



General Assembly

February Session, 2004

**Raised Bill No. 5508**

LCO No. 1741

\*01741\_\_\_\_\_HS\_\*

Referred to Committee on Human Services

Introduced by:  
(HS)

**AN ACT CONCERNING REVISIONS TO THE GENERAL STATUTES  
NECESSITATED BY THE ELIMINATION OF THE GENERAL  
ASSISTANCE PROGRAM.**

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

1 Section 1. Section 4-71c of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2004*):

3 The Secretary of the Office of Policy and Management shall  
4 annually compute the cost of an increase in assistance payments under  
5 the state-administered general assistance program, state supplement  
6 program, medical assistance program, temporary family assistance  
7 program and food stamp program based on the percentage increase, if  
8 any, in the most recent calendar year average in the consumer price  
9 index for urban consumers provided if the increase in such index  
10 exceeds five per cent, the computation shall be based on a five per cent  
11 increase.

12 Sec. 2. Section 8-72 of the general statutes is repealed and the  
13 following is substituted in lieu thereof (*Effective October 1, 2004*):

14 Each developer or housing authority shall manage and operate its

15 housing projects in an efficient manner so as to enable it to fix the  
16 rentals for dwelling accommodations at the lowest possible rates  
17 consistent with providing decent, safe and sanitary dwelling  
18 accommodations, and no housing authority or nonprofit corporation  
19 shall construct or operate any such project for profit. To this end an  
20 authority or a nonprofit corporation shall fix the rentals for dwelling in  
21 its projects at no higher rates than it finds to be necessary in order to  
22 produce revenues which, together with all other available money,  
23 revenues, income and receipts of the authority or nonprofit  
24 corporation from whatever sources derived, will be sufficient (a) to  
25 pay, as the same become due, the principal and interest on the bonds  
26 of the authority or nonprofit corporation; (b) to meet the cost of, and to  
27 provide for, maintaining and operating the projects, including the cost  
28 of any insurance, and the administrative expenses of the authority or  
29 nonprofit corporation; provided nothing in this section shall be  
30 construed as prohibiting any authority or nonprofit corporation from  
31 providing for variable rentals based on family income. In the operation  
32 or management of housing projects an authority or nonprofit  
33 corporation shall, at all times, rent or lease the dwelling  
34 accommodations therein at rentals within the financial reach of  
35 families of low income. The Commissioner of Economic and  
36 Community Development may establish maximum income limits for  
37 admission and continued occupancy of tenants, provided such  
38 maximum income limits and all revisions thereof for housing projects  
39 operated pursuant to any contract with any agency of the federal  
40 government shall be subject to the prior approval of such federal  
41 agency. The Commissioner of Economic and Community  
42 Development shall define the income of a family to provide the basis  
43 for determining eligibility for the admission, rentals and for the  
44 continued occupancy of families under the maximum income limits  
45 fixed and approved. The definition of family income, by the  
46 Commissioner of Economic and Community Development, may  
47 provide for the exclusion of all or part of the income of family  
48 members which, in the judgment of said commissioner, is not

49 generally available to meet the cost of basic living needs of the family.  
50 No housing authority or developer shall refuse to rent any dwelling  
51 accommodation to an otherwise qualified applicant on the ground that  
52 one or more of the proposed occupants are children born out of  
53 wedlock. Each housing authority and developer shall provide a receipt  
54 to each applicant for admission to its housing projects stating the time  
55 and date of application and shall maintain a list of such applications,  
56 which shall be a public record as defined in section 1-200. The  
57 Commissioner of Economic and Community Development shall, by  
58 regulation, provide for the manner in which such list shall be created,  
59 maintained and revised. No provision of this part shall be construed as  
60 limiting the right of the authority to vest in an obligee the right, in the  
61 event of a default by such authority, to take possession of a housing  
62 project or cause the appointment of a receiver thereof or acquire title  
63 thereto through foreclosure proceedings, free from all the restrictions  
64 imposed by this chapter with respect to rental rates and tenant  
65 selection. The Commissioner of Economic and Community  
66 Development shall approve an operation or management plan of each  
67 housing project, which shall provide an income adequate for debt  
68 service, if any, administration, including a state service charge, other  
69 operating costs and establishment of reasonable reserves for repairs,  
70 maintenance and replacements, vacancy and collection losses. Said  
71 commissioner shall have the right of inspection of any housing during  
72 the period between the date on which construction thereof begins and  
73 the date the state loan is fully paid or, in the case of a grant, during the  
74 period for which any housing project built pursuant to such grant is  
75 used for housing for families of low and moderate income. An  
76 authority or developer shall semiannually submit to said  
77 commissioner a sworn statement setting forth such information with  
78 respect to the tenants and rentals for each housing project hereunder  
79 and the costs of operating each housing project under its jurisdiction as  
80 said commissioner requires. Any person who makes a false statement  
81 concerning the income of the family for which application for  
82 admission to or continued occupancy of housing projects is made may

83 be fined not more than five hundred dollars or imprisoned not more  
84 than six months or both. With regard to a family who, since the last  
85 annual recertification, received any public [or general] assistance and  
86 received earnings from employment, the authority or developer shall  
87 not require any interim recertification due to an earnings increase. At  
88 the annual recertification, the authority or developer shall base rent  
89 levels on such family's average income throughout the preceding  
90 twelve months. During the subsequent twelve-month period, the  
91 authority or developer shall not require any interim recertifications  
92 due to increased earnings from employment. However, if a family's  
93 income has decreased, nothing in this section shall preclude an interim  
94 recertification or recertification based on the reduced income level.

95 Sec. 3. Subsection (a) of section 8-206b of the general statutes is  
96 repealed and the following is substituted in lieu thereof (*Effective*  
97 *October 1, 2004*):

98 (a) The Commissioner of Social Services shall administer an  
99 emergency fuel assistance program on behalf of low-income families  
100 who are not beneficiaries of the temporary family assistance or the  
101 state-administered general assistance programs. The commissioner  
102 shall adopt regulations in accordance with the provisions of chapter 54  
103 concerning the distribution of funds appropriated to the Department  
104 of Social Services for such program. The regulations shall incorporate  
105 the following provisions: (1) Only households with incomes no higher  
106 than one hundred twenty-five per cent of the federal Community  
107 Services Administration poverty guidelines for nonfarm recipients  
108 shall be eligible for participation in the program, provided households  
109 with incomes no higher than one hundred seventy-five per cent of  
110 such guidelines shall be eligible for participation in the program if any  
111 member residing in such household is sixty-two years of age or over or  
112 physically disabled, as defined in section 1-1f; and (2) such assistance  
113 to eligible families shall not exceed one hundred dollars per family  
114 during the fiscal year ending June 30, 1979, and shall be subject to the  
115 availability of funds appropriated for such purposes. Participation in

116 the program by households with incomes higher than one hundred  
117 twenty-five per cent of such guidelines but no higher than one  
118 hundred seventy-five per cent of such guidelines shall not preclude  
119 participation by such households in any other assistance program.

120 Sec. 4. Subsection (a) of section 8-358 of the general statutes, as  
121 amended by section 97 of public act 03-3 of the June 30 special session,  
122 is repealed and the following is substituted in lieu thereof (*Effective*  
123 *October 1, 2004*):

124 (a) If a person residing in a dwelling unit in any project receiving  
125 financial assistance pursuant to sections 8-355 to 8-359, inclusive, is a  
126 recipient of state-administered general assistance as a one person  
127 household under sections 17b-118, as amended, 17b-118a, 17b-118b,  
128 17b-119, as amended, 17b-122, 17b-124 to 17b-132, inclusive, as  
129 amended, 17b-136 to 17b-138, inclusive, [17b-221] 17b-222 to 17b-250,  
130 inclusive, as amended, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive,  
131 as amended, 17b-689, as amended, 17b-689b and 17b-743 to 17b-747,  
132 inclusive, the rental payment for such person's dwelling unit shall be  
133 an amount equal to the shelter component of the state-administered  
134 general assistance grant as determined by the town in accordance with  
135 regulations adopted by the Commissioner of Social Services pursuant  
136 to section 17b-78, as amended. Otherwise, the maximum amount  
137 which a person or family residing in a dwelling unit in a project  
138 receiving financial assistance under sections 8-355 to 8-359, inclusive,  
139 shall pay as its contribution to the total rent for the dwelling unit shall  
140 be thirty per cent of the adjusted monthly income, as defined by the  
141 commissioner pursuant to subsection (b) of this section, of the  
142 household in which the person resides or of the family, less the  
143 amount of such household's or family's utility allowance.

144 Sec. 5. Subsection (s) of section 12-574 of the general statutes is  
145 repealed and the following is substituted in lieu thereof (*Effective*  
146 *October 1, 2004*):

147 (s) Any person or business organization issued a license to conduct

148 dog racing pursuant to subsection (c) of section 12-574c shall employ  
149 persons who, at the time of employment, are recipients of assistance  
150 under the state-administered general assistance program, state  
151 supplement program, medical assistance program, temporary family  
152 assistance program or food stamps program to fill not less than twenty  
153 per cent of the positions created by the conversion of a jai alai fronton  
154 to a dog race track if such persons have been trained for such  
155 employment by public or publicly-funded agencies in coordination  
156 with such licensee.

157 Sec. 6. Subsections (a) and (b) of section 16a-41h of the general  
158 statutes are repealed and the following is substituted in lieu thereof  
159 (*Effective October 1, 2004*):

160 (a) Each electric and gas company, as defined in section 16-1, as  
161 amended, having at least seventy-five thousand customers, shall  
162 include in its monthly bills a request to each customer to add a one-  
163 dollar donation to the bill payment. Each company shall transmit all  
164 such donations received each month to Operation Fuel, Inc., a state-  
165 wide nonprofit organization designed to respond to people within the  
166 state who are in financial crisis and need emergency energy assistance.  
167 Donations shall be distributed to nonprofit social services agencies and  
168 private fuel banks in accordance with guidelines established by the  
169 board of directors of Operation Fuel, Inc., provided such funds shall be  
170 distributed on a priority basis to low-income elderly and working poor  
171 households which are not eligible for public assistance [or general  
172 assistance] but who are faced with a financial crisis and are unable to  
173 make timely payments on winter fuel, electricity or gas bills.

174 (b) If Operation Fuel, Inc. ceases to exist, such electric and gas  
175 companies shall jointly establish a nonprofit, tax-exempt corporation  
176 for the purpose of holding in trust and distributing such customer  
177 donations. The board of directors of such corporation shall consist of  
178 eleven members appointed as follows: Four by the companies, each of  
179 which shall appoint one member; one by the president pro tempore of

180 the Senate; one by the minority leader of the Senate; one by the speaker  
181 of the House of Representatives; one by the minority leader of the  
182 House of Representatives; and three by the Governor. The board shall  
183 distribute such funds to nonprofit organizations and social service  
184 agencies which provide emergency energy or fuel assistance. The  
185 board shall target available funding on a priority basis to low-income  
186 elderly and working poor households which are not eligible for public  
187 assistance [or general assistance] but who are faced with a financial  
188 crisis and are unable to make timely payments on winter fuel,  
189 electricity or gas bills.

190 Sec. 7. Subsection (b) of section 16a-44b of the general statutes is  
191 repealed and the following is substituted in lieu thereof (*Effective*  
192 *October 1, 2004*):

193 (b) Funds allocated for the purposes of sections 16a-44b to 16a-44d,  
194 inclusive, shall be distributed among the towns in the following  
195 manner: (1) Ten per cent of the amount shall be distributed pro rata on  
196 the basis of the ratio of the total population of each town to the total  
197 population of the state. (2) Fifty per cent of the amount shall be  
198 divided among those towns whose adjusted equalized net grand list  
199 per capita falls below that of the town at the seventy-fifth percentile  
200 among all towns in the state, as determined by ranking in ascending  
201 order of all towns in the state according to their adjusted equalized net  
202 grand list per capita. The distribution shall be made to each town pro  
203 rata on the basis of the following ratio: The difference between the  
204 adjusted equalized net grand list per capita for the town at the  
205 seventy-fifth percentile and that of such town multiplied by the  
206 population of such town shall be the numerator of the fraction. For  
207 each town whose adjusted equalized net grand list per capita falls  
208 below that of the town at the seventy-fifth percentile, the resulting  
209 products of all such towns shall be added together and the sum shall  
210 be the denominator of the fraction. (3) Twenty per cent of the amount  
211 shall be distributed pro rata on the basis of the ratio of the average  
212 number of monthly paid maintenance cases for such town to the

213 average number of monthly paid maintenance cases in the state. (4)  
214 Twenty per cent of the amount shall be distributed pro rata on the  
215 basis of the ratio of the number of elderly persons in such town  
216 receiving assistance under section 12-129b and chapter 204a to the  
217 number of elderly persons in the state receiving such assistance. For  
218 the purposes of this section, "adjusted equalized net grand list per  
219 capita" and "total population" shall be defined as in section 10-261, as  
220 amended, and "average number of monthly paid maintenance cases"  
221 means the monthly number of recipients of temporary family  
222 assistance, state-administered general assistance, assistance to the  
223 aged, the blind and the totally disabled, Connecticut assistance and  
224 medical aid program for the disabled, [and general assistance,]  
225 averaged over the most recent fiscal year for which information is  
226 available.

227 Sec. 8. Subsection (b) of section 17a-460c of the general statutes, as  
228 amended by section 36 of public act 03-19, is repealed and the  
229 following is substituted in lieu thereof (*Effective October 1, 2004*):

230 (b) The agreements and other contractual arrangements identified in  
231 subsection (a) of this section may include plans and arrangements  
232 certified by the Department of Social Services, the Department of  
233 Mental Health and Addiction Services, or the federal Centers for  
234 Medicare and Medicaid Services, to provide services to Medicaid,  
235 Medicare, state-administered general assistance, Department of Mental  
236 Health and Addiction Services or Centers for Medicare and Medicaid  
237 Services beneficiaries, as well as private plans and arrangements  
238 satisfactory to the commissioner.

239 Sec. 9. Section 17b-10 of the general statutes is repealed and the  
240 following is substituted in lieu thereof (*Effective October 1, 2004*):

241 (a) The Department of Social Services shall prepare and routinely  
242 update state medical services and public assistance manuals. [and  
243 general assistance policy manuals.] The pages of such manuals shall be  
244 consecutively numbered and indexed, containing all departmental

245 policy regulations and substantive procedure. Said manuals shall be  
246 published by the department and distributed so that they are available  
247 to (1) all district, subdistrict and field offices of the Department of  
248 Social Services; (2) each town hall in the state; (3) all legal assistance  
249 programs in the state; and (4) any interested member of the public who  
250 requests a copy. All policy manuals of the department, as they exist on  
251 May 23, 1984, including the supporting bulletins but not including  
252 statements concerning only the internal management of the  
253 department and not affecting private rights or procedures available to  
254 the public, shall be construed to have been adopted as regulations in  
255 accordance with the provisions of chapter 54. After May 23, 1984, any  
256 policy issued by the department, except a policy necessary to conform  
257 to a requirement of a federal or joint federal and state program  
258 administered by the department, including, but not limited to, the state  
259 supplement program to the Supplemental Security Income Program,  
260 shall be adopted in regulation form in accordance with the provisions  
261 of chapter 54. After May 23, 1984, the department shall adopt in  
262 regulation form in accordance with the provisions of chapter 54, any  
263 new policy necessary to conform to a requirement of a federal or joint  
264 state and federal program administered by the department, including,  
265 but not limited to, the state supplement program to the Supplemental  
266 Security Income Program, but the department may operate under such  
267 policy while it is in the process of adopting the policy in regulation  
268 form, provided the Department of Social Services prints notice of  
269 intent to adopt the regulations in the Connecticut Law Journal within  
270 twenty days after adopting the policy. Such policy shall be valid until  
271 the time final regulations are effective.

272 [(b) By July 1, 1986, the Department of Social Services shall rewrite  
273 the general assistance policy manual using plain language as described  
274 in section 42-152 and sections 38a-295 to 38a-300, inclusive. The  
275 manual shall include an index for frequent referencing and a separate  
276 section or manual which specifies procedures to follow to clarify  
277 policy. The department shall keep records of policy and procedural  
278 questions raised by town welfare officials and staff during telephone

279 conversations and office visits.]

280 [(c)] (b) By January 1, 1987, the Department of Social Services shall  
281 replace its state public assistance policy manual with a new manual  
282 which is adopted in accordance with the provisions of chapter 54 and  
283 which sets forth in clear and concise language the policies and  
284 procedures to be used by the department in implementing and  
285 enforcing federal and state laws. The department may operate under a  
286 policy in the new recipient eligibility and benefit policy manual while  
287 it is in the process of adopting the manual in regulation form, provided  
288 the department shall print a notice of intent to adopt regulations  
289 relating to recipient eligibility and benefits in the Connecticut Law  
290 Journal within twenty days of issuing the policy.

291 Sec. 10. Subsection (c) of section 17b-30 of the general statutes is  
292 repealed and the following is substituted in lieu thereof (*Effective*  
293 *October 1, 2004*):

294 (c) Said system shall be utilized for office use only in the following  
295 programs: [(1) General assistance; (2) temporary] (1) Temporary family  
296 assistance; and [(3)] (2) any other program to be determined at the  
297 discretion of the Commissioner of Social Services.

298 Sec. 11. Subsection (b) of section 17b-90 of the general statutes, as  
299 amended by section 1 of public act 03-89, is repealed and the following  
300 is substituted in lieu thereof (*Effective October 1, 2004*):

301 (b) No person shall, except for purposes directly connected with the  
302 administration of programs of the Department of Social Services and in  
303 accordance with the regulations of the commissioner, solicit, disclose,  
304 receive or make use of, or authorize, knowingly permit, participate in  
305 or acquiesce in the use of, any list of the names of, or any information  
306 concerning, persons applying for or receiving assistance from the  
307 Department of Social Services or persons participating in a program  
308 administered by said department, directly or indirectly derived from  
309 the records, papers, files or communications of the state or its

310 subdivisions or agencies, or acquired in the course of the performance  
311 of official duties. The Commissioner of Social Services shall disclose (1)  
312 to any authorized representative of the Labor Commissioner such  
313 information directly related to unemployment compensation,  
314 administered pursuant to chapter 567 or information necessary for  
315 implementation of sections 17b-688b, 17b-688c and 17b-688h, as  
316 amended, and section 122 of public act 97-2 of the June 18 special  
317 session\*, (2) to any authorized representative of the Commissioner of  
318 Mental Health and Addiction Services any information necessary for  
319 the implementation and operation of the basic needs supplement  
320 program or for the management of and payment for behavioral health  
321 services for applicants for and recipients of [general assistance and]  
322 state-administered general assistance, (3) to any authorized  
323 representative of the Commissioner of Administrative Services, or the  
324 Commissioner of Public Safety such information as the state  
325 Commissioner of Social Services determines is directly related to and  
326 necessary for the Department of Administrative Services or the  
327 Department of Public Safety for purposes of performing their functions  
328 of collecting social services recoveries and overpayments or amounts  
329 due as support in social services cases, investigating social services  
330 fraud or locating absent parents of public assistance recipients, (4) to  
331 any authorized representative of the Commissioner of Children and  
332 Families necessary information concerning a child or the immediate  
333 family of a child receiving services from the Department of Social  
334 Services, including safety net services, if the Commissioner of Children  
335 and Families or the Commissioner of Social Services has determined  
336 that imminent danger to such child's health, safety or welfare exists to  
337 target the services of the family services programs administered by the  
338 Department of Children and Families, (5) to a town official or other  
339 contractor or authorized representative of the Labor Commissioner  
340 such information concerning an applicant for or a recipient of financial  
341 or medical assistance under [general assistance or] state-administered  
342 general assistance deemed necessary by said commissioners to carry  
343 out their respective responsibilities to serve such persons under the

344 programs administered by the Labor Department that are designed to  
345 serve applicants for or recipients of [general assistance or] state-  
346 administered general assistance, (6) to any authorized representative  
347 of the Commissioner of Mental Health and Addiction Services for the  
348 purposes of the behavioral health managed care program established  
349 by section 17a-453, or (7) to a health insurance provider, in IV-D  
350 support cases, as defined in section 46b-231, as amended, information  
351 concerning a child and the custodial parent of such child that is  
352 necessary to enroll such child in a health insurance plan available  
353 through such provider when the noncustodial parent of such child is  
354 under court order to provide health insurance coverage but is unable  
355 to provide such information, provided the Commissioner of Social  
356 Services determines, after providing prior notice of the disclosure to  
357 such custodial parent and an opportunity for such parent to object,  
358 that such disclosure is in the best interests of the child. No such  
359 representative shall disclose any information obtained pursuant to this  
360 section, except as specified in this section. Any applicant for assistance  
361 provided through said department shall be notified that, if and when  
362 such applicant receives benefits, the department will be providing law  
363 enforcement officials with the address of such applicant upon the  
364 request of any such official pursuant to section 17b-16a.

365 Sec. 12. Section 17b-92 of the general statutes is repealed and the  
366 following is substituted in lieu thereof (*Effective October 1, 2004*):

367 (a) A relocation adjustment payment under Section 114 of the  
368 federal Housing Act of 1949, as amended, shall not be considered  
369 income, earnings, assets or rent in the determination of eligibility  
370 under any public assistance program or any state-administered general  
371 assistance program provided, if a recipient of such assistance receives  
372 a relocation adjustment payment in excess of two hundred fifty  
373 dollars, the Commissioner of Social Services shall not be required to  
374 provide such recipient with similar assistance for moving expenses or  
375 other expenses directly related to relocation. In those instances where a  
376 recipient has received a relocation adjustment payment in excess of

377 two hundred fifty dollars and has also been provided with similar  
378 assistance for moving expenses or other expenses directly related to  
379 relocation, under any public assistance program or any state-  
380 administered general assistance program such recipient shall be  
381 required to transfer or assign to the Commissioner of Social Services an  
382 amount equal to the relocation assistance that had been received from  
383 the Commissioner of Social Services.

384 (b) Any payment made pursuant to section 47-88d to a recipient of  
385 public assistance or state-administered general assistance shall not be  
386 considered income, earnings, assets or rent in the determination of  
387 eligibility for any public assistance program or any state-administered  
388 general assistance program and shall not be deducted from the amount  
389 of assistance to which the recipient would otherwise be entitled.

390 Sec. 13. Subsections (a) and (b) of section 17b-99 of the general  
391 statutes are repealed and the following is substituted in lieu thereof  
392 (*Effective October 1, 2004*):

393 (a) Any vendor found guilty of vendor fraud under sections 53a-290  
394 to 53a-296, inclusive, shall be subject to forfeiture or suspension of any  
395 franchise or license held by such vendor from the state in accordance  
396 with this subsection, after hearing in the manner provided for in  
397 sections 4-176e to 4-180a, inclusive, and 4-181a. Any vendor convicted  
398 of vendor fraud under sections 53a-290 to 53a-296, inclusive, shall have  
399 such license or franchise revoked. Nothing in this subsection shall  
400 preclude any board or commission established under chapters 369 to  
401 376, inclusive, 378 to 381, inclusive, and 383 to 388, inclusive, and the  
402 Department of Public Health with respect to professions under its  
403 jurisdiction which have no board or commission from taking any  
404 action authorized in section 19a-17. Any vendor who is convicted in  
405 any state or federal court of a crime involving fraud in the Medicare  
406 program or Medicaid program or aid to families with dependent  
407 children program or state-administered general assistance program or  
408 temporary family assistance program or state supplement to the

409 federal Supplemental Security Income Program or any federal or state  
410 energy assistance program [or general assistance program] or state-  
411 funded child care program or the refugee program shall be terminated  
412 from such programs, effective upon conviction, except that the  
413 Commissioner of Social Services may delay termination for a period he  
414 deems sufficient to protect the health and well-being of beneficiaries  
415 receiving services from such vendor. A vendor who is ineligible for  
416 federal financial participation shall be ineligible for participation in  
417 such programs. No vendor shall be eligible for reimbursement for any  
418 goods provided or services performed by a person convicted of a crime  
419 involving fraud in such programs. The convicted person may request a  
420 hearing concerning such ineligibility for reimbursement pursuant to  
421 sections 4-176e to 4-180a, inclusive, and 4-181a provided such request  
422 is filed in writing with the Commissioner of Social Services within ten  
423 days of the date of written notice by the commissioner to the person of  
424 such ineligibility. The commissioner shall give notice of such  
425 ineligibility to such vendors by means of publication in the  
426 Connecticut Law Journal following the expiration of said ten-day  
427 hearing request period, if no timely request has been filed, or following  
428 the decision on the hearing. The Commissioner of Social Services may  
429 take such steps as necessary to inform the public of the conviction and  
430 ineligibility for reimbursement. No vendor or person so terminated or  
431 denied reimbursement shall be readmitted to or be eligible for  
432 reimbursement in such programs. Any sums paid as a result of vendor  
433 fraud under sections 53a-290 to 53a-296, inclusive, may be recovered in  
434 an action brought by the state against such person.

435 (b) For the purpose of determining compliance with subsection (a),  
436 all vendors shall notify the commissioner within thirty days after the  
437 date of employment or conviction, whichever is later, of the identity,  
438 interest and extent of services performed by any person convicted of a  
439 crime involving fraud in the Medicare program or Medicaid program  
440 or aid to families with dependent children program or state-  
441 administered general assistance program or temporary family  
442 assistance program or state supplement to the federal Supplemental

443 Security Income Program or any federal or state energy assistance  
444 program [or general assistance program] or state-funded child care  
445 program or the refugee program. Prior to the commissioner's  
446 acceptance of a provider agreement or at any time upon written  
447 request by the commissioner, the vendor shall furnish the  
448 commissioner with the identity of any person convicted of a crime  
449 involving fraud in such programs who has an ownership or control  
450 interest in the vendor or who is an agent or managing employee. The  
451 commissioner shall terminate, refuse to enter into or renew an  
452 agreement with a vendor, except a vendor providing room and board  
453 and services pursuant to section 17b-340, as amended, if such  
454 convicted person has such interest or is such agent or employee. In the  
455 case of a vendor providing room and board and services pursuant to  
456 said section 17b-340, as amended, the commissioner may terminate,  
457 refuse to enter into or renew an agreement after consideration of any  
458 adverse impact on beneficiaries of such termination or refusal.

459 Sec. 14. Section 17b-104 of the general statutes, as amended by  
460 section 38 of public act 03-19 and section 60 of public act 03-3 of the  
461 June 30 special session, is repealed and the following is substituted in  
462 lieu thereof (*Effective October 1, 2004*):

463 (a) The Commissioner of Social Services shall administer the  
464 program of state supplementation to the Supplemental Security  
465 Income Program provided for by the Social Security Act and state law.  
466 The commissioner may delegate any powers and authority to any  
467 deputy, assistant, investigator or supervisor, who shall have, within  
468 the scope of the power and authority so delegated, all of the power  
469 and authority of the Commissioner of Social Services. On and after  
470 January 1, 1994, the commissioner shall establish a standard of need  
471 based on the cost of living in this state for the temporary family  
472 assistance program [,] and the state-administered general assistance  
473 program. [and the general assistance program.] The commissioner  
474 shall make a reinvestigation, at least every twelve months, of all cases  
475 receiving aid from the state, except that such reinvestigation may be

476 conducted every twenty-four months for recipients of assistance to the  
477 elderly or disabled with stable circumstances, and shall maintain all  
478 case records of the several programs administered by the Department  
479 of Social Services so that such records show, at all times, full  
480 information with respect to eligibility of the applicant or recipient. In  
481 the determination of need under any public assistance program, such  
482 income or earnings shall be disregarded as federal law requires, and  
483 such income or earnings may be disregarded as federal law permits.  
484 The commissioner shall encourage and promulgate such incentive  
485 earning programs as are permitted by federal law and regulations.

486 (b) On July 1, 1988, and annually thereafter, the commissioner shall  
487 increase the payment standards over those of the previous fiscal year  
488 under the aid to families with dependent children program, temporary  
489 family assistance program [,] and the state-administered general  
490 assistance program [and for the general assistance program] by the  
491 percentage increase, if any, in the most recent calendar year average in  
492 the consumer price index for urban consumers over the average for the  
493 previous calendar year, provided the annual increase, if any, shall not  
494 exceed five per cent, except that the payment standards for the fiscal  
495 years ending June 30, 1992, June 30, 1993, June 30, 1994, June 30, 1995,  
496 June 30, 1996, June 30, 1997, June 30, 1998, June 30, 1999, June 30, 2000,  
497 June 30, 2001, June 30, 2002, June 30, 2003, June 30, 2004, and June 30,  
498 2005, shall not be increased. On January 1, 1994, the payment  
499 standards shall be equal to the standards of need in effect July 1, 1993.

500 (c) On and after July 1, 1995, the payment standards for families  
501 receiving assistance under the temporary family assistance program [,]  
502 and the state-administered general assistance program [and general  
503 assistance program] shall be equal to seventy-three per cent of the  
504 AFDC standards of need in effect June 30, 1995.

505 (d) For a family living in subsidized housing, income shall be  
506 attributed to such family which shall be eight per cent of the payment  
507 standard for such family.

508 Sec. 15. Section 17b-111 of the general statutes is repealed and the  
509 following is substituted in lieu thereof (*Effective October 1, 2004*):

510 On and after July 1, 1998, the commissioner shall implement a state-  
511 administered general assistance program and on or before April 1,  
512 1997, the commissioner shall implement said program in the fourteen  
513 towns in which the regional or district offices of the Department of  
514 Social Services are located, subject to the restrictions of section 17b-118,  
515 as amended. The commissioner may contract for the implementation  
516 of such program. [A town, with a regional or district office of the  
517 department and a general assistance office, may petition the  
518 commissioner to allow such town to continue the operation of its  
519 general assistance program. The commissioner, in examining such  
520 petition, shall consider the cost effectiveness of such town's general  
521 assistance program.]

522 Sec. 16. Section 17b-118 of the general statutes, as amended by  
523 section 97 of public act 03-3 of the June 30 special session, is repealed  
524 and the following is substituted in lieu thereof (*Effective October 1,*  
525 *2004*):

526 (a) No assistance or care shall be given under sections 17b-111, 17b-  
527 118, as amended, 17b-118a, 17b-118b, 17b-119, as amended, 17b-122  
528 and 17b-124 to 17b-132, inclusive, as amended, to an employable  
529 person by the state or the town liable to support such person in  
530 accordance with section 17b-111. [On and after July 1, 1995, financial]  
531 Financial assistance granted under the [general assistance program  
532 and] state-administered general assistance program, to a person who  
533 has been determined to be a transitional individual, as defined in  
534 section 17b-689, as amended, shall be limited to a twenty-four-month  
535 period of eligibility with no more than ten months of assistance in the  
536 first twelve months of eligibility and no more than six months of  
537 assistance in the second twelve months of eligibility. Persons with  
538 dependent children under eighteen years of age and transitional  
539 individuals who are not classified as such solely due to mental illness

540 or substance abuse who are eligible for assistance under sections 17b-  
541 111, 17b-118, as amended, 17b-118a, 17b-118b, 17b-119, as amended,  
542 17b-122, 17b-124 to 17b-132, inclusive, as amended, 17b-136 to 17b-138,  
543 inclusive, [17b-221] 17b-222 to 17b-250, inclusive, as amended, 17b-256,  
544 17b-263, 17b-340 to 17b-350, inclusive, as amended, and 17b-743 to 17b-  
545 747, inclusive, shall not be subject to the durational limits on assistance  
546 established pursuant to this section. The Commissioner of Social  
547 Services shall adopt regulations, in accordance with the provisions of  
548 chapter 54, to implement the provisions of this subsection.

549 (b) Prior to or upon discontinuance of assistance, a person  
550 previously determined to be a transitional individual may petition the  
551 commissioner to review the determination of his status. In such  
552 review, the commissioner shall consider factors, including but not  
553 limited to: (1) Age; (2) education; (3) vocational training; (4) mental  
554 and physical health; and (5) employment history and shall make a  
555 determination of such person's ability to obtain gainful employment.  
556 The commissioner shall notify the town providing assistance to such  
557 person of his determination. The commissioner shall adopt  
558 regulations, in accordance with the provisions of chapter 54, to  
559 establish a standardized procedure of determining employability.  
560 Upon determination by the commissioner that a transitional individual  
561 is not unemployable, the person shall be ineligible to receive financial  
562 assistance from the town or from the state for one year, unless he  
563 produces medical verification of a substantial deterioration in his  
564 physical or mental condition or a new condition of such severity and  
565 duration that it precludes employment for a period of at least six  
566 months.

567 (c) Notwithstanding any provision of the general statutes, when a  
568 person who is ineligible for financial assistance due to his  
569 employability status or the time limits imposed under subsection (a) of  
570 this section, is currently in or enters a residential substance abuse  
571 treatment facility, the town shall pay his room and board while at such  
572 facility as an expense reimbursable under the general assistance

573 program by the Department of Social Services or the Department of  
574 Mental Health and Addiction Services, provided the person is eligible  
575 to receive medical assistance. The town shall be responsible for these  
576 costs until the date upon which the administration of the general  
577 assistance program is assumed by the state or is officially delegated to  
578 a town by the Commissioner of Social Services, at which time the  
579 Department of Social Services or the Department of Mental Health and  
580 Addiction Services shall assume these costs. Such assistance shall be  
581 paid directly to the treatment facility at a rate established by the  
582 Department of Social Services or negotiated by the Department of  
583 Mental Health and Addiction Services.

584 [(d) The provisions of this section shall take effect no later than  
585 August 31, 1997.]

586 Sec. 17. Section 17b-118a of the general statutes is repealed and the  
587 following is substituted in lieu thereof (*Effective October 1, 2004*):

588 A person (1) at least eighteen years of age and under twenty-one  
589 years of age, (2) living with his family which is receiving benefits  
590 under the temporary family assistance program, and (3) who would be  
591 an eligible dependent in such program if under the age of eighteen  
592 shall be eligible for state-administered general assistance in the  
593 amount of assistance such person would be eligible for under the  
594 temporary family assistance program.

595 Sec. 18. Section 17b-118b of the general statutes is repealed and the  
596 following is substituted in lieu thereof (*Effective October 1, 2004*):

597 A person (1) at least eighteen years of age and under twenty-one  
598 years of age, (2) living with his parents and (3) being claimed as a  
599 dependent of his parents for federal income tax purposes shall not be  
600 eligible to participate in the state-administered general assistance  
601 program.

602 Sec. 19. Section 17b-180a of the general statutes is repealed and the

603 following is substituted in lieu thereof (*Effective October 1, 2004*):

604 The Department of Social Services shall implement an expedited  
605 application and eligibility determination process for the temporary  
606 family assistance program to reduce state-administered general  
607 assistance program expenditures for those applicants potentially  
608 eligible for temporary family assistance.

609 Sec. 20. Section 17b-274 of the general statutes, as amended by  
610 section 19 of public act 03-2 and section 84 of public act 03-3 of the June  
611 30 special session, is repealed and the following is substituted in lieu  
612 thereof (*Effective October 1, 2004*):

613 (a) The Division of Criminal Justice shall periodically investigate  
614 pharmacies to ensure that the state is not billed for a brand name drug  
615 product when a less expensive generic substitute drug product is  
616 dispensed to a Medicaid recipient. The Commissioner of Social  
617 Services shall cooperate and provide information as requested by such  
618 division.

619 (b) A licensed medical practitioner may specify in writing or by a  
620 telephonic or electronic communication that there shall be no  
621 substitution for the specified brand name drug product in any  
622 prescription for a Medicaid, state-administered general assistance,  
623 [general assistance] or ConnPACE recipient, provided (1) the  
624 practitioner specifies the basis on which the brand name drug product  
625 and dosage form is medically necessary in comparison to a chemically  
626 equivalent generic drug product substitution, and (2) the phrase  
627 "brand medically necessary" shall be in the practitioner's handwriting  
628 on the prescription form or, if the prohibition was communicated by  
629 telephonic communication, in the pharmacist's handwriting on such  
630 form, and shall not be preprinted or stamped or initialed on such form.  
631 If the practitioner specifies by telephonic communication that there  
632 shall be no substitution for the specified brand name drug product in  
633 any prescription for a Medicaid, state-administered general assistance,  
634 [general assistance] or ConnPACE recipient, written certification in the

635 practitioner's handwriting bearing the phrase "brand medically  
636 necessary" shall be sent to the dispensing pharmacy within ten days. A  
637 pharmacist shall dispense a generically equivalent drug product for  
638 any drug listed in accordance with the Code of Federal Regulations  
639 Title 42 Part 447.332 for a drug prescribed for a Medicaid, state-  
640 administered general assistance, [general assistance] or ConnPACE  
641 recipient unless the phrase "brand medically necessary" is ordered in  
642 accordance with this subsection and such pharmacist has received  
643 approval to dispense the brand name drug product in accordance with  
644 subsection (c) of this section.

645 (c) The Commissioner of Social Services shall implement a  
646 procedure by which a pharmacist shall obtain approval from an  
647 independent pharmacy consultant acting on behalf of the Department  
648 of Social Services, under an administrative services only contract,  
649 whenever the pharmacist dispenses a brand name drug product to a  
650 Medicaid, state-administered general assistance, [general assistance] or  
651 ConnPACE recipient and a chemically equivalent generic drug  
652 product substitution is available, provided such procedure shall not  
653 require approval for other than initial prescriptions for such drug  
654 product. In cases where the brand name drug is less costly than the  
655 chemically equivalent generic drug when factoring in manufacturers'  
656 rebates, the pharmacist shall dispense the brand name drug. If such  
657 approval is not granted or denied within two hours of receipt by the  
658 commissioner of the request for approval, it shall be deemed granted.  
659 Notwithstanding any provision of this section, a pharmacist shall not  
660 dispense any initial maintenance drug prescription for which there is a  
661 chemically equivalent generic substitution that is for less than fifteen  
662 days without the department's granting of prior authorization,  
663 provided prior authorization shall not otherwise be required for  
664 atypical antipsychotic drugs if the individual is currently taking such  
665 drug at the time the pharmacist receives the prescription. The  
666 pharmacist may appeal a denial of reimbursement to the department  
667 based on the failure of such pharmacist to substitute a generic drug  
668 product in accordance with this section.

669 (d) A licensed medical practitioner shall disclose to the Department  
670 of Social Services or such consultant, upon request, the basis on which  
671 the brand name drug product and dosage form is medically necessary  
672 in comparison to a chemically equivalent generic drug product  
673 substitution. The Commissioner of Social Services shall establish a  
674 procedure by which such a practitioner may appeal a determination  
675 that a chemically equivalent generic drug product substitution is  
676 required for a Medicaid, state-administered general assistance,  
677 [general assistance] or ConnPACE recipient.

678 Sec. 21. Section 17b-274a of the general statutes is repealed and the  
679 following is substituted in lieu thereof (*Effective October 1, 2004*):

680 The Commissioner of Social Services may establish maximum  
681 allowable costs to be paid under the Medicaid, state-administered  
682 general assistance, [general assistance,] ConnPACE and Connecticut  
683 AIDS drug assistance programs for generic prescription drugs based  
684 on, but not limited to, actual acquisition costs. The department shall  
685 implement and maintain a procedure to review and update the  
686 maximum allowable cost list at least annually, and shall report  
687 annually to the joint standing committee of the General Assembly  
688 having cognizance of matters relating to appropriations and the  
689 budgets of state agencies on its activities pursuant to this section.

690 Sec. 22. Section 17b-274b of the general statutes is repealed and the  
691 following is substituted in lieu thereof (*Effective October 1, 2004*):

692 The Commissioner of Social Services may implement a  
693 pharmaceutical purchasing initiative by contracting with an  
694 established entity for the purchase of drugs through the lowest pricing  
695 available notwithstanding the provisions of section 17b-280, as  
696 amended, for Medicaid, state-administered general assistance, [general  
697 assistance,] ConnPACE and Connecticut AIDS drug assistance  
698 recipients. Any entity with whom the commissioner contracts for the  
699 purposes of this section shall have an established pharmaceutical  
700 network and a demonstrated capability of processing the prescription

701 volume anticipated for Medicaid, state-administered general  
702 assistance, [general assistance,] ConnPACE and Connecticut AIDS  
703 drug assistance recipients. The department shall report annually on the  
704 status of the pharmaceutical purchasing initiative to the joint standing  
705 committee of the General Assembly having cognizance of matters  
706 relating to appropriations and the budgets of state agencies.

707 Sec. 23. Section 17b-274c of the general statutes is repealed and the  
708 following is substituted in lieu thereof (*Effective October 1, 2004*):

709 The Commissioner of Social Services may establish a voluntary mail  
710 order option for any maintenance prescription drug covered under the  
711 Medicaid, state-administered general assistance, [general assistance,]  
712 ConnPACE or Connecticut AIDS drug assistance programs.

713 Sec. 24. Section 17b-280 of the general statutes, as amended by  
714 section 2 of public act 03-2 and section 52 of public act 03-3 of the June  
715 30 special session, is repealed and the following is substituted in lieu  
716 thereof (*Effective October 1, 2004*):

717 (a) The state shall reimburse for all legend drugs provided under  
718 the Medicaid, state-administered general assistance, [general  
719 assistance,] ConnPACE and Connecticut AIDS drug assistance  
720 programs at the rate established by the Health Care Finance  
721 Administration as the federal acquisition cost, or, if no such rate is  
722 established, the commissioner shall establish and periodically revise  
723 the estimated acquisition cost in accordance with federal regulations.  
724 Effective October 1, 2003, the commissioner shall also establish a  
725 professional fee of three dollars and thirty cents for each prescription  
726 to be paid to licensed pharmacies for dispensing drugs to Medicaid,  
727 state-administered general assistance, [general assistance,] ConnPACE  
728 and Connecticut AIDS drug assistance recipients in accordance with  
729 federal regulations; and on and after September 4, 1991, payment for  
730 legend and nonlegend drugs provided to Medicaid recipients shall be  
731 based upon the actual package size dispensed. Effective October 1,  
732 1991, reimbursement for over-the-counter drugs for such recipients

733 shall be limited to those over-the-counter drugs and products  
734 published in the Connecticut Formulary, or the cross reference list,  
735 issued by the commissioner. The cost of all over-the-counter drugs and  
736 products provided to residents of nursing facilities, chronic disease  
737 hospitals, and intermediate care facilities for the mentally retarded  
738 shall be included in the facilities' per diem rate.

739 (b) The Department of Social Services may provide an enhanced  
740 dispensing fee to a pharmacy enrolled in the federal Office of  
741 Pharmacy Affairs Section 340B drug discount program established  
742 pursuant to 42 USC 256b or a pharmacy under contract to provide  
743 services under said program.

744 Sec. 25. Section 17b-491a of the general statutes is repealed and the  
745 following is substituted in lieu thereof (*Effective October 1, 2004*):

746 (a) The Commissioner of Social Services may establish a plan for  
747 the prior authorization of (1) any initial prescription for a drug covered  
748 under the Medicaid, state-administered general assistance, [general  
749 assistance] or ConnPACE program that costs five hundred dollars or  
750 more for a thirty-day supply, or (2) any early refill of a prescription  
751 drug covered under any of said programs. The Commissioner of Social  
752 Services shall establish a procedure by which prior authorization  
753 under this subsection shall be obtained from an independent  
754 pharmacy consultant acting on behalf of the Department of Social  
755 Services, under an administrative services only contract. If prior  
756 authorization is not granted or denied within two hours of receipt by  
757 the commissioner of the request for prior authorization, it shall be  
758 deemed granted.

759 (b) The Commissioner of Social Services shall, to increase cost-  
760 efficiency or enhance access to a particular prescription drug, establish  
761 a plan under which the commissioner may designate specific suppliers  
762 of a prescription drug from which a dispensing pharmacy shall order  
763 the prescription to be delivered to the pharmacy and billed by the  
764 supplier to the department. For each prescription dispensed through

765 designated suppliers, the department shall pay the dispensing  
766 pharmacy a handling fee not to exceed four hundred per cent of the  
767 dispensing fee established pursuant to section 17b-280, as amended. In  
768 no event shall the provisions of this subsection be construed to allow  
769 the commissioner to purchase all prescription drugs covered under the  
770 Medicaid, state-administered general assistance, [general assistance]  
771 and ConnPACE programs under one contract.

772 (c) Notwithstanding the provisions of section 17b-262 and any  
773 regulation adopted thereunder, on or after July 1, 2000, the  
774 Commissioner of Social Services may establish a schedule of maximum  
775 quantities of oral dosage units permitted to be dispensed at one time  
776 for prescriptions covered under the Medicaid [ ] and state-  
777 administered general assistance [and general assistance] programs  
778 based on a review of utilization patterns.

779 (d) A plan or schedule established pursuant to subsection (a), (b) or  
780 (c) of this section, as amended by this act, and any revisions thereto  
781 shall be submitted to the joint standing committees of the General  
782 Assembly having cognizance of matters relating to public health,  
783 human services and appropriations and the budgets of state agencies.  
784 Within sixty days of receipt of such a plan or schedule or revisions  
785 thereto, said joint standing committees of the General Assembly shall  
786 approve or deny the plan or schedule or any revisions thereto and  
787 advise the commissioner of their approval or denial of the plan or  
788 schedule or any revisions thereto. The plan or schedule or any  
789 revisions thereto shall be deemed approved unless all committees vote  
790 to reject such plan or schedule or revisions thereto within sixty days of  
791 receipt of such plan or schedule or revisions thereto.

792 Sec. 26. Section 17b-491b of the general statutes is repealed and the  
793 following is substituted in lieu thereof (*Effective October 1, 2004*):

794 The maximum allowable cost paid for Factor VIII pharmaceuticals  
795 under the Medicaid, state-administered general assistance, [general  
796 assistance] and ConnPACE programs shall be the actual acquisition

797 cost plus eight per cent. The Commissioner of Social Services may  
798 designate specific suppliers of Factor VIII pharmaceuticals from which  
799 a dispensing pharmacy shall order the prescription to be delivered to  
800 the pharmacy and billed by the supplier to the Department of Social  
801 Services. If the commissioner so designates specific suppliers of Factor  
802 VIII pharmaceuticals, the department shall pay the dispensing  
803 pharmacy a handling fee equal to eight per cent of the actual  
804 acquisition cost for such prescription.

805 Sec. 27. Section 17b-694 of the general statutes is repealed and the  
806 following is substituted in lieu thereof (*Effective October 1, 2004*):

807 (a) The Labor Commissioner, in consultation with the  
808 Commissioners of Social Services and Mental Health, shall administer  
809 a grant program, within available appropriations, to fund employment  
810 placement projects for recipients of [general assistance or] state-  
811 administered general assistance, cash assistance or medical assistance  
812 or recipients of Medicaid who are eighteen to twenty years of age. A  
813 grant may be awarded to (1) a municipality or group of towns which  
814 form a region based on a project plan providing education, training or  
815 other assistance in securing employment, (2) a private substance abuse  
816 or mental health services provider based on a project plan  
817 incorporating job placement in the treatment process, or (3) a nonprofit  
818 organization providing employment services when no municipality or  
819 group of towns elect to apply for such a grant for a given geographic  
820 area. A plan may include cash incentives as a supplement to wages for  
821 recipients who work.

822 (b) In order to receive funding, a project plan shall be submitted to  
823 the commissioner no later than August first, annually. Funds shall be  
824 disbursed by the commissioner no later than September first, annually.  
825 Projects shall be funded based on the number of recipients to be served  
826 and the level of services to be provided.

827 Sec. 28. Section 17b-730 of the general statutes is repealed and the  
828 following is substituted in lieu thereof (*Effective October 1, 2004*):

829 (a) The Commissioner of Social Services is authorized to take  
830 advantage of any federal statutes and regulations relating to child day  
831 care and shall have the power to administer any federally-assisted  
832 child day care program in the event that said federal statutes or  
833 regulations require that said federally-assisted program be  
834 administered by a single state agency.

835 (b) The Commissioner of Social Services is authorized to take  
836 advantage of Title V of Public Law 88-452, entitled "Economic  
837 Opportunity Act of 1964", with respect to providing work training, aid  
838 and assistance to persons eligible for [general assistance or] public  
839 assistance, and to administer the same in such manner as is required  
840 for the receipt of federal funds therefor.

841 Sec. 29. Section 17b-802 of the general statutes is repealed and the  
842 following is substituted in lieu thereof (*Effective October 1, 2004*):

843 (a) The Commissioner of Social Services shall establish, within  
844 available appropriations, and administer a security deposit guarantee  
845 program for persons who (1) (A) are recipients of temporary family  
846 assistance, aid under the state supplement program, or state-  
847 administered general assistance, [or general assistance,] or (B) have a  
848 documented showing of financial need, and (2) (A) are residing in  
849 emergency shelters or other emergency housing, cannot remain in  
850 permanent housing due to any reason specified in subsection (a) of  
851 section 17b-808, or are served a notice to quit in a summary process  
852 action instituted pursuant to chapter 832, or (B) have a rental assistance  
853 program or federal Section 8 certificate or voucher. Under such  
854 program, the Commissioner of Social Services may provide security  
855 deposit guarantees for use by such persons in lieu of a security deposit  
856 on a rental dwelling unit. Eligible persons may receive a security  
857 deposit guarantee in an amount not to exceed the equivalent of two  
858 months' rent on such rental unit. No person may apply for and receive  
859 a security deposit guarantee more than once in any eighteen-month  
860 period without the express authorization of the Commissioner of

861 Social Services, except as provided in subsection (b) of this section. The  
862 Commissioner of Social Services may establish priorities for allocating  
863 security deposit guarantees between eligible persons described in  
864 subparagraphs (A) and (B) of subdivision (2) of this subsection.

865 (b) In the case of any person who qualifies for a guarantee, the  
866 Commissioner of Social Services, or any emergency shelter under  
867 contract with the Department of Social Services to assist in the  
868 administration of the security deposit guarantee program established  
869 pursuant to subsection (a) of this section, may execute a written  
870 agreement to pay the landlord for any damages suffered by the  
871 landlord due to the tenant's failure to comply with such tenant's  
872 obligations as defined in section 47a-21, as amended, provided the  
873 amount of any such payment shall not exceed the amount of the  
874 requested security deposit. Notwithstanding the provisions of  
875 subsection (a) of this section, if a person who has previously received a  
876 grant for a security deposit or a security deposit guarantee becomes  
877 eligible for a subsequent security deposit guarantee within eighteen  
878 months after a claim has been paid on a prior security deposit  
879 guarantee, such person may receive a security deposit guarantee. The  
880 amount of the subsequent security deposit guarantee for which such  
881 person would otherwise have been eligible shall be reduced by (1) any  
882 amount of a previous grant which has not been returned to the  
883 department pursuant to section 47a-21, as amended, or (2) the amount  
884 of any payment made to the landlord for damages pursuant to this  
885 subsection.

886 (c) Any payment made pursuant to this section to any person  
887 receiving temporary family assistance, aid under the state supplement  
888 program, [general assistance] or state-administered general assistance  
889 shall not be deducted from the amount of assistance to which the  
890 recipient would otherwise be entitled.

891 (d) On and after July 1, 2000, no special need or special benefit  
892 payments shall be made by the commissioner for security deposits

893 from the temporary family assistance, state supplement, or state-  
894 administered general assistance [or general assistance] programs.

895 (e) The Commissioner of Social Services may, within available  
896 appropriations, on a case-by-case basis, provide a security deposit  
897 grant to a person eligible for the security deposit guarantee program  
898 established under subsection (a) of this section, in an amount not to  
899 exceed the equivalent of one month's rent on such rental unit provided  
900 the commissioner determines that emergency circumstances exist  
901 which threaten the health, safety or welfare of a child who resides with  
902 such person. Such person shall not be eligible for more than one such  
903 grant without the authorization of said commissioner. Nothing in this  
904 section shall preclude the approval of such one-month security deposit  
905 grant in conjunction with a one-month security deposit guarantee.

906 (f) The Commissioner of Social Services may provide a security  
907 deposit grant to a person receiving such grant through any emergency  
908 shelter under an existing contract with the Department of Social  
909 Services to assist in the administration of the security deposit program,  
910 but in no event shall a payment be authorized after October 1, 2000.  
911 Nothing in this section shall preclude the commissioner from entering  
912 into a contract with one or more emergency shelters for the purpose of  
913 issuing security deposit guarantees.

914 (g) The Commissioner of Social Services shall adopt regulations, in  
915 accordance with the provisions of chapter 54, to administer the  
916 program established pursuant to this section and to set eligibility  
917 criteria for the program, but may implement the program until June 30,  
918 2003, while in the process of adopting such regulations provided  
919 notice of intent to adopt the regulations is published in the Connecticut  
920 Law Journal within twenty days after implementation.

921 Sec. 30. Subsection (c) of section 17b-853 of the general statutes is  
922 repealed and the following is substituted in lieu thereof (*Effective*  
923 *October 1, 2004*):

924 (c) So much of the cost of a human resource development program  
925 as is not met by either a federal grant-in-aid or by a state grant-in-aid  
926 pursuant to this section may be paid by a municipality, any agency,  
927 board, commission or department thereof, or any public authority, or  
928 any private organization, in cash or in kind, including, but not limited  
929 to, in the discretion of the Commissioner of Social Services, additional  
930 plant and equipment, added services and increases in financial  
931 assistance furnished thereby, provided only such increments in plant  
932 and equipment, services and financial assistance as (1) are used for or  
933 in connection with human resource development programs, and (2)  
934 are funded otherwise than by federal or state financial assistance [and  
935 (3) are not general assistance payments] may be considered as  
936 payment by a municipality under this section.

937 Sec. 31. Section 19a-492b of the general statutes is repealed and the  
938 following is substituted in lieu thereof (*Effective October 1, 2004*):

939 (a) A home health care agency that receives payment for rendering  
940 care to persons receiving medical assistance from the state, [general  
941 assistance medical benefits from a town,] assistance from the  
942 Connecticut home-care program for the elderly pursuant to section  
943 17b-342, or funds obtained through Title XVIII of the Social Security  
944 Amendments of 1965 shall be prohibited from discriminating against  
945 such persons who apply for enrollment to such home health care  
946 agency on the basis of source of payment.

947 (b) Any home health care agency which violates the provisions of  
948 this section shall be subject to suspension or revocation of license.

949 Sec. 32. Subsection (a) of section 19a-533 of the general statutes is  
950 repealed and the following is substituted in lieu thereof (*Effective*  
951 *October 1, 2004*):

952 (a) As used in this section, "nursing home" means any chronic and  
953 convalescent facility or any rest home with nursing supervision, as  
954 defined in section 19a-521, which has a provider agreement with the

955 state to provide services to recipients of funds obtained through Title  
956 XIX of the Social Security Amendments of 1965; and "indigent person"  
957 means any person who is eligible for or who is receiving medical  
958 assistance benefits from the state, [or general assistance benefits from a  
959 town.]

960 Sec. 33. Subdivision (7) of section 19a-659 of the general statutes is  
961 repealed and the following is substituted in lieu thereof (*Effective*  
962 *October 1, 2004*):

963 (7) "Medical assistance" means medical assistance provided under  
964 the [general assistance program, the] state-administered general  
965 assistance program or the Medicaid program.

966 Sec. 34. Subdivision (4) of section 19a-673 of the general statutes, as  
967 amended by section 5 of public act 03-266, is repealed and the  
968 following is substituted in lieu thereof (*Effective October 1, 2004*):

969 (4) "Uninsured patient" means any person who is liable for one or  
970 more hospital charges whose income is at or below two hundred fifty  
971 per cent of the poverty income guidelines who (A) has applied and  
972 been denied eligibility for any medical or health care coverage  
973 provided under the state-administered general assistance program or  
974 the Medicaid program due to failure to satisfy income or other  
975 eligibility requirements, and (B) is not eligible for coverage for hospital  
976 services under the Medicare or CHAMPUS programs, or under any  
977 Medicaid or health insurance program of any other nation, state,  
978 territory or commonwealth, or under any other governmental or  
979 privately sponsored health or accident insurance or benefit program  
980 including, but not limited to, workers' compensation and awards,  
981 settlements or judgments arising from claims, suits or proceedings  
982 involving motor vehicle accidents or alleged negligence.

983 Sec. 35. Subsection (c) of section 20-619 of the general statutes is  
984 repealed and the following is substituted in lieu thereof (*Effective*  
985 *October 1, 2004*):

986 (c) A prescribing practitioner may specify in writing or by a  
987 telephonic or other electronic communication that there shall be no  
988 substitution for the specified brand name drug product in any  
989 prescription, provided (1) in any prescription for a Medicaid, state-  
990 administered general assistance, [general assistance] or ConnPACE  
991 recipient, such practitioner specifies the basis on which the brand  
992 name drug product and dosage form is medically necessary in  
993 comparison to a chemically equivalent generic drug product  
994 substitution, and (2) the phrase "BRAND MEDICALLY NECESSARY",  
995 shall be in the practitioner's handwriting on the prescription form or  
996 on an electronically-produced copy of the prescription form or, if the  
997 prohibition was communicated by telephonic or other electronic  
998 communication that did not reproduce the practitioner's handwriting,  
999 a statement to that effect appears on the form. The phrase "BRAND  
1000 MEDICALLY NECESSARY" shall not be preprinted or stamped or  
1001 initialed on the form. If the practitioner specifies by telephonic or other  
1002 electronic communication that did not reproduce the practitioner's  
1003 handwriting that there shall be no substitution for the specified brand  
1004 name drug product in any prescription for a Medicaid, state-  
1005 administered general assistance, [general assistance] or ConnPACE  
1006 recipient, written certification in the practitioner's handwriting bearing  
1007 the phrase "BRAND MEDICALLY NECESSARY" shall be sent to the  
1008 dispensing pharmacy within ten days.

1009 Sec. 36. Subsections (a) and (b) of section 31-3d of the general  
1010 statutes, as amended by section 97 of public act 03-3 of the June 30  
1011 special session, are repealed and the following is substituted in lieu  
1012 thereof (*Effective October 1, 2004*):

1013 (a) The Labor Commissioner shall develop and implement work  
1014 training opportunities programs in cooperation with municipalities,  
1015 public and private agencies and business and industry in order to  
1016 expand education, training, supportive services and job development  
1017 for the placement of the chronically unemployed with specific  
1018 emphasis on the needs of persons receiving or eligible to receive

1019 [general assistance under the provisions of sections 17b-118, 17b-118a,  
1020 17b-118b, 17b-119, 17b-122, 17b-124 to 17b-132, inclusive, 17b-136 to  
1021 17b-138, inclusive, 17b-221 to 17b-250, inclusive, 17b-256, 17b-263, 17b-  
1022 340 to 17b-350, inclusive, 17b-689, 17b-689b and 17b-743 to 17b-747,  
1023 inclusive] state-administered general assistance program benefits. For  
1024 the purposes of funding such programs, the commissioner may, in  
1025 addition to expending available appropriations, apply for, receive and  
1026 expend funds from federal governmental and private sources.

1027 (b) Participants in such programs shall receive compensation for  
1028 time spent in training at rates established or approved by the Labor  
1029 Commissioner. Participants who are state-administered general  
1030 assistance recipients may earn a net amount up to thirty dollars per  
1031 week in education and training programs established under this  
1032 section, section 31-3b or subsection (a) of section 17b-689, as amended,  
1033 without affecting the amount of their grants. Amounts in excess of  
1034 thirty dollars earned by state-administered general assistance  
1035 recipients for each week of such education or training shall be  
1036 deducted from such recipients' grants. Medical benefits of such  
1037 recipients shall not be affected by participation in such education or  
1038 training. Job placement of participants who have completed training  
1039 shall be limited to positions for which compensation is payable at rates  
1040 consistent with industry practice or in conformity with collective  
1041 bargaining agreements.

1042 Sec. 37. Subsection (b) of section 31-3k of the general statutes is  
1043 repealed and the following is substituted in lieu thereof (*Effective*  
1044 *October 1, 2004*):

1045 (b) Each board, within its region, shall:

1046 (1) Carry out the duties and responsibilities of a private industry  
1047 council under the Job Training Partnership Act, provided the private  
1048 industry council within the region elects by a vote of its members to  
1049 become a board and the Labor Commissioner approves the council as a  
1050 regional work force development board.

1051 (2) Within existing resources and consistent with the state  
1052 employment and training information system and any guidelines  
1053 issued by the commissioner under subsection (b) of section 31-2, and  
1054 with the annual plan developed by the commission under section 31-  
1055 3h, as amended, and approved by the Governor, (A) assess regional  
1056 needs and identify regional priorities for employment and training  
1057 programs, including, but not limited to, an assessment of the special  
1058 employment needs of unskilled and low-skilled unemployed persons,  
1059 including persons receiving state-administered general assistance or  
1060 short-term unemployment assistance, (B) conduct planning for  
1061 regional employment and training programs, (C) coordinate such  
1062 programs to ensure that the programs respond to the needs of labor,  
1063 business and industry, municipalities within the region, the region as a  
1064 whole, and all of its citizens, (D) serve as a clearinghouse for  
1065 information on all employment and training programs in the region,  
1066 (E) prepare and submit an annual plan containing the board's priorities  
1067 and goals for regional employment and training programs to the  
1068 commissioner and the commission for their review and approval, (F)  
1069 review grant proposals and plans submitted to state agencies for  
1070 employment and training programs that directly affect the region to  
1071 determine whether such proposals and plans are consistent with the  
1072 annual regional plan prepared under subparagraph (E) of this  
1073 subdivision and inform the commission and each state agency  
1074 concerned of the results of the review, (G) evaluate the effectiveness of  
1075 employment and training programs within the region in meeting the  
1076 goals contained in the annual regional plan prepared under  
1077 subparagraph (E) of this subdivision and report its findings to the  
1078 commissioner and the commission on an annual basis, (H) ensure the  
1079 effective use of available employment and training resources in the  
1080 region, and (I) allocate funds where applicable for program operations  
1081 in the region.

1082 (3) Provide information to the commissioner concerning (A) all  
1083 employment and training programs, grants or funds to be effective or  
1084 available in the region in the following program year, (B) the source

1085 and purpose of such programs, grants or funds, (C) the projected  
1086 amount of such programs, grants or funds, (D) persons, organizations  
1087 and institutions eligible to participate in such programs or receive such  
1088 grants or funds, (E) characteristics of clients eligible to receive services  
1089 pursuant to such programs, grants or funds, (F) the range of services  
1090 available pursuant to such programs, grants or funds, (G) goals of such  
1091 programs, grants or funds, (H) where applicable, schedules for  
1092 submitting requests for proposals, planning instructions, proposals  
1093 and plans, in connection with such programs, grants or funds, (I) the  
1094 program period for such programs, grants or funds, and (J) any other  
1095 data relating to such programs, grants or funds that the commissioner  
1096 or the commission deems essential for effective state planning.

1097 (4) Carry out the duties and responsibilities of the local board for  
1098 purposes of the federal Workforce Investment Act of 1998, P.L. 105-  
1099 220, as from time to time amended.

1100 (5) Establish a worker training education committee comprised of  
1101 persons from the education and business communities within the  
1102 region, including, but not limited to, regional community-technical  
1103 colleges and regional vocational-technical schools.

1104 Sec. 38. Subsection (c) of section 31-11x of the general statutes is  
1105 repealed and the following is substituted in lieu thereof (*Effective*  
1106 *October 1, 2004*):

1107 (c) The Labor Commissioner shall adopt regulations, in accordance  
1108 with the provisions of chapter 54, establishing criteria for the  
1109 distribution of funds under this section and shall adopt regulations, in  
1110 accordance with chapter 54, to further implement the purposes of this  
1111 section. The criteria shall include requirements that: (1) The program  
1112 receiving state assistance: (A) Involves the Commissioner of Social  
1113 Services in the planning of the program; (B) involves residents in the  
1114 region to be served by the program in the planning and operation of  
1115 the program; (C) involves the business community in the region to be  
1116 served by the program in its development and operation; and (D) gives

1117 priority to persons who receive [general assistance or] state-  
1118 administered general assistance benefits; and (2) a program receiving  
1119 financial assistance has adequate internal administrative controls,  
1120 accounting procedures, personnel standards, evaluation procedures,  
1121 availability of in-service training and technical assistance programs  
1122 and other policies as are necessary to promote the effective use of  
1123 funds received under said programs.

1124 Sec. 39. Subsection (e) of section 31-254 of the general statutes is  
1125 repealed and the following is substituted in lieu thereof (*Effective*  
1126 *October 1, 2004*):

1127 (e) On a biweekly basis, the Department of Social Services shall  
1128 compile a list of individuals who are receiving public assistance under  
1129 the temporary assistance for needy families, Medicaid, food stamp,  
1130 state supplement and state-administered general assistance programs  
1131 and shall transmit such list to the Labor Department. The Labor  
1132 Department shall promptly identify any new employee who is such an  
1133 individual and said department shall transmit to the Department of  
1134 Social Services the name, address and Social Security number of each  
1135 such new employee and the name, address and state and federal tax  
1136 registration or identification numbers of the employer.

1137 Sec. 40. Subsection (b) of section 38a-472 of the general statutes is  
1138 repealed and the following is substituted in lieu thereof (*Effective*  
1139 *October 1, 2004*):

1140 (b) Whenever there is in existence a contract by an insurer for  
1141 payment to, or on behalf of, an applicant or recipient of medical  
1142 assistance under the [general assistance program, the] state-  
1143 administered general assistance program or the Medicaid program  
1144 under said contract on account of bills incurred by the applicant or  
1145 recipient for medical services, including, but not limited to, physician  
1146 services, nursing services, pharmaceutical services, surgical care and  
1147 hospital care, the assignment of the benefits of the contract by such  
1148 applicant or recipient or his legally liable relative pursuant to section

1149 17b-265 shall, upon receipt of notice from the assignee, be authority for  
1150 payment by the insurer directly to the assignee. If notice is provided by  
1151 the assignee to the insurer in accordance with the provisions of section  
1152 17b-265, the insurer shall be liable to the assignee for any amount  
1153 payable to the assignee under the contract.

1154 Sec. 41. Subdivision (3) of section 46a-63 of the general statutes is  
1155 repealed and the following is substituted in lieu thereof (*Effective*  
1156 *October 1, 2004*):

1157 (3) "Lawful source of income" means income derived from social  
1158 security, supplemental security income, housing assistance, child  
1159 support, alimony or public [or general] assistance.

1160 Sec. 42. Subsection (a) of section 46b-169 of the general statutes is  
1161 repealed and the following is substituted in lieu thereof (*Effective*  
1162 *October 1, 2004*):

1163 (a) If the mother of any child born out of wedlock, or the mother of  
1164 any child born to any married woman during marriage which child  
1165 shall be found not to be issue of the marriage terminated by a decree of  
1166 divorce or dissolution or by decree of any court of competent  
1167 jurisdiction, fails or refuses to disclose the name of the putative father  
1168 of such child under oath to the Commissioner of Social Services, if such  
1169 child is a recipient of public assistance, [or to a selectman of a town in  
1170 which such child resides, if such child is a recipient of general  
1171 assistance,] or otherwise to a guardian or a guardian ad litem of such  
1172 child, such mother may be cited to appear before any judge of the  
1173 Superior Court and compelled to disclose the name of the putative  
1174 father under oath and to institute an action to establish the paternity of  
1175 said child.

1176 Sec. 43. Subsection (b) of section 46b-215b of the general statutes, as  
1177 amended by section 1 of public act 03-130, is repealed and the  
1178 following is substituted in lieu thereof (*Effective October 1, 2004*):

1179 (b) In any determination pursuant to subsection (a) of this section,  
1180 when a party has been determined by the Social Security  
1181 Administration, or a state agency authorized to award disability  
1182 benefits, to qualify for disability benefits under the federal  
1183 Supplemental Security Income Program, the Social Security disability  
1184 program, the state supplement to the federal Supplemental Security  
1185 Income Program, or the state-administered general assistance  
1186 program, [or the general assistance program,] parental earning  
1187 capacity shall not be a basis for deviating from the presumptive  
1188 support amount that results from the application of the child support  
1189 guidelines to such party's income.

1190 Sec. 44. Subsection (b) of section 52-259b of the general statutes is  
1191 repealed and the following is substituted in lieu thereof (*Effective*  
1192 *October 1, 2004*):

1193 (b) There shall be a rebuttable presumption that a person is indigent  
1194 and unable to pay a fee or fees or the cost of service of process if (1)  
1195 such person receives public assistance or (2) such person's income after  
1196 taxes, mandatory wage deductions and child care expenses is one  
1197 hundred twenty-five per cent or less of the federal poverty level. For  
1198 purposes of this subsection, "public assistance" includes, but is not  
1199 limited to, [general assistance,] state-administered general assistance,  
1200 temporary family assistance, aid to the aged, blind and disabled, food  
1201 stamps and Supplemental Security Income.

1202 Sec. 45. Subsection (b) of section 54-210 of the general statutes is  
1203 repealed and the following is substituted in lieu thereof (*Effective*  
1204 *October 1, 2004*):

1205 (b) Payment of compensation under this chapter may be made to a  
1206 person who is a recipient of public assistance [,] or state-administered  
1207 general assistance [or general assistance] for necessary and reasonable  
1208 expenses related to injuries resulting from a crime and not provided  
1209 for by the income assistance program in which such person is a  
1210 participant. Unless required by federal law, no such payment shall be

1211 considered an asset for purposes of eligibility for such assistance.

1212 Sec. 46. Section 7-406 of the general statutes, as amend by section 97  
1213 of public at 03-3 of the June 30 special session, is repealed and the  
1214 following is substituted in lieu thereof (*Effective October 1, 2004*):

1215 The board of finance or other corresponding board in each town, or,  
1216 if there is no such board, the selectmen, shall annually prepare and  
1217 have published a town report. Such report shall be available for  
1218 distribution and shall contain, in addition to reports of town officers or  
1219 boards required by law to be included, a statement of the amount  
1220 received by such town under the provisions of part IIa of chapter 240  
1221 together with an itemized account of the disposition of such amount,  
1222 and such other matter as the board of finance or other corresponding  
1223 board deems advisable. Towns with a population of five thousand or  
1224 less, as computed by the Secretary of the Office of Policy and  
1225 Management, shall publish their receipts and expenditures and the  
1226 names of all persons, firms or corporations, other than recipients of  
1227 support under sections 17b-118, as amended, 17b-118a, 17b-118b, 17b-  
1228 119, as amended, 17b-122, 17b-124 to 17b-132, inclusive, as amended,  
1229 17b-136 to 17b-138, inclusive, [17b-221] 17b-222 to 17b-250, inclusive, as  
1230 amended, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive, as amended,  
1231 17b-689, as amended, 17b-689b and 17b-743 to 17b-747, inclusive,  
1232 receiving money from such towns, together with the total amount of  
1233 payments in excess of fifty dollars to each, unless such town has a  
1234 bookkeeping system approved by the secretary setting forth all the  
1235 receipts and expenditures in detail, in which case it shall not be  
1236 necessary for the town to publish in its report the names of all persons,  
1237 firms or corporations receiving money from such towns, together with  
1238 the total amount of payments in excess of fifty dollars to each.

1239 Sec. 47. Section 10a-194a of the general statutes, as amended by  
1240 section 97 of public act 03-3 of the June 30 special session, is repealed  
1241 and the following is substituted in lieu thereof (*Effective October 1,*  
1242 *2004*):

1243 The authority shall report the terms and conditions of all financings  
1244 and refinancings of nursing homes to the Commissioner of Social  
1245 Services who shall make rate adjustments in accordance with the  
1246 provisions of sections 17b-118, as amended, 17b-118a, 17b-118b, 17b-  
1247 119, as amended, 17b-122, 17b-124 to 17b-132, inclusive, as amended,  
1248 17b-136 to 17b-138, inclusive, [17b-221] 17b-222 to 17b-250, inclusive, as  
1249 amended, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive, as amended,  
1250 17b-689, as amended, 17b-689b and 17b-743 to 17b-747, inclusive.

1251 Sec. 48. Subsection (b) of section 17a-600 of the general statutes, as  
1252 amended by section 97 of public act 03-3 of the June 30 special session,  
1253 is repealed and the following is substituted in lieu thereof (*Effective*  
1254 *October 1, 2004*):

1255 (b) The expense of confinement, support and treatment of any  
1256 acquittee committed to the jurisdiction of the board shall be computed  
1257 and paid for in accordance with the provisions of sections 17a-528, 17b-  
1258 118, as amended, 17b-118a, 17b-118b, 17b-119, as amended, 17b-122,  
1259 17b-124 to 17b-132, inclusive, as amended, 17b-136 to 17b-138,  
1260 inclusive, [17b-221] 17b-222 to 17b-250, inclusive, as amended, 17b-256,  
1261 17b-263, 17b-340 to 17b-350, inclusive, as amended, 17b-689, as  
1262 amended, 17b-689b and 17b-743 to 17b-747, inclusive.

1263 Sec. 49. Section 17b-13 of the general statutes, as amended by section  
1264 97 of public act 03-3 of the June 30 special session, is repealed and the  
1265 following is substituted in lieu thereof (*Effective October 1, 2004*):

1266 The Commissioner of Social Services is designated as the agency of  
1267 the state to administer or supervise the administration of financial aid  
1268 for emergency relief purposes which the United States government has  
1269 authorized or may authorize to be given to the several states. The State  
1270 Treasurer is directed to receive all money granted by the United States  
1271 or by any agency thereof and to hold the same separate from all other  
1272 funds of the state. Funds granted to the state for emergency relief  
1273 purposes shall be disbursed by the Treasurer, upon voucher of the  
1274 Comptroller, under direction of and subject to the regulations of said

1275 commissioner. Unless otherwise provided by the terms of the federal  
1276 authorization, such money shall be distributed by said commissioner  
1277 to the several towns of this state for emergency relief in the state and  
1278 shall be used by such towns in accordance with, and shall be subject to,  
1279 the provisions of sections 17b-118, as amended, 17b-118a, 17b-118b,  
1280 17b-119, as amended, 17b-122, 17b-124 to 17b-132, inclusive, as  
1281 amended, 17b-136 to 17b-138, inclusive, [17b-221] 17b-222 to 17b-250,  
1282 inclusive, as amended, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive,  
1283 as amended, 17b-689, as amended, 17b-689b and 17b-743 to 17b-747,  
1284 inclusive. The remaining cost of providing such relief, after deduction  
1285 of the federal contribution thereto, shall be borne by the state and the  
1286 towns in accordance with the provisions of section 17b-134, as  
1287 amended; but such cost shall not include administrative expense  
1288 unless included in the federal authorization.

1289 Sec. 50. Subsection (b) of section 17b-124 of the general statutes, as  
1290 amended by section 97 of public act 03-3 of the June 30 special session,  
1291 is repealed and the following is substituted in lieu thereof (*Effective*  
1292 *October 1, 2004*):

1293 (b) Each person having in his possession or control any property of  
1294 any person for whom an application has been filed for medical  
1295 assistance under sections 17b-118, as amended, 17b-118a, 17b-118b,  
1296 17b-119, as amended, 17b-122, 17b-124 to 17b-132, inclusive, as  
1297 amended, 17b-136 to 17b-138, inclusive, [17b-221] 17b-222 to 17b-250,  
1298 inclusive, as amended, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive,  
1299 as amended, 17b-689, as amended, 17b-689b and 17b-743 to 17b-747,  
1300 inclusive, or being indebted to him, or having knowledge of any  
1301 property or income, including wages, belonging to him, or having  
1302 knowledge of any other information relevant to such person's  
1303 eligibility for such assistance, and any officer having control of the  
1304 books and accounts of any corporation which has possession or control  
1305 of any property or income, including wages, belonging to any such  
1306 person, or is indebted to him, or having knowledge of such  
1307 information, shall, upon presentation by a medical provider or its

1308 attorney of a signed certificate stating that an application signed by  
1309 such person has been made for medical assistance, make full  
1310 disclosure to such provider as to any such property or income,  
1311 including wages or indebtedness or such other information relevant to  
1312 such person's eligibility. Any person who violates any provision of this  
1313 section shall be fined not more than one hundred dollars and shall pay  
1314 just damages to the provider injured thereby.

1315 Sec. 51. Subsection (a) of section 42 of public act 03-3 of the June 30  
1316 special session is repealed and the following is substituted in lieu  
1317 thereof (*Effective October 1, 2004*):

1318 (a) Notwithstanding the provisions of sections [17b-7,] 17b-111, 17b-  
1319 111b, 17b-118, as amended, 17b-118a, and 17b-118b, [and 17b-221,] the  
1320 Commissioner of Social Services shall operate a state-administered  
1321 general assistance program in accordance with this section and section  
1322 44 of [this act] public act 03-3 of the June 30 special session and  
1323 sections 17b-78, as amended, 17b-119, as amended, 17b-131, as  
1324 amended, 17b-257, as amended, and 17b-689, as amended.  
1325 Notwithstanding any provision of the general statutes, on and after  
1326 October 1, 2003, no town shall be reimbursed by the state for any  
1327 general assistance medical benefits incurred after September 30, 2003,  
1328 and on and after March 1, 2004, no town shall be reimbursed by the  
1329 state for any general assistance cash benefits or general assistance  
1330 program administrative costs incurred after February 29, 2004.

1331 Sec. 52. Section 17b-126 of the general statutes, as amended by  
1332 section 97 of public act 03-3 of the June 30 special session, is repealed  
1333 and the following is substituted in lieu thereof (*Effective October 1,*  
1334 *2004*):

1335 If any person receiving such aid neglects or refuses to sign such  
1336 agreement, the selectmen are authorized to file a lien against such  
1337 property, or against the real property of any legally liable relative of  
1338 any person receiving aid or support under sections [17b-221] 17b-222  
1339 to 17b-250, inclusive, as amended, 17b-256, 17b-263, 17b-340 to 17b-350,

1340 inclusive, as amended, 17b-689, as amended, 17b-689b and 17b-743 to  
1341 17b-747, inclusive, to secure the disbursements of such town made  
1342 prior to filing such lien and any disbursements thereafter made, and  
1343 such lien from the time of filing shall have the same force and effect  
1344 and may be foreclosed in the same manner as any agreement provided  
1345 for in section 17b-125.

1346 Sec. 53. Subsection (c) of section 17b-127 of the general statutes, as  
1347 amended by section 97 of public act 03-3 of the June 30 special session,  
1348 is repealed and the following is substituted in lieu thereof (*Effective*  
1349 *October 1, 2004*):

1350 (c) Any person who defrauds the town to obtain any monetary  
1351 award to which such person is not entitled, assists another person in so  
1352 defrauding the town or with intent to defraud, or violates any other  
1353 provision of sections 17b-118, as amended, 17b-118a, 17b-118b, 17b-  
1354 119, as amended, 17b-122, 17b-124 to 17b-132, inclusive, as amended,  
1355 17b-136 to 17b-138, inclusive, [17b-221] 17b-222 to 17b-250, inclusive, as  
1356 amended, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive, as amended,  
1357 17b-689, as amended, 17b-689b and 17b-743 to 17b-747, inclusive, shall  
1358 be subject to the penalties for larceny under sections 53a-122 and 53a-  
1359 123, depending on the amount involved. Any person convicted of  
1360 violating this section shall be terminated from participation in the  
1361 program for a period of at least one year.

1362 Sec. 54. Subsection (b) of section 17b-128 of the general statutes, as  
1363 amended by section 97 of public act 03-3 of the June 30 special session,  
1364 is repealed and the following is substituted in lieu thereof (*Effective*  
1365 *October 1, 2004*):

1366 (b) Any town that overpays a person receiving financial assistance  
1367 under sections 17b-118, as amended, 17b-118a, 17b-118b, 17b-119, as  
1368 amended, 17b-122, 17b-124 to 17b-132, inclusive, as amended, 17b-136  
1369 to 17b-138, inclusive, [17b-221] 17b-222 to 17b-250, inclusive, as  
1370 amended, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive, as amended,  
1371 17b-689, as amended, 17b-689b and 17b-743 to 17b-747, inclusive, shall

1372 recover such overpayment from such person's ongoing assistance. The  
1373 amount of such recovery shall not exceed ten per cent of such person's  
1374 ongoing benefit in any month.

1375 Sec. 55. Section 17b-129 of the general statutes, as amended by  
1376 section 97 of public act 03-3 of the June 30 special session, is repealed  
1377 and the following is substituted in lieu thereof (*Effective October 1,*  
1378 *2004*):

1379 (a) If any beneficiary of aid under sections 17b-118, as amended,  
1380 17b-118a, 17b-118b, 17b-119, as amended, 17b-122, 17b-124 to 17b-132,  
1381 inclusive, as amended, 17b-136 to 17b-138, inclusive, [17b-221] 17b-222  
1382 to 17b-250, inclusive, as amended, 17b-256, 17b-263, 17b-340 to 17b-350,  
1383 inclusive, as amended, 17b-689, as amended, 17b-689b and 17b-743 to  
1384 17b-747, inclusive, has a cause of action, a town that provided aid to  
1385 such beneficiary shall have a claim against the proceeds of such cause  
1386 of action for the amount of such aid or fifty per cent of the proceeds  
1387 received by such beneficiary after payment of all expenses connected  
1388 with the cause of action, whichever is less, which shall have priority  
1389 over all other unsecured claims and unrecorded encumbrances. Such  
1390 claim shall be a lien, subordinate to any interest the state may possess  
1391 under section 17b-94, against the proceeds from such cause of action,  
1392 for the amount established in accordance with this section, and such  
1393 lien shall have priority over all other claims except attorney's fees for  
1394 such causes of action, expenses of suit, costs of hospitalization  
1395 connected with the cause of action by whomever paid, over and above  
1396 hospital insurance or other such benefits, and, for such period of  
1397 hospitalization as was not paid for by the town, physician's fees for  
1398 services during any such period as are connected with the cause of  
1399 action over and above medical insurance or other such benefits. Where  
1400 the state also has a claim against the proceeds of such cause of action  
1401 under section 17b-94, the total amount of the claims by the state under  
1402 said section and the town under this subsection shall not exceed fifty  
1403 per cent of the proceeds received by the recipient after the allowable  
1404 expenses and the town's claim shall be reduced accordingly. The

1405 proceeds of such causes of action shall be assignable to the town for  
1406 payment of such lien irrespective of any other provision of law except  
1407 section 17b-94. Upon presentation to the attorney for the beneficiary of  
1408 an assignment of such proceeds executed by the beneficiary or his  
1409 conservator or guardian, such assignment shall constitute an  
1410 irrevocable direction to the attorney to pay the town in accordance  
1411 with its terms.

1412 (b) In the case of an inheritance of an estate by a beneficiary of aid  
1413 under sections 17b-118, as amended, 17b-118a, 17b-118b, 17b-119, as  
1414 amended, 17b-122, 17b-124 to 17b-132, inclusive, as amended, 17b-136  
1415 to 17b-138, inclusive, [17b-221] 17b-222 to 17b-250, inclusive, as  
1416 amended, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive, as amended,  
1417 17b-689, as amended, 17b-689b and 17b-743 to 17b-747, inclusive, fifty  
1418 per cent of the assets of the estate payable to the beneficiary or the  
1419 amount of such assets equal to the amount of assistance paid,  
1420 whichever is less, shall be assignable to the town. Where the state also  
1421 has an assignment of such assets under section 17b-94, the total  
1422 amount of the claims of the state under said section and the town  
1423 under this subsection shall not exceed fifty per cent of the assets of the  
1424 estate payable to the beneficiary and the town's assigned share shall be  
1425 reduced accordingly. The Court of Probate shall accept any such  
1426 assignment executed by the beneficiary and filed by the town with the  
1427 court prior to the distribution of such inheritance, and to the extent of  
1428 such inheritance not already distributed, the court shall order  
1429 distribution in accordance therewith. If the town receives any assets of  
1430 an estate pursuant to any such assignment, the town shall be subject to  
1431 the same duties and liabilities concerning such assigned assets as the  
1432 beneficiary.

1433 (c) No claim shall be made, or lien applied, against any payment  
1434 made pursuant to chapter 135, any payment made pursuant to section  
1435 47-88d or 47-287, any court-ordered retroactive rent abatement,  
1436 including any made pursuant to subsection (e) of section 47a-14h, as  
1437 amended, or section 47a-4a, 47a-5 or 47a-57, or any security deposit

1438 refund pursuant to subsection (d) of section 47a-21, as amended, paid  
1439 to a beneficiary of assistance under sections 17b-118, as amended, 17b-  
1440 118a, 17b-118b, 17b-119, as amended, 17b-122, 17b-124 to 17b-132,  
1441 inclusive, as amended, 17b-136 to 17b-138, inclusive, [17b-221] 17b-222  
1442 to 17b-250, inclusive, as amended, 17b-256, 17b-263, 17b-340 to 17b-350,  
1443 inclusive, as amended, 17b-689, as amended, 17b-689b and 17b-743 to  
1444 17b-747, inclusive.

1445 Sec. 56. Section 17b-250 of the general statutes, as amended by  
1446 section 97 of public act 03-3 of the June 30 special session, is repealed  
1447 and the following is substituted in lieu thereof (*Effective October 1,*  
1448 *2004*):

1449 When any person has been transferred from the Connecticut  
1450 Correctional Institution, Somers, the Connecticut Correctional  
1451 Institution, Niantic, or its maximum security division, the John R.  
1452 Manson Youth Institution, Cheshire, or a community correctional  
1453 center to a state hospital, such person's hospital expense prior to the  
1454 termination of his sentence shall be charged to the state. If any person,  
1455 transferred from a correctional institution or community correction  
1456 center is committed to or otherwise remains in a state hospital after the  
1457 expiration of his sentence, such person's hospital expense shall be paid  
1458 to the state in the manner provided for payment in sections 17b-118, as  
1459 amended, 17b-118a, 17b-118b, 17b-119, as amended, 17b-122, 17b-124  
1460 to 17b-132, inclusive, as amended, 17b-136 to 17b-138, inclusive, [17b-  
1461 221] 17b-222 to 17b-250, inclusive, as amended, 17b-256, 17b-263, 17b-  
1462 340 to 17b-350, inclusive, as amended, 17b-689, as amended, 17b-689b  
1463 and 17b-743 to 17b-747, inclusive.

1464 Sec. 57. Section 17b-351 of the general statutes is repealed and the  
1465 following is substituted in lieu thereof (*Effective October 1, 2004*):

1466 (a) Notwithstanding the provisions of sections [17b-7,] 17b-8 or 17b-  
1467 9, as amended, any nursing home participating in the Title XVIII and  
1468 Title XIX programs may, on a one-time basis, increase its licensed bed  
1469 capacity and implement a capital construction project to accomplish

1470 such an increase without being required to request or obtain approval  
1471 of the increase in services, licensed bed capacity or the capital  
1472 expenditures program from the Department of Social Services  
1473 provided that the project (1) shall not require licensure by the  
1474 Department of Public Health of more than ten additional nursing  
1475 home beds and (2) the total capital cost of said program shall not  
1476 exceed thirty thousand dollars per bed, adjusted for inflation annually  
1477 by said department.

1478 Sec. 58. Section 18-87 of the general statutes, as amended by section  
1479 97 of public act 03-3 of the June 30 special session, is repealed and the  
1480 following is substituted in lieu thereof (*Effective October 1, 2004*):

1481 The Commissioner of Correction may transfer any inmate of any of  
1482 the institutions of the Department of Correction to any other  
1483 appropriate state institution with the concurrence of the  
1484 superintendent of such institution or to the Department of Children  
1485 and Families when the Commissioner of Correction finds that the  
1486 welfare or health of the inmate requires it. When an inmate, after the  
1487 expiration of his sentence, is committed to or otherwise remains in the  
1488 institution to which he was transferred, the expense of his treatment  
1489 and support shall be paid as provided by sections 17b-118, as  
1490 amended, 17b-118a, 17b-118b, 17b-119, as amended, 17b-122, 17b-124  
1491 to 17b-132, inclusive, as amended, 17b-136 to 17b-138, inclusive, [17b-  
1492 221] 17b-222 to 17b-250, inclusive, as amended, 17b-256, 17b-263, 17b-  
1493 340 to 17b-350, inclusive, as amended, 17b-689, as amended, 17b-689b,  
1494 and 17b-743 to 17b-747, inclusive. No transfer of any person who has  
1495 attained the age of eighteen years shall be made to the Department of  
1496 Children and Families, and no transfer of any person who has not  
1497 attained the age of eighteen to the Department of Children and  
1498 Families shall be made unless the Commissioner of Children and  
1499 Families finds that such person would benefit from a transfer to the  
1500 Department of Children and Families and agrees to accept such person  
1501 and such person has given his written consent to such transfer. Such  
1502 person transferred to the Department of Children and Families shall be

1503 deemed to be committed to the custody of the Commissioner of  
1504 Children and Families. The Commissioner of Children and Families  
1505 shall have the power to terminate the commitment and release such  
1506 person at any time he determines such termination and release would  
1507 be in such person's best interest, and shall have the power to return  
1508 such person to the jurisdiction of the Commissioner of Correction. The  
1509 transfer of any person under this section to the Department of  
1510 Children and Families shall not result in the person so transferred  
1511 being in the custody of the Commissioner of Correction and the  
1512 Commissioner of Children and Families for a total of less than the  
1513 minimum nor more than the maximum term he would have been in  
1514 the custody of the Commissioner of Correction had he not been so  
1515 transferred.

1516 Sec. 59. Section 19a-255 of the general statutes, as amended by  
1517 section 97 of public act 03-3 of the June 30 special session, is repealed  
1518 and the following is substituted in lieu thereof (*Effective October 1,*  
1519 *2004*):

1520 Any resident of the state afflicted with tuberculosis in any form,  
1521 who requires medical care for tuberculosis and who applies for care,  
1522 shall be received: (1) In a state chronic disease hospital; (2) in a private  
1523 hospital or clinic; or (3) by a physician or other health care provider  
1524 without regard to the financial condition of the patient. The cost of care  
1525 and treatment of such patients shall be computed in accordance with  
1526 the provisions of sections 17b-118, as amended, 17b-118a, 17b-118b,  
1527 17b-119, as amended, 17b-122, 17b-124 to 17b-132, inclusive, as  
1528 amended, 17b-136 to 17b-138, inclusive, [17b-221] 17b-222 to 17b-250,  
1529 inclusive, as amended, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive,  
1530 as amended, 17b-689, as amended, 17b-689b and 17b-743 to 17b-747,  
1531 inclusive, and section 4-67c and shall be paid by the state if such cost is  
1532 deemed appropriate by the Commissioner of Public Health to the  
1533 treatment of tuberculosis.

1534 Sec. 60. Subsection (f) of section 52-57 of the general statutes, as

1535 amended by section 97 of public act 03-3 of the June 30 special session,  
1536 is repealed and the following is substituted in lieu thereof (*Effective*  
1537 *October 1, 2004*):

1538 (f) When the other methods of service of process provided under  
1539 this section or otherwise provided by law cannot be effected, in actions  
1540 concerning the establishment, enforcement or modification of child  
1541 support orders other than actions for dissolution of marriage,  
1542 including, but not limited to, such actions under sections 17b-118, as  
1543 amended, 17b-118a, 17b-118b, 17b-119, as amended, 17b-122, 17b-124  
1544 to 17b-132, inclusive, as amended, 17b-136 to 17b-138, inclusive, [17b-  
1545 221] 17b-222 to 17b-250, inclusive, as amended, 17b-256, 17b-263, 17b-  
1546 340 to 17b-350, inclusive, as amended, 17b-689, as amended, 17b-689b,  
1547 17b-743 to 17b-747, inclusive, and 46b-212 to 46b-213v, inclusive, and  
1548 chapters 815, 815p, 815t, 815y and 816, and actions to implement  
1549 garnishments for support under section 52-362, as amended, service of  
1550 process may be made upon a party to the action by one of the  
1551 following methods, provided proof of receipt of such process by such  
1552 party is presented to the court in accordance with rules promulgated  
1553 by the judges of the Superior Court:

1554 (1) By certified mail to a party to the action addressed to the  
1555 employer of such party. Any service of process so sent shall include on  
1556 the outside envelope the words "To be delivered to the employee in  
1557 accordance with subsection (f) of section 52-57". The employer shall  
1558 accept any such service of process sent by certified mail and promptly  
1559 deliver such certified mail to the employee; or

1560 (2) When a party to an action under this subsection is employed by  
1561 an employer with fifteen or more employees, by personal service upon  
1562 an official of the employer designated as an agent to accept service of  
1563 process in actions brought under this subsection. Every employer with  
1564 fifteen or more employees doing business in this state shall designate  
1565 an official to accept service of process for employees who are parties to  
1566 such actions. The person so served shall promptly deliver such process

1567 to the employee.

1568 Sec. 61. Subsection (n) of section 54-56d of the general statutes, as  
1569 amended by sections 17 and 97 of public act 03-3 of the June 30 special  
1570 session, is repealed and the following is substituted in lieu thereof  
1571 (*Effective October 1, 2004*):

1572 (n) The cost of the examination effected by the Commissioner of  
1573 Mental Health and Addiction Services and of testimony of persons  
1574 conducting the examination effected by the commissioner shall be paid  
1575 by the Department of Mental Health and Addiction Services. The cost  
1576 of the examination and testimony by physicians appointed by the  
1577 court shall be paid by the Judicial Department. If the defendant is  
1578 indigent, the fee of the person selected by the defendant to observe the  
1579 examination and to testify on his behalf shall be paid by the Public  
1580 Defender Services Commission. The expense of treating a defendant  
1581 placed in the custody of the Commissioner of Mental Health and  
1582 Addiction Services, the Commissioner of Children and Families or the  
1583 Commissioner of Mental Retardation pursuant to subdivision (2) of  
1584 subsection (h) of this section or subsection (i) of this section shall be  
1585 computed and paid for in the same manner as is provided for persons  
1586 committed by a probate court under the provisions of sections 17b-118,  
1587 as amended, 17b-118a, 17b-118b, 17b-119, as amended, 17b-122, 17b-  
1588 124 to 17b-132, inclusive, as amended, 17b-136 to 17b-138, inclusive,  
1589 [17b-221] 17b-222 to 17b-250, inclusive, as amended, 17b-256, 17b-263,  
1590 17b-340 to 17b-350, inclusive, as amended, 17b-689, as amended, 17b-  
1591 689b and 17b-743 to 17b-747, inclusive.

1592 Sec. 62. (*Effective October 1, 2004*) Sections 17b-7, 17b-111b, 17b-221  
1593 and 17b-810 of the general statutes are repealed.

This act shall take effect as follows:	
Section 1	<i>October 1, 2004</i>
Sec. 2	<i>October 1, 2004</i>
Sec. 3	<i>October 1, 2004</i>

Sec. 4	October 1, 2004
Sec. 5	October 1, 2004
Sec. 6	October 1, 2004
Sec. 7	October 1, 2004
Sec. 8	October 1, 2004
Sec. 9	October 1, 2004
Sec. 10	October 1, 2004
Sec. 11	October 1, 2004
Sec. 12	October 1, 2004
Sec. 13	October 1, 2004
Sec. 14	October 1, 2004
Sec. 15	October 1, 2004
Sec. 16	October 1, 2004
Sec. 17	October 1, 2004
Sec. 18	October 1, 2004
Sec. 19	October 1, 2004
Sec. 20	October 1, 2004
Sec. 21	October 1, 2004
Sec. 22	October 1, 2004
Sec. 23	October 1, 2004
Sec. 24	October 1, 2004
Sec. 25	October 1, 2004
Sec. 26	October 1, 2004
Sec. 27	October 1, 2004
Sec. 28	October 1, 2004
Sec. 29	October 1, 2004
Sec. 30	October 1, 2004
Sec. 31	October 1, 2004
Sec. 32	October 1, 2004
Sec. 33	October 1, 2004
Sec. 34	October 1, 2004
Sec. 35	October 1, 2004
Sec. 36	October 1, 2004
Sec. 37	October 1, 2004
Sec. 38	October 1, 2004
Sec. 39	October 1, 2004
Sec. 40	October 1, 2004
Sec. 41	October 1, 2004
Sec. 42	October 1, 2004
Sec. 43	October 1, 2004

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Sec. 44	<i>October 1, 2004</i>
Sec. 45	<i>October 1, 2004</i>
Sec. 46	<i>October 1, 2004</i>
Sec. 47	<i>October 1, 2004</i>
Sec. 48	<i>October 1, 2004</i>
Sec. 49	<i>October 1, 2004</i>
Sec. 50	<i>October 1, 2004</i>
Sec. 51	<i>October 1, 2004</i>
Sec. 52	<i>October 1, 2004</i>
Sec. 53	<i>October 1, 2004</i>
Sec. 54	<i>October 1, 2004</i>
Sec. 55	<i>October 1, 2004</i>
Sec. 56	<i>October 1, 2004</i>
Sec. 57	<i>October 1, 2004</i>
Sec. 58	<i>October 1, 2004</i>
Sec. 59	<i>October 1, 2004</i>
Sec. 60	<i>October 1, 2004</i>
Sec. 61	<i>October 1, 2004</i>
Sec. 62	<i>October 1, 2004</i>

**Statement of Purpose:**

To make revisions to the general statutes necessitated by the elimination of the general assistance program.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*