objectives  
83 of such funds, exercising the discretion and care of a prudent person in  
84 similar circumstances with similar objectives. The Treasurer shall give  
85 due consideration to rate of return, risk, term or maturity,  
86 diversification of the total portfolio within such funds, liquidity, the  
87 projected disbursements and expenditures, and the expected  
88 payments, deposits, contributions and gifts to be received. The  
89 Treasurer shall not be required to invest such funds directly in  
90 obligations of the state or any political subdivision of the state or in  
91 any investment or other fund administered by the Treasurer. The  
92 assets of such funds shall be continuously invested and reinvested in a  
93 manner consistent with the objectives of such funds until disbursed in  
94 accordance with this section, section 4-28f or section 19a-32c.

95 [(c) (1) For the fiscal year ending June 30, 2001, disbursements from  
96 the Tobacco Settlement Fund shall be made as follows: (A) To the  
97 General Fund in the amount identified as "Transfer from Tobacco  
98 Settlement Fund" in the General Fund revenue schedule adopted by

99 the General Assembly; (B) to the Department of Mental Health and  
100 Addiction Services for a grant to the regional action councils in the  
101 amount of five hundred thousand dollars; and (C) to the Tobacco and  
102 Health Trust Fund in an amount equal to nineteen million five  
103 hundred thousand dollars.]

104 [(2)] (c) For the fiscal year ending June 30, 2002, and each fiscal year  
105 thereafter, disbursements from the Tobacco Settlement Fund shall be  
106 made as follows: [(A) To the Tobacco and Health Trust Fund in an  
107 amount equal to twelve million dollars; (B) to] To the Biomedical  
108 Research Trust Fund in an amount equal to [four] two million dollars [;  
109 (C)] and the remainder to the General Fund in the amount identified as  
110 "Transfer from Tobacco Settlement Fund" in the General Fund revenue  
111 schedule adopted by the General Assembly. [; and (D) any remainder  
112 to the Tobacco and Health Trust Fund.]

113 [(d) For the fiscal year ending June 30, 2000, five million dollars shall  
114 be disbursed from the Tobacco Settlement Fund to a tobacco grant  
115 account to be established in the Office of Policy and Management.  
116 Such funds shall not lapse on June 30, 2000, and shall continue to be  
117 available for expenditure during the fiscal year ending June 30, 2001.

118 (e) Tobacco grants shall be made from the account established  
119 pursuant to subsection (d) of this section by the Secretary of the Office  
120 of Policy and Management in consultation with the speaker of the  
121 House of Representatives, the president pro tempore of the Senate, the  
122 majority leader of the House of Representatives, the majority leader of  
123 the Senate, the minority leader of the House of Representatives, the  
124 minority leader of the Senate, and the cochairpersons and ranking  
125 members of the joint standing committees of the General Assembly  
126 having cognizance of matters relating to public health and  
127 appropriations and the budgets of state agencies, or their designees.  
128 Such grants shall be used to reduce tobacco abuse through prevention,  
129 education, cessation, treatment, enforcement and health needs  
130 programs.]"

131 After the last section, add the following and renumber sections and  
132 internal references accordingly:

133 "Sec. 501. (*Effective from passage*) Notwithstanding the provisions of  
134 section 12-460a of the general statutes, with respect to each of the fiscal  
135 years ending on or after June 30, 2004, and June 30, 2005, the  
136 Commissioner of Revenue Services, in lieu of the requirements of said  
137 section 12-460a, shall deposit into the Conservation Fund established  
138 under section 22a-27h of the general statutes two million dollars of the  
139 amount of the funds received by the state from the tax imposed under  
140 chapter 221 of the general statutes attributable to sales of fuel from  
141 distributors to any boat yard, public or private marina or other entity  
142 renting or leasing slips, dry storage, mooring or other space for marine  
143 vessels provided (1) two hundred fifty thousand dollars shall be  
144 credited to the boating account, and (2) one million dollars shall be  
145 credited to the fisheries account of which not less than seventy-five  
146 thousand dollars shall be allocated to The University of Connecticut  
147 for the Long Island Sound councils.

148 Sec. 502. Subsection (a) of section 14-33 of the general statutes is  
149 repealed and the following is substituted in lieu thereof (*Effective July*  
150 *1, 2003*):

151 (a) If any property tax, or any installment thereof, laid by any city,  
152 town, borough or other taxing district upon a registered motor vehicle  
153 or snowmobile remains unpaid, the tax collector of such city, town,  
154 borough or other taxing district shall notify the Commissioner of  
155 Motor Vehicles of such delinquency in accordance with listings and  
156 schedules of dates established by the commissioner and on forms  
157 prescribed and furnished by [him] the commissioner, specifying the  
158 name and address of the person against whom such tax has been  
159 assessed, the date when such tax was due and the registration number,  
160 if known to the collector. Such forms shall be submitted to the  
161 commissioner together with payment of a fee of fifty cents for each  
162 such vehicle or snowmobile. Such fee shall be deposited into the  
163 General Fund. The commissioner shall not issue registration for such

164 motor vehicle or snowmobile for the next registration period if,  
165 according to [his] the commissioner's records, it is then owned by the  
166 person against whom such tax has been assessed or by any person to  
167 whom such vehicle has not been transferred by bona fide sale. Unless  
168 notice has been received by the commissioner under the provisions of  
169 section 14-33a, no such registration shall be issued until a receipt  
170 evidencing the payment of such tax or certificate of abatement of such  
171 tax or other satisfactory evidence that the tax obligation has been  
172 legally discharged has been presented to the commissioner; nor shall  
173 the commissioner register any other motor vehicle or snowmobile in  
174 the name of such person until a receipt evidencing the payment of  
175 such tax or a certificate of abatement of such tax or other satisfactory  
176 evidence that the tax obligation has been legally discharged has been  
177 presented to the commissioner, except that the commissioner may  
178 continue to register other vehicles owned by a leasing or rental firm  
179 licensed pursuant to section 14-15, if [he] the commissioner is satisfied  
180 that arrangements have been made to discharge such tax obligation,  
181 and may issue such registration to any private owner of three or more  
182 paratransit vehicles in direct proportion to the percentage of total tax  
183 due on such vehicles which has been paid and notice of payment on  
184 which has been received. The Commissioner of Motor Vehicles may  
185 immediately suspend all motor vehicle or snowmobile registrations  
186 issued in the name of any person (1) who has been reported as  
187 delinquent and whose registration was renewed through an error or  
188 through the production of false evidence that the delinquent tax had  
189 been paid or (2) who has been reported by a tax collector as having  
190 paid a property tax on a motor vehicle or snowmobile with a check  
191 which was dishonored by a bank and such tax remains unpaid. Any  
192 person aggrieved by any action of the commissioner under this section  
193 may appeal therefrom in the manner provided in section 14-134. For  
194 the purposes of this subsection, "paratransit vehicle" means a motor  
195 bus, taxicab or motor vehicle in livery service operated under a  
196 certificate of convenience and necessity issued by the Department of  
197 Transportation or by a transit district and which is on call or demand  
198 or used for the transportation of passengers for hire.

199       Sec. 503. (*Effective from passage*) Notwithstanding the provisions of  
200 section 13b-61a of the general statutes, for each calendar quarter of the  
201 fiscal years ending June 30, 2004, and June 30, 2005, the Commissioner  
202 of Revenue Services, in lieu of the requirements of said section 13b-61a,  
203 shall deposit into the Special Transportation Fund five million dollars  
204 of the amount of such funds received by the state from the tax imposed  
205 under section 12-587 of the general statutes on the gross earnings from  
206 the sales of petroleum products attributable to sales of motor vehicle  
207 fuel."