



General Assembly

May, 2004 Special Session

**Bill No. 5801**

LCO No. 5476

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Referred to Committee on No Committee

Introduced by:

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

SEN. SULLIVAN, 5<sup>th</sup> Dist.

***AN ACT CONCERNING BUDGET IMPLEMENTATION.***

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

1 Section 1. (*Effective July 1, 2004*) Up to \$100,000 of federal funds  
2 available to the Department of Social Services shall be transferred to  
3 the Commission on Fire Prevention and Control, during the fiscal year  
4 ending June 30, 2005, to reimburse municipalities for the costs of  
5 emergency responses.

6 Sec. 2. (*Effective July 1, 2004*) The sum of \$1,000,000 appropriated to  
7 DEBT SERVICE - STATE TREASURER, Debt Service, for the fiscal year  
8 ending June 30, 2005, shall be transferred to the appropriation to DEBT  
9 SERVICE - STATE TREASURER, CHEFA Day Care Security, for said  
10 fiscal year.

11 Sec. 3. (*Effective July 1, 2004*) The sum of \$3,774,657 is appropriated  
12 to the Labor Department, from the General Fund, for the fiscal year  
13 ending June 30, 2005, for Workforce Investment Act.

14 Sec. 4. (*Effective July 1, 2004*) The sum of \$100,000 appropriated to

15 the Department of Higher Education, for the fiscal year ending June 30,  
16 2004, for Education and Health Initiatives, shall not lapse June 30, 2004,  
17 and shall be transferred to the Office of Workforce Competitiveness,  
18 CETC Workforce, for the fiscal year ending June 30, 2005, for  
19 Workforce Development.

20 Sec. 5. (*Effective July 1, 2004*) The sum of \$50,000 appropriated to the  
21 Department of Higher Education, for the fiscal year ending June 30,  
22 2005, for Education and Health Initiatives, shall be transferred to the  
23 Office of Workforce Competitiveness, CETC Workforce, for Workforce  
24 Development.

25 Sec. 6. Section 5-200 of the general statutes is repealed and the  
26 following is substituted in lieu thereof (*Effective from passage*):

27 (a) The Commissioner of Administrative Services or his authorized  
28 agent shall administer centralized and decentralized selection  
29 programs that will identify those applicants most qualified for  
30 appointment to or promotion in the state classified service, and  
31 establish candidate and reemployment lists for the various classes of  
32 positions within occupational groups and career progression levels.  
33 Upon a request from any appointing authority or indication of the  
34 need for additional employees, as evidenced by the presence of a  
35 temporary or provisional employee or by a request for certification of a  
36 temporary employee in any class, the commissioner or his designee  
37 shall certify the names of persons eligible for employment or  
38 reemployment. The commissioner shall: (1) Install and administer  
39 service-rating systems; (2) devise plans for, and cooperate with,  
40 appointing authorities and other supervising officials in the conduct of  
41 employee training programs to the end that the quality of service  
42 rendered by persons in the classified service may be continually  
43 improved; (3) conduct research into methods of selection, service  
44 ratings and other problems of personnel administration; (4) arrange for  
45 and, in cooperation with appointing authorities, effect transfers; (5)  
46 cooperate with appointing authorities in employee recruitment

47 programs; (6) administer annual sick and special leaves of absence and  
48 hours of work and attendance in accordance with the provisions of this  
49 chapter and any regulations relating thereto; (7) establish personnel  
50 standards, governing promotions, classifications, reclassifications and  
51 the creation of positions, that will provide guidance to all agencies in  
52 matters of personnel management and serve as a means to evaluate  
53 agency performance in conducting personnel management; and (8) see  
54 that all appointments, promotions, layoffs, demotions, suspensions,  
55 removals and retirements are made in accordance with the applicable  
56 provisions of the general statutes and regulations issued pursuant  
57 thereto. The commissioner may fully or partially delegate the  
58 responsibilities set forth in this subsection to the heads of state  
59 agencies or their authorized agents, subject to audit, in order to  
60 improve human resource management.

61 (b) The commissioner shall review position classifications in  
62 accordance with subsection (c) of section 5-206.

63 (c) The commissioner shall cause to be kept for the classified service  
64 suitable records of (1) regulations adopted under this chapter, (2)  
65 classifications of positions, occupational groups, career progression  
66 levels and schedules of compensation provided for under this chapter,  
67 (3) standards for examining qualifications and measuring service, (4)  
68 examinations conducted and candidate and reemployment lists  
69 established, and (5) provisional and temporary appointments and  
70 other official acts.

71 (d) The commissioner shall prescribe procedures for reports to be  
72 submitted to him.

73 (e) The commissioner shall establish and maintain a complete roster  
74 of the employees and officers in the state service, whether under the  
75 classified service or not, showing for each such employee the title of  
76 the position held, his departmental, agency or institution assignment,  
77 rate of compensation, date of appointment and each change in his  
78 status, including any increase and decrease in pay, change in title,

79 transfers or other facts which the commissioner considers desirable  
80 and pertinent.

81 (f) The commissioner shall prescribe reasonable conditions and  
82 procedures under which the records of the Department of  
83 Administrative Services shall be open to public inspection during  
84 usual business hours, except as provided in section 5-225. He shall take  
85 all due precautions to prevent the securing in advance by any  
86 unauthorized person of any material to be used in any examination  
87 under this chapter, unless such material is available for all applicants.  
88 Statements of the former employers of applicants shall be considered  
89 confidential and shall not be open to inspection by any person.

90 (g) The commissioner and his agents shall have free access to  
91 premises and records under the control of all officers, appointing  
92 authorities and other state employees during usual business hours and  
93 shall be furnished such facilities, assistance and information as he and  
94 his agents require in carrying out their functions. This subsection shall  
95 not apply to the medical records of state employees, unless the  
96 employee gives his consent or unless the information sought is  
97 necessary to assure adjudication of any responsibility on the part of the  
98 state or unless medical interpretations of preemployment and other  
99 examinations are requested by the commissioner.

100 (h) (1) The commissioner shall, after completion of all established  
101 preliminary procedures necessary to prepare new and revised  
102 regulations, print and provide current and complete personnel  
103 regulations to all state agencies and to recognized state employee  
104 organizations. (2) New and revised regulations prepared as the result  
105 of legislative changes or development of new policies shall be  
106 processed in accordance with established procedures within a period  
107 of time not less than six months from their effective date and  
108 distributed in the same manner.

109 (i) The commissioner may designate any two or more of his staff to  
110 serve as a hearing panel with respect to any matter before the

111 commissioner. The commissioner and any hearing panel shall have the  
112 power to make investigations, inquiries and hold hearings. Any such  
113 panel shall report and may submit recommendations to the  
114 commissioner but shall have no other power except as otherwise  
115 specified in this chapter.

116 (j) The commissioner shall issue such regulations as he may find  
117 necessary or appropriate for the administration of personnel pursuant  
118 to the provisions of this chapter.

119 (k) The commissioner shall, subject to the approval of the Secretary  
120 of the Office of Policy and Management, establish compensation  
121 schedules or plans pertaining to all state employees except employees  
122 of the Judicial and Legislative Departments and employees whose  
123 compensation is prescribed by statute. The commissioner shall  
124 prescribe higher compensation for work performed under less  
125 desirable conditions or at less desirable hours.

126 (l) The commissioner shall establish classes of positions,  
127 occupational groups and career progression levels for all state  
128 employees holding positions in the classified service.

129 (m) The commissioner shall maintain current compensation  
130 schedules pertaining to all employees specified in subsection (k) of this  
131 section and a comprehensive plan of position classifications pertaining  
132 to all employees specified in subsection (l) of this section.

133 (n) Any interested employee, his representative or any appointing  
134 authority may submit to the commissioner written data, views,  
135 arguments or request for a hearing in regard to specified position  
136 classifications or allocation of a class of positions to the compensation  
137 schedule. Within two months after the commissioner shall have  
138 received such data, views or arguments or shall have held any  
139 requested hearing, he shall forward to such employee, representative  
140 or appointing authority his written decision thereon, together with all  
141 written materials submitted to him by the interested employee or his

142 representative and such other information as he considers appropriate.

143 (o) The commissioner may at any time establish, abolish, divide or  
144 combine classes of positions and allocation of classes of positions to the  
145 compensation schedule. Any such action having a fiscal impact must  
146 be approved by the Secretary of the Office of Policy and Management.  
147 The commissioner may at any time, subject to the approval of the  
148 Secretary of the Office of Policy and Management, amend or repeal  
149 any portion of any compensation schedule. The commissioner need  
150 not conduct any investigation or hearing prior to any such action.

151 (p) When such authority is not otherwise conferred by statute, the  
152 commissioner may issue orders to provide that (1) executive or judicial  
153 branch employees exempt from the classified service or not included in  
154 any prevailing bargaining unit contract, except unclassified employees  
155 of any board of trustees of the constituent units of higher education, be  
156 granted rights and benefits not less than those granted to employees in  
157 the classified service or covered under such contracts, or (2) retirement  
158 benefits for state employees exempt from the classified service or not  
159 included in any prevailing bargaining unit contract and employees of  
160 state-aided institutions, as defined in section 5-175, be adjusted to  
161 provide retirement benefits for such employees which are the same as  
162 those most frequently provided under the terms of approved  
163 bargaining unit contracts in effect at the time of such adjustment.  
164 When such authority is not otherwise conferred by statute, the board  
165 of trustees of any constituent unit of the state system of higher  
166 education may issue orders to provide that the unclassified employees  
167 of such board be granted rights and benefits not less than those  
168 granted to employees of the board who are covered under a prevailing  
169 bargaining unit contract. Where there is a conflict between an order  
170 granting such rights and benefits and any provision of the general  
171 statutes, such order shall prevail. Such orders shall be subject to the  
172 approval of the Secretary of the Office of Policy and Management. If  
173 the secretary approves such order, and such order is in conflict with  
174 any provision of the general statutes, the secretary shall forward a

175 copy of such order to the joint committee of the General Assembly  
176 having cognizance of labor matters.

177 (q) Commencing November 1, 1989, elected officials and employees  
178 in the legislative branch and elected officials in the executive branch  
179 shall be granted rights and benefits equal to those granted to  
180 employees in the classified service covered under a prevailing  
181 collective bargaining agreement negotiated in accordance with  
182 subdivision (1) of subsection (f) of section 5-278.

183 [(q)] (r) When requested by the appropriate appointing authority,  
184 the commissioner shall establish classes of positions for employees  
185 holding positions in the unclassified service and shall establish  
186 compensation schedules pertaining to employees of the Judicial and  
187 Legislative Departments, subject to the approval of the Secretary of the  
188 Office of Policy and Management.

189 [(r)] (s) The commissioner and any municipality or other political  
190 subdivision of the state may enter into an agreement whereby the  
191 Department of Administrative Services shall provide such personnel  
192 administration services as may be requested by such municipality or  
193 political subdivision. Such agreement shall provide for the payment by  
194 such municipality or political subdivision, to the commissioner, of  
195 expenses incurred in the provision of such personnel services. All  
196 payments received by the commissioner pursuant to this section shall  
197 be deposited in the General Fund and credited to the appropriations of  
198 the Department of Administrative Services in accordance with the  
199 provisions of section 4-86.

200 [(s)] (t) Notwithstanding the provisions of this chapter, any matters  
201 involving collective bargaining shall be the responsibility of the  
202 Secretary of the Office of Policy and Management.

203 Sec. 7. Section 5-257 of the general statutes is amended by adding  
204 subsection (f) as follows (*Effective from passage*):

205 (NEW) (f) Commencing November 1, 1989, as used in this section,  
206 "employee" includes an elected official in the executive branch.

207 Sec. 8. Section 6-38m of the general statutes, as amended by section  
208 15 of public act 03-19 and section 5 of public act 03-224, is repealed and  
209 the following is substituted in lieu thereof (*Effective July 1, 2004*):

210 [(a) There is established a state marshal account which shall be a  
211 separate nonlapsing account within the General Fund. The account  
212 shall contain any moneys required by law to be deposited into the  
213 account. Any balance remaining in said account at the end of any fiscal  
214 year shall be carried forward in the account for the next fiscal year.]

215 [(b)] Commencing October 1, 2001, and not later than October first  
216 each year thereafter, each state marshal shall pay an annual fee of two  
217 hundred fifty dollars to the State Marshal Commission, which fee shall  
218 be deposited in the General Fund.

219 [(c) The additional fee paid to the Superior Court pursuant to  
220 section 52-259d and any fee collected pursuant to subsection (b) of this  
221 section, shall be deposited in the General Fund.

222 (d) The first two hundred fifty thousand dollars collected each fiscal  
223 year, pursuant to subsections (b) and (c) of this section, shall be  
224 credited to the state marshal account and be available for expenditure  
225 by the State Marshal Commission for the operating expenses of the  
226 commission. From July 1, 2001, until July 1, 2006, the Secretary of the  
227 Office of Policy and Management shall review and approve or  
228 disapprove the budget of the commission. For the fiscal year ending  
229 June 30, 2004, and each fiscal year thereafter, the State Marshals  
230 Advisory Board shall submit to the State Marshal Commission a  
231 request for administrative support for such fiscal year. Such request  
232 shall be submitted prior to the beginning of such fiscal year.

233 (e) For the fiscal year ending June 30, 2002, the next one hundred ten  
234 thousand dollars collected in subsections (b) and (c) of this section

235 shall be transferred to the Judicial Department and be available for  
236 expenditure by the Judicial Department for the operating expenses of  
237 the Commission on Racial and Ethnic Disparity. The next two hundred  
238 thirty thousand dollars shall be transferred to the Office of Policy and  
239 Management for Other Expenses for the purposes of subsections (f)  
240 and (g) of section 54-1m.

241 (f) The moneys made available in subsection (e) of this section may  
242 be transferred by said office to agencies requiring funds for such  
243 purposes.]

244 Sec. 9. Subsection (a) of section 46a-57 of the general statutes is  
245 repealed and the following is substituted in lieu thereof (*Effective from*  
246 *passage*):

247 (a) (1) The Governor shall appoint three human rights referees for  
248 terms commencing October 1, 1998, and four human rights referees for  
249 terms commencing January 1, 1999. The human rights referees so  
250 appointed shall serve for a term of one year.

251 (2) (A) On and after October 1, 1999, the Governor shall appoint  
252 seven human rights referees with the advice and consent of both  
253 houses of the General Assembly. The Governor shall appoint three  
254 human rights referees to serve for a term of two years commencing  
255 October 1, 1999. The Governor shall appoint four human rights  
256 referees to serve for a term of three years commencing January 1, 2000.  
257 Thereafter, human rights referees shall serve for a term of three years.

258 (B) On and after July 1, 2001, there shall be five human rights  
259 referees. Each of the human rights referees serving on July 1, 2001,  
260 shall complete the term to which such referee was appointed.  
261 Thereafter, human rights referees shall be appointed by the Governor,  
262 with the advice and consent of both houses of the General Assembly,  
263 to serve for a term of three years.

264 (C) On and after July 1, 2004, there shall be seven human rights

265 referees. Each of the human rights referees serving on July 1, 2004,  
266 shall complete the term to which such referee was appointed and shall  
267 serve until his successor is appointed and qualified. Thereafter, human  
268 rights referees shall be appointed by the Governor, with the advice and  
269 consent of both houses of the General Assembly, to serve for a term of  
270 three years.

271 (3) When the General Assembly is not in session, any vacancy shall  
272 be filled pursuant to the provisions of section 4-19. The Governor may  
273 remove any human rights referee for cause.

274 Sec. 10. Subsection (h) of section 46b-231 of the general statutes is  
275 repealed and the following is substituted in lieu thereof (*Effective*  
276 *January 1, 2005*):

277 [(h) (1) On and after April 1, 2000, the Chief Family Support  
278 Magistrate shall receive a salary of ninety-nine thousand five hundred  
279 eighty-seven dollars, and other family support magistrates shall  
280 receive an annual salary of ninety-four thousand five hundred eighty-  
281 seven dollars.

282 (2) On and after April 1, 2001, the Chief Family Support Magistrate  
283 shall receive a salary of one hundred three thousand six hundred  
284 dollars, and other family support magistrates shall receive an annual  
285 salary of ninety-eight thousand six hundred dollars.]

286 [(3)] (h) (1) On and after April 1, 2002, the Chief Family Support  
287 Magistrate shall receive a salary of one hundred eight thousand eight  
288 hundred twenty-one dollars, and other family support magistrates  
289 shall receive an annual salary of one hundred three thousand five  
290 hundred sixty-nine dollars.

291 (2) On and after January 1, 2005, the Chief Family Support  
292 Magistrate shall receive a salary of one hundred fourteen thousand  
293 eight hundred six dollars, and other family support magistrates shall  
294 receive an annual salary of one hundred nine thousand two hundred

295 sixty-five dollars.

296 (3) On and after January 1, 2006, the Chief Family Support  
297 Magistrate shall receive a salary of one hundred twenty-one thousand  
298 one hundred twenty dollars, and other family support magistrates  
299 shall receive an annual salary of one hundred fifteen thousand two  
300 hundred seventy-five dollars.

301 (4) On and after January 1, 2007, the Chief Family Support  
302 Magistrate shall receive a salary of one hundred twenty-seven  
303 thousand seven hundred eighty-two dollars, and other family support  
304 magistrates shall receive an annual salary of one hundred twenty-one  
305 thousand six hundred fifteen dollars.

306 Sec. 11. Subsection (b) of section 46b-236 of the general statutes is  
307 repealed and the following is substituted in lieu thereof (*Effective*  
308 *January 1, 2005*):

309 (b) Each family support referee shall receive, for acting as a family  
310 support referee, in addition to the retirement salary, the sum of [one  
311 hundred eighty] one hundred ninety dollars and expenses, including  
312 mileage, for each day a family support referee is so engaged.

313 Sec. 12. Subsection (a) of section 51-47 of the general statutes is  
314 repealed and the following is substituted in lieu thereof (*Effective*  
315 *January 1, 2005*):

316 (a) The judges of the Superior Court, judges of the Appellate Court  
317 and judges of the Supreme Court shall receive annually salaries as  
318 follows:

319 [(1) On and after April 1, 2000, (A) the Chief Justice of the Supreme  
320 Court, one hundred thirty-five thousand eight hundred sixty-one  
321 dollars; (B) the Chief Court Administrator if a judge of the Supreme  
322 Court, Appellate Court or Superior Court, one hundred thirty  
323 thousand seventeen dollars; (C) each associate judge of the Supreme  
324 Court, one hundred twenty-four thousand six hundred eighty-three

325 dollars; (D) the Chief Judge of the Appellate Court, one hundred  
326 twenty-three thousand one hundred fifty-two dollars; (E) each judge of  
327 the Appellate Court, one hundred sixteen thousand two hundred  
328 sixty-seven dollars; (F) the Deputy Chief Court Administrator if a  
329 judge of the Superior Court, one hundred thirteen thousand eight  
330 hundred ninety-six dollars; (G) each judge of the Superior Court, one  
331 hundred eleven thousand two hundred seventy-nine dollars.

332 (2) On and after April 1, 2001, (A) the Chief Justice of the Supreme  
333 Court, one hundred forty thousand five hundred eighty-two dollars;  
334 (B) the Chief Court Administrator if a judge of the Supreme Court,  
335 Appellate Court or Superior Court, one hundred thirty-four thousand  
336 seven hundred thirty-eight dollars; (C) each associate judge of the  
337 Supreme Court, one hundred twenty-nine thousand four hundred four  
338 dollars; (D) the Chief Judge of the Appellate Court, one hundred  
339 twenty-seven thousand eight hundred seventy-three dollars; (E) each  
340 judge of the Appellate Court, one hundred twenty thousand nine  
341 hundred eighty-eight dollars; (F) the Deputy Chief Court  
342 Administrator if a judge of the Superior Court, one hundred eighteen  
343 thousand six hundred seventeen dollars; (G) each judge of the Superior  
344 Court, one hundred sixteen thousand dollars.]

345 [(3)] (1) On and after April 1, 2002, (A) the Chief Justice of the  
346 Supreme Court, one hundred forty-nine thousand five hundred  
347 eighty-two dollars; (B) the Chief Court Administrator if a judge of the  
348 Supreme Court, Appellate Court or Superior Court, one hundred  
349 forty-three thousand seven hundred thirty-eight dollars; (C) each  
350 associate judge of the Supreme Court, one hundred thirty-eight  
351 thousand four hundred four dollars; (D) the Chief Judge of the  
352 Appellate Court, one hundred thirty-six thousand eight hundred  
353 seventy-three dollars; (E) each judge of the Appellate Court, one  
354 hundred twenty-nine thousand nine hundred eighty-eight dollars; (F)  
355 the Deputy Chief Court Administrator if a judge of the Superior Court,  
356 one hundred twenty-seven thousand six hundred seventeen dollars;  
357 (G) each judge of the Superior Court, one hundred twenty-five

358 thousand dollars.

359 (2) On and after January 1, 2005, (A) the Chief Justice of the  
360 Supreme Court, one hundred fifty-seven thousand eight hundred nine  
361 dollars; (B) the Chief Court Administrator if a judge of the Supreme  
362 Court, Appellate Court or Superior Court, one hundred fifty-one  
363 thousand six hundred forty-four dollars; (C) each associate judge of  
364 the Supreme Court, one hundred forty-six thousand sixteen dollars;  
365 (D) the Chief Judge of the Appellate Court, one hundred forty-four  
366 thousand four hundred one dollars; (E) each judge of the Appellate  
367 Court, one hundred thirty-seven thousand one hundred thirty-seven  
368 dollars; (F) the Deputy Chief Court Administrator if a judge of the  
369 Superior Court, one hundred thirty-four thousand six hundred thirty-  
370 six dollars; (G) each judge of the Superior Court, one hundred thirty-  
371 one thousand eight hundred seventy-five dollars.

372 (3) On and after January 1, 2006, (A) the Chief Justice of the  
373 Supreme Court, one hundred sixty-six thousand four hundred eighty-  
374 nine dollars; (B) the Chief Court Administrator if a judge of the  
375 Supreme Court, Appellate Court or Superior Court, one hundred fifty-  
376 nine thousand nine hundred eighty-four dollars; (C) each associate  
377 judge of the Supreme Court, one hundred fifty-four thousand forty-  
378 seven dollars; (D) the Chief Judge of the Appellate Court, one hundred  
379 fifty-two thousand three hundred forty-three dollars; (E) each judge of  
380 the Appellate Court, one hundred forty-four thousand six hundred  
381 eighty dollars; (F) the Deputy Chief Court Administrator if a judge of  
382 the Superior Court, one hundred forty-two thousand forty-one dollars;  
383 (G) each judge of the Superior Court, one hundred thirty-nine  
384 thousand one hundred twenty-eight dollars.

385 (4) On and after January 1, 2007, (A) the Chief Justice of the  
386 Supreme Court, one hundred seventy-five thousand six hundred forty-  
387 five dollars; (B) the Chief Court Administrator if a judge of the  
388 Supreme Court, Appellate Court or Superior Court, one hundred sixty-  
389 eight thousand seven hundred eighty-three dollars; (C) each associate

390 judge of the Supreme Court, one hundred sixty-two thousand five  
391 hundred twenty dollars; (D) the Chief Judge of the Appellate Court,  
392 one hundred sixty thousand seven hundred twenty-two dollars; (E)  
393 each judge of the Appellate Court, one hundred fifty-two thousand six  
394 hundred thirty-seven dollars; (F) the Deputy Chief Court  
395 Administrator if a judge of the Superior Court, one hundred forty-nine  
396 thousand eight hundred fifty-three dollars; (G) each judge of the  
397 Superior Court, one hundred forty-six thousand seven hundred eighty  
398 dollars.

399 Sec. 13. Section 52-259 of the general statutes, as amended by section  
400 43 of public act 03-2 and section 102 of public act 03-278, is repealed  
401 and the following is substituted in lieu thereof (*Effective July 1, 2004*):

402 There shall be paid to the clerks for entering each appeal or writ of  
403 error to the Supreme Court, or entering each appeal to the Appellate  
404 Court, as the case may be, two hundred fifty dollars, and for each civil  
405 cause in the Superior Court, [two hundred twenty] two hundred  
406 twenty-five dollars, except (1) one hundred twenty dollars for entering  
407 each case in the Superior Court in which the sole claim for relief is  
408 damages and the amount, legal interest or property in demand is less  
409 than two thousand five hundred dollars and for summary process,  
410 landlord and tenant and paternity actions, and (2) there shall be no  
411 entry fee for making an application to the Superior Court for relief  
412 under section 46b-15, as amended, or for making an application to  
413 modify or extend an order issued pursuant to section 46b-15, as  
414 amended. If the amount, legal interest or property in demand by the  
415 plaintiff is alleged to be less than two thousand five hundred dollars, a  
416 new entry fee of seventy-five dollars shall be charged if the plaintiff  
417 amends his complaint to state that such demand is not less than two  
418 thousand five hundred dollars. The fee for the entry of a small claims  
419 case shall be thirty-five dollars. If a motion is filed to transfer a small  
420 claims case to the regular docket, the moving party shall pay a fee of  
421 seventy-five dollars. There shall be paid to the clerk of the Superior  
422 Court by any party who requests that a matter be designated as a

423 complex litigation case the sum of two hundred fifty dollars, to be paid  
424 at the time the request is filed. There shall be paid to the clerk of the  
425 Superior Court by any party who requests a finding of fact by a judge  
426 of such court to be used on appeal the sum of twenty-five dollars, to be  
427 paid at the time the request is filed. There shall be paid to the clerk of  
428 the Superior Court a fee of seventy-five dollars for a petition for  
429 certification to the Supreme Court and Appellate Court. Such clerks  
430 shall also receive for receiving and filing an assessment of damages by  
431 appraisers of land taken for public use or the appointment of a  
432 commissioner of the Superior Court, two dollars; for recording the  
433 commission and oath of a notary public or certifying under seal to the  
434 official character of any magistrate, ten dollars; for certifying under  
435 seal, two dollars; for exemplifying, twenty dollars; for making all  
436 necessary records and certificates of naturalization, the fees allowed  
437 under the provisions of the United States statutes for such services;  
438 and for making copies, one dollar a page. There shall be paid to the  
439 clerk of the Superior Court for a copy of a judgment file a fee of  
440 twenty-five dollars, inclusive of the fees for certification and copying,  
441 for a certified copy and a fee of fifteen dollars, inclusive of the fee for  
442 copying, for a copy which is not certified; and for a copy of a certificate  
443 of judgment in a foreclosure action, as provided by the rules of practice  
444 and procedure, twenty-five dollars, inclusive of the fees for  
445 certification and copying. There shall be paid to the clerk of the court a  
446 fee of one hundred dollars at the time any application for a  
447 prejudgment remedy is filed. A fee of twenty dollars for any check  
448 issued to the court in payment of any fee which is returned as  
449 uncollectible by the bank on which it is drawn may be imposed. The  
450 tax imposed under chapter 219 shall not be imposed upon any fee  
451 charged under the provisions of this section.

452 Sec. 14. Subsection (a) of section 52-259a of the general statutes, as  
453 amended by section 44 of public act 03-2, is repealed and the following  
454 is substituted in lieu thereof (*Effective July 1, 2004*):

455 (a) Any member of the Division of Criminal Justice or the Division

456 of Public Defender Services, any employee of the Judicial Department,  
457 acting in the performance of such employee's duties, the Attorney  
458 General, an assistant attorney general, the Consumer Counsel, any  
459 attorney employed by the Office of Consumer Counsel within the  
460 Department of Public Utility Control, the Department of Revenue  
461 Services, the Commission on Human Rights and Opportunities, the  
462 Freedom of Information Commission, the Board of Labor Relations,  
463 the Office of Protection and Advocacy for Persons with Disabilities, the  
464 Office of the Victim Advocate or the Department of Social Services, or  
465 any attorney appointed by the court to assist any of them or to act for  
466 any of them in a special case or cases, while acting in such attorney's  
467 official capacity or in the capacity for which such attorney was  
468 appointed, shall not be required to pay the fees specified in sections 52-  
469 258, 52-259, as amended, and 52-259c, as amended, [and 52-259d,]  
470 subsection (a) of section 52-356a, as amended, subsection (a) of section  
471 52-361a, as amended, section 52-367a, as amended, subsection (b) of  
472 section 52-367b, as amended, and subsection (n) of section 46b-231, as  
473 amended.

474 Sec. 15. Subsection (f) of section 52-434 of the general statutes is  
475 repealed and the following is substituted in lieu thereof (*Effective*  
476 *January 1, 2005*):

477 (f) Each judge trial referee shall receive, for acting as a referee or as a  
478 single auditor or committee of any court or for performing duties  
479 assigned by the Chief Court Administrator with the approval of the  
480 Chief Justice, in addition to the retirement salary, the sum of [two  
481 hundred] two hundred eleven dollars and expenses, including  
482 mileage, for each day a state referee is so engaged, said sums to be  
483 taxed by the court making the reference in the same manner as other  
484 court expenses.

485 Sec. 16. (NEW) (*Effective July 1, 2004*) Not later than thirty days after  
486 the close of the first quarter of the fiscal year ending June 30, 2005, and  
487 not later than thirty days after the close of each quarter thereafter, the

488 Banking Commissioner shall submit a report to the joint standing  
489 committee of the General Assembly having cognizance of matters  
490 relating to appropriations and the budgets of state agencies, through  
491 the Office of Fiscal Analysis, containing the specific amount of each  
492 fee, charge, assessment, fine, civil penalty, settlement payment and  
493 other revenue collected by the Department of Banking during the  
494 quarter covered by the report.

495 Sec. 17. Section 43 of house bill 5692 of the February 2004 regular  
496 session is repealed and the following is substituted in lieu thereof  
497 (*Effective July 1, 2004*):

498 The sum of \$1,250,000 appropriated to the Department of  
499 Correction, for the fiscal year ending June 30, 2004, for Personal  
500 Services, shall not lapse on June 30, 2004, and such funds shall be  
501 transferred to the appropriation to the department, for the fiscal year  
502 ending June 30, 2005, for Other Expenses, for mental health  
503 assessments of residents of the Northern Correctional Center and for  
504 plaintiff attorney fees.

505 Sec. 18. (*Effective July 1, 2004*) The sum of \$10,000 is appropriated to  
506 the Department of Environmental Protection, from the General Fund,  
507 for the fiscal year ending June 30, 2005, for artesian well repairs at  
508 Salmon River State Park.

509 Sec. 19. Section 4-141 of the general statutes is repealed and the  
510 following is substituted in lieu thereof (*Effective October 1, 2004*):

511 As used in this chapter: "Claim" means a petition for the payment or  
512 refund of money by the state or for permission to sue the state; "just  
513 claim" means a claim which in equity and justice the state should pay,  
514 provided the state has caused damage or injury or has received a  
515 benefit; "person" means any individual, firm, partnership, corporation,  
516 limited liability company, association or other group, including  
517 political subdivisions of the state; "state agency" includes every  
518 department, division, board, office, commission, arm, agency and

519 institution of the state government, whatever its title or function; [ ]  
520 and "state officers and employees" includes every person elected or  
521 appointed to or employed in any office, position or post in the state  
522 government, whatever such person's title, classification or function  
523 and whether such person serves with or without remuneration or  
524 compensation, including judges of probate courts and employees of  
525 such courts. In addition to the foregoing, "state officers and employees"  
526 includes attorneys appointed as victim compensation commissioners,  
527 attorneys appointed by the Public [Defenders] Defender Services  
528 Commission as public defenders, assistant public defenders or deputy  
529 assistant public defenders [ ] and attorneys appointed by the court as  
530 special assistant public defenders, the Attorney General, the Deputy  
531 Attorney General and any associate attorney general or assistant  
532 attorney general, any other attorneys employed by any state agency,  
533 any commissioner of the Superior Court hearing small claims matters  
534 or acting as a fact-finder, arbitrator or magistrate or acting in any other  
535 quasi-judicial position, any person appointed to a committee  
536 established by law for the purpose of rendering services to the Judicial  
537 Department, including, but not limited to, the Legal Specialization  
538 Screening Committee, the State-Wide Grievance Committee, the Client  
539 Security Fund Committee, the advisory committee appointed pursuant  
540 to section 51-81d, as amended by this act, and the State Bar Examining  
541 Committee, any member of a multidisciplinary team established by the  
542 Commissioner of Children and Families pursuant to section 17a-106a,  
543 and any physicians or psychologists employed by any state agency.  
544 "State officers and employees" shall not include any medical or dental  
545 intern, resident or fellow of The University of Connecticut when (1) the  
546 intern, resident or fellow is assigned to a hospital affiliated with the  
547 university through an integrated residency program, and (2) such  
548 hospital provides protection against professional liability claims in an  
549 amount and manner equivalent to that provided by the hospital to its  
550 full-time physician employees.

551 Sec. 20. Section 4-165 of the general statutes is repealed and the  
552 following is substituted in lieu thereof (*Effective October 1, 2004*):

553 No state officer or employee shall be personally liable for damage or  
554 injury, not wanton, reckless or malicious, caused in the discharge of his  
555 duties or within the scope of his employment. Any person having a  
556 complaint for such damage or injury shall present it as a claim against  
557 the state under the provisions of this chapter. For the purposes of this  
558 section, "scope of employment" shall include, but not be limited to,  
559 representation by an attorney appointed by the Public Defender  
560 Services Commission as a public defender, assistant public defender or  
561 deputy assistant public defender or an attorney appointed by the court  
562 as a special assistant public defender of an indigent accused or of a  
563 child on a petition of delinquency, representation by such other  
564 attorneys, referred to in section 4-141, as amended by this act, of state  
565 officers and employees [ ] in actions brought against such officers and  
566 employees in their official and individual capacities, the discharge of  
567 duties as a trustee of the state employees retirement system, the  
568 discharge of duties of a commissioner of the Superior Court hearing  
569 small claims matters or acting as a fact-finder, arbitrator or magistrate  
570 or acting in any other quasi-judicial position, and the discharge of  
571 duties of a person appointed to a committee established by law for the  
572 purpose of rendering services to the Judicial Department, including,  
573 but not limited to, the Legal Specialization Screening Committee, the  
574 State-Wide Grievance Committee, the Client Security Fund Committee,  
575 the advisory committee appointed pursuant to section 51-81d, as  
576 amended by this act, and the State Bar Examining Committee;  
577 provided such actions arise out of the discharge of the duties or within  
578 the scope of employment of such officers or employees. For the  
579 purposes of this section, members or employees of the soil and water  
580 district boards established pursuant to section 22a-315 shall be  
581 considered state employees.

582 Sec. 21. Section 51-81d of the general statutes, as amended by  
583 section 176 of public act 03-6 of the June 30 special session, is repealed  
584 and the following is substituted in lieu thereof (*Effective October 1,*  
585 *2004*):

586 (a) The Superior Court, in accordance with rules established by the  
587 judges of the Superior Court, may (1) establish a Client Security Fund  
588 to (A) reimburse claims for losses caused by the dishonest conduct of  
589 attorneys admitted to the practice of law in this state and incurred in  
590 the course of an attorney-client relationship, and (B) provide for crisis  
591 intervention and referral assistance to attorneys admitted to the  
592 practice of law in this state who suffer from alcohol or other substance  
593 abuse problems or gambling problems, or who have behavioral health  
594 problems, and (2) assess any person admitted as an attorney by the  
595 Superior Court, in accordance with section 51-80, an annual fee to be  
596 deposited in [said] the Client Security Fund. Such crisis intervention  
597 and referral assistance (i) shall be provided with the assistance of an  
598 advisory committee, to be appointed by the Chief Court  
599 Administrator, that includes one or more behavioral health  
600 professionals, and (ii) shall not be deemed to constitute the practice of  
601 medicine or mental health care.

602 (b) The Commissioner of Revenue Services, or the commissioner's  
603 designee, shall collect any fee established pursuant to subsection (a) of  
604 this section, record such payments with the State Comptroller and  
605 deposit such payments promptly with the State Treasurer, who shall  
606 credit such payments to the Client Security Fund. The State Treasurer  
607 shall maintain the Client Security Fund separate and apart from all  
608 other moneys, funds and accounts and shall credit any interest earned  
609 from the Client Security Fund to the fund. Any interest earned from  
610 the fund shall be credited to the fund.

611 (c) The Client Security Fund shall be used to satisfy the claims  
612 approved in accordance with procedures established pursuant to rules  
613 of the Superior Court, to provide funding for crisis intervention and  
614 referral assistance provided pursuant to [subparagraph (B) of  
615 subdivision (1) of subsection (a) of] this section and to pay the  
616 reasonable costs of administration of the fund.

617 (d) No such fee shall be assessed to any attorney described in

618 subsection (g) of section 51-81b, except that any attorney who does not  
619 engage in the practice of law as an occupation and receives less than  
620 four hundred fifty dollars in legal fees or other compensation for  
621 services involving the practice of law during the calendar year shall be  
622 obligated to pay one-half of such fee.

623 (e) The Commissioner of Revenue Services shall notify the Chief  
624 Court Administrator or his designee of the failure of any person to pay  
625 any fee assessed in accordance with subsection (a) of this section.

626 (f) All information given or received in connection with crisis  
627 intervention and referral assistance provided pursuant to this section,  
628 including the identity of any attorney seeking or receiving such crisis  
629 intervention and referral assistance, shall be confidential and shall not  
630 be disclosed to any third person other than a person to whom  
631 disclosure is reasonably necessary for the accomplishment of the  
632 purposes of such crisis intervention and referral assistance, and shall  
633 not be disclosed in any civil or criminal case or proceeding or in any  
634 legal or administrative proceeding, unless the attorney seeking or  
635 obtaining such crisis intervention and referral assistance waives such  
636 privilege or unless disclosure is otherwise required by law. Except as  
637 otherwise provided in this subsection, no attorney who provides crisis  
638 intervention and referral assistance pursuant to this section shall  
639 disclose any information given or received in connection with such  
640 crisis intervention and referral assistance unless such disclosure is  
641 required by the rules governing communications between attorney  
642 and client. Unless the privilege under this subsection has been waived  
643 or unless disclosure is otherwise required by law, no person in any  
644 civil or criminal case or proceeding or in any legal or administrative  
645 proceeding may request or require any information given or received  
646 in connection with the crisis intervention and referral assistance  
647 provided pursuant to this section.

648 Sec. 22. (NEW) (*Effective October 1, 2004*) No attorney appointed by  
649 the court pursuant to rules of the Superior Court to inventory the files

650 of an inactive, suspended, disbarred or resigned attorney and to take  
651 necessary action to protect the interests of the inactive, suspended,  
652 disbarred or resigned attorney's clients shall be liable for damage or  
653 injury, not wanton, reckless or malicious, caused in the discharge of  
654 the appointed attorney's duties in connection with such inventory and  
655 action.

656 Sec. 23. (NEW) (*Effective from passage, and applicable to assessment*  
657 *years commencing on or after October 1, 2002*) (a) Notwithstanding the  
658 provisions of any general statute or any municipal charter, the  
659 assessors for the towns of Killingly and North Stonington shall, not  
660 later than thirty days after the effective date of this section, correct the  
661 October 1, 2002, and October 1, 2003, grand lists of said towns, to  
662 remove any real property that was subject to property taxation on or  
663 prior to October 1, 2002, by any town, village or similar taxing entity  
664 located in the state of Rhode Island. Said assessors shall issue a single  
665 certificate of correction for each such grand list that identifies each real  
666 property account subject to such removal, and which shall include a  
667 reference to the provisions of this section with respect to the reason for  
668 removal.

669 (b) If the property tax applicable to any real property account  
670 identified on a certificate of correction filed pursuant to subsection (a)  
671 of this section has not been levied or has not been paid, such tax shall  
672 be abated. If the property tax with respect to any such real property  
673 account has been paid, the town that received such payment shall,  
674 notwithstanding the provisions of section 12-129 of the general statutes  
675 refund to the taxpayer the amount of said tax payment together with  
676 any interest that may have been applied under the provisions of  
677 section 12-145 of the general statutes. Such refunds shall be issued not  
678 later than thirty days following the date on which such certificate of  
679 correction is filed on the appropriate grand list.

680 (c) The assessors for the towns of Killingly and North Stonington  
681 shall, not later than ten days after filing each certificate of correction, as

682 required under subsection (a) of this section, send a notice in writing to  
683 the clerk of each district to whom a grand list for October 1, 2002, and  
684 October 1, 2003, was furnished, pursuant to section 7-328 of the general  
685 statutes. Such notice shall identify the real property accounts located in  
686 such district that have been removed from such town's October 1, 2002,  
687 and October 1, 2003, grand lists. The district clerk shall immediately  
688 file such notice on the appropriate grand list for the district. The filing  
689 of such notice shall serve to correct the grand list for such district by  
690 removing said real property accounts. If the property tax applicable to  
691 any such account identified on said notice has not been levied or has  
692 not been paid, such tax shall be abated. If the property tax levied by  
693 the district with respect to any account so identified has been paid, the  
694 district shall, notwithstanding the provisions of section 12-129 of the  
695 general statutes, refund to the taxpayer the amount of said tax together  
696 with any interest that may have been applied under the provisions of  
697 section 12-145 of the general statutes. Such refunds shall be issued not  
698 later than thirty days following the date on which such notice is filed  
699 on the appropriate grand list for such district.

700 (d) Notwithstanding the provisions of any general statute or any  
701 municipal charter, an assessor for any town that has a border that  
702 includes a boundary of the state of Rhode Island shall not include in  
703 the October 1, 2004, and October 1, 2005, grand list of such town any  
704 real property that was subject to property taxation on or prior to  
705 October 1, 2002, by any town, village or similar taxing entity located in  
706 the state of Rhode Island.

707 Sec. 24. Section 32-9s of the general statutes is repealed and the  
708 following is substituted in lieu thereof (*Effective from passage and*  
709 *applicable to assessment years commencing on or after October 1, 2002*):

710 The state shall make an annual grant payment to each municipality,  
711 to each district, as defined in section 7-325, which is located in a  
712 distressed municipality, targeted investment community or enterprise  
713 zone and to each special services district created pursuant to chapter

714 105a which is located in a distressed municipality, targeted investment  
715 community or enterprise zone [(1)] in the amount of fifty per cent of  
716 the amount of that tax revenue which the municipality or district  
717 would have received except for the provisions of subdivisions (59),  
718 [and] (60) and (70) of section 12-81. [, and (2) in the amount of fifty per  
719 cent of the amount of the tax revenue which the municipality or  
720 district would have received except for the provisions of subdivision  
721 (70) of section 12-81.] On or before the first day of August of each year,  
722 each municipality and district shall file a claim with the Secretary of  
723 the Office of Policy and Management for the amount of such grant  
724 payment to which such municipality or district is entitled under this  
725 section. The claim shall be made on forms prescribed by the secretary  
726 and shall be accompanied by such supporting information as the  
727 secretary may require. Any municipality or district which neglects to  
728 transmit to the secretary such claim and supporting documentation as  
729 required by this section shall forfeit two hundred fifty dollars to the  
730 state, provided the secretary may waive such forfeiture in accordance  
731 with procedures and standards adopted by regulation in accordance  
732 with chapter 54. The secretary shall review each such claim as  
733 provided in section 12-120b. Any claimant aggrieved by the results of  
734 the secretary's review shall have the rights of appeal as set forth in  
735 section 12-120b. The secretary shall, on or before the December first  
736 next succeeding the deadline for the receipt of such claims, certify to  
737 the Comptroller the amount due under this section, including any  
738 modification of such claim made prior to December first, to each  
739 municipality or district which has made a claim under the provisions  
740 of this section. The Comptroller shall draw an order on the Treasurer  
741 on or before the following December fifteenth, and the Treasurer shall  
742 pay the amount thereof to each such municipality or district on or  
743 before the following December thirty-first. If any modification is made  
744 as the result of the provisions of this section on or after the December  
745 first following the date on which the municipality or district has  
746 provided the amount of tax revenue in question, any adjustment to the  
747 amount due to any municipality or district for the period for which

748 such modification was made shall be made in the next payment the  
749 Treasurer shall make to such municipality or district pursuant to this  
750 section. In the fiscal year commencing July 1, 2003, and in each fiscal  
751 year thereafter, the amount of the grant payable to each municipality  
752 and district in accordance with this section shall be reduced  
753 proportionately in the event that the total amount of the grants  
754 payable to all municipalities and districts exceeds the amount  
755 appropriated.

756 Sec. 25. (NEW) (*Effective from passage*) For calendar quarters  
757 commencing on or after July 1, 2004, any retailer with sales in more  
758 than one town in this state, for which sales such retailer files a return  
759 under chapter 219 of the general statutes, shall disaggregate the  
760 information in the return, in such form as may be prescribed by the  
761 Commissioner of Revenue Services, to indicate the town in which sales  
762 occurred for which tax was collected by such retailer and the amount  
763 of such tax collected, by town.

764 Sec. 26. Subdivision (2) of subsection (a) of section 12-458 of the  
765 general statutes is repealed and the following is substituted in lieu  
766 thereof (*Effective from passage*):

767 (2) On said date and coincident with the filing of such return each  
768 distributor shall pay to the commissioner for the account of the  
769 purchaser or consumer a tax (A) on each gallon of such fuels sold or  
770 used in this state during the preceding calendar month of twenty-six  
771 cents on and after January 1, 1992, twenty-eight cents on and after  
772 January 1, 1993, twenty-nine cents on and after July 1, 1993, thirty cents  
773 on and after January 1, 1994, thirty-one cents on and after July 1, 1994,  
774 thirty-two cents on and after January 1, 1995, thirty-three cents on and  
775 after July 1, 1995, thirty-four cents on and after October 1, 1995, thirty-  
776 five cents on and after January 1, 1996, thirty-six cents on and after  
777 April 1, 1996, thirty-seven cents on and after July 1, 1996, thirty-eight  
778 cents on and after October 1, 1996, thirty-nine cents on and after  
779 January 1, 1997, thirty-six cents on and after July 1, 1997, thirty-two

780 cents on and after July 1, 1998, and twenty-five cents on and after July  
781 1, 2000; and (B) in lieu of said taxes, each distributor shall pay a tax on  
782 each gallon of gasohol, as defined in section 14-1, sold or used in this  
783 state during such preceding calendar month, of twenty-five cents on  
784 and after January 1, 1992, twenty-seven cents on and after January 1,  
785 1993, twenty-eight cents on and after July 1, 1993, twenty-nine cents on  
786 and after January 1, 1994, thirty cents on and after July 1, 1994, thirty-  
787 one cents on and after January 1, 1995, thirty-two cents on and after  
788 July 1, 1995, thirty-three cents on and after October 1, 1995, thirty-four  
789 cents on and after January 1, 1996, thirty-five cents on and after April  
790 1, 1996, thirty-six cents on and after July 1, 1996, thirty-seven cents on  
791 and after October 1, 1996, thirty-eight cents on and after January 1,  
792 1997, thirty-five cents on and after July 1, 1997, thirty-one cents on and  
793 after July 1, 1998, and twenty-four cents on and after July 1, 2000, and  
794 twenty-five cents on and after July 1, 2004; and (C) in lieu of such rate,  
795 on each gallon of diesel fuel, propane or natural gas sold or used in  
796 this state during such preceding calendar month, of eighteen cents on  
797 and after September 1, 1991, and twenty-six cents on and after August  
798 1, 2002.

799 Sec. 27. (NEW) (*Effective from passage*) The Secretary of the Office of  
800 Policy and Management shall examine the policies and regulations  
801 relative to revaluation of property under section 12-62 of the general  
802 statutes, as amended by this act, and shall, on or before January 1,  
803 2005, submit a report to the joint standing committee of the General  
804 Assembly having cognizance of matters relating to finance, revenue  
805 and bonding regarding any findings or recommendations to clarify, or  
806 make more effective, such policies and regulations.

807 Sec. 28. Section 8-64a of the general statutes is repealed and the  
808 following is substituted in lieu thereof (*Effective July 1, 2004*):

809 No housing authority which receives or has received any state  
810 financial assistance may sell, lease, transfer or destroy, or contract to  
811 sell, lease, transfer or destroy, any housing project or portion thereof in

812 any case where such project or portion thereof would no longer be  
813 available for the purpose of low or moderate income rental housing as  
814 a result of such sale, lease, transfer or destruction, except the  
815 Commissioner of Economic and Community Development may grant  
816 written approval for the sale, lease, transfer or destruction of a housing  
817 project if the commissioner finds, after a public hearing, that (1) the  
818 sale, lease, transfer or destruction is in the best interest of the state and  
819 the municipality in which the project is located, (2) an adequate supply  
820 of low or moderate income rental housing exists in the municipality in  
821 which the project is located, (3) the housing authority has developed a  
822 plan for the sale, lease, transfer or destruction of such project in  
823 consultation with the residents of such project and representatives of  
824 the municipality in which such project is situated and has made  
825 adequate provision for said residents' and representatives'  
826 participation in such plan, and (4) any person who is displaced as a  
827 result of the sale, lease, transfer or destruction will be relocated to a  
828 comparable dwelling unit of public or subsidized housing in the same  
829 municipality or will receive a tenant-based rental subsidy and will  
830 receive relocation assistance under chapter 135. The commissioner  
831 shall consider the extent to which the housing units which are to be  
832 sold, leased, transferred or destroyed will be replaced in ways which  
833 may include, but need not be limited to, newly constructed housing,  
834 rehabilitation of housing which is abandoned or has been vacant for at  
835 least one year, or new federal, state or local tenant-based or project-  
836 based rental subsidies. The commissioner shall give the residents of the  
837 housing project or portion thereof which is to be sold, leased,  
838 transferred or destroyed written notice of said public hearing by first  
839 class mail not less than ninety days before the date of the hearing. Said  
840 written approval shall contain a statement of facts supporting the  
841 findings of the commissioner. This section shall not apply to the sale,  
842 lease, transfer or destruction of a housing project pursuant to the terms  
843 of any contract entered into before June 3, 1988. This section shall not  
844 apply to phase I of Father Panik Village in Bridgeport, Elm Haven in  
845 New Haven, [and] Pequonock Gardens Project in Bridgeport,

846 Evergreen Apartments in Bridgeport, Quinnipiac Terrace/Riverview  
847 in New Haven, Dutch Point in Hartford, Southfield Village in  
848 Stamford and, upon approval by the United States Department of  
849 Housing and Urban Development of a HOPE VI revitalization  
850 application and a revitalization plan that includes at least the one-for-  
851 one replacement of low and moderate income units, Fairfield Court in  
852 Stamford.

853 Sec. 29. Section 31-284a of the general statutes is repealed and the  
854 following is substituted in lieu thereof (*Effective July 1, 2004*):

855 (a) Notwithstanding the provisions of sections 4a-19 and 4a-20 to  
856 the contrary, the Commissioner of Administrative Services shall solicit  
857 proposals from any management firm engaged in the business of  
858 administering workers' compensation claims, or from any authorized  
859 mutual insurance company or stock company or subsidiary thereof  
860 writing workers' compensation or employer's liability insurance in this  
861 state, for the purposes of administering the workers' compensation  
862 claims filed against the state, or of insuring the state's full liability  
863 under workers' compensation and administering such claims. [Said]  
864 The commissioner may, at [his] said commissioner's discretion, reject  
865 any or all of such proposals if they are deemed to be inadequate to  
866 effectively serve the needs of the state concerning workers'  
867 compensation. [Any funds appropriated in section 1 of special act 81-  
868 22\* for workers' compensation payments by the state and  
869 administrative expenses for the state workers' compensation program  
870 shall be available and may be transferred with the approval of the  
871 Governor to meet the necessary expenses of contracting for such  
872 services.]

873 (b) The Commissioner of Administrative Services shall adopt  
874 regulations, in accordance with the provisions of chapter 54, which  
875 establish the fees payable by this state for its employees under the  
876 provisions of this chapter, based on the medical procedure,  
877 combination of procedures or diagnosis of the patient, provided the fee

878 schedule shall not apply to services rendered to a claimant who is  
879 participating in the state's managed care plan. The regulations shall  
880 limit annual growth in total medical fees payable by the state to no  
881 more than the annual percentage increase in the consumer price index  
882 for all urban workers. Said commissioner may exclude from  
883 participation in the state workers' compensation managed care  
884 program any medical provider found, through a systematic program  
885 of utilization review, to exceed generally accepted standards of the  
886 scope, duration or intensity of services rendered to patients with  
887 similar diagnostic characteristics. The state shall not make any  
888 payment to a facility owned in whole or in part by the referring  
889 practitioner.

890 (c) The Commissioner of Administrative Services shall have sole  
891 responsibility for establishing procedures for all executive branch  
892 agencies participating in the state of Connecticut workers'  
893 compensation program, except that all mandatory subjects of collective  
894 bargaining pertaining to modified or alternative duty shall continue to  
895 be governed by the provisions of chapter 68.

896 Sec. 30. Subsection (e) of section 210 of public act 03-6 of the June 30  
897 special session is repealed and the following is substituted in lieu  
898 thereof (*Effective from passage*):

899 (e) Wherever the words "State Commission on the Arts",  
900 "Connecticut Historical Commission", "Office of Tourism" [and]  
901 "Connecticut Film, Video and Media Office" and "Connecticut  
902 Commission on Arts, Tourism, Culture, History and Film" are used in  
903 the following sections of the general statutes, or in any public or  
904 special act of the 2003 or 2004 session the words "Connecticut  
905 Commission on [Arts, Tourism, Culture, History and Film] Culture  
906 and Tourism" shall be substituted in lieu thereof: 3-110f, as amended,  
907 3-110h, as amended, 3-110i, as amended, 4-9a, as amended, 4b-53, as  
908 amended, 4b-60, as amended, 4b-64, as amended, 4b-66a, as amended,  
909 7-147a, as amended, 7-147b, as amended, 7-147c, as amended, 7-147j, as

910 amended, 7-147p, as amended, 7-147q, as amended, 7-147y, as  
911 amended, 8-2j, as amended, 10-382, as amended, 10-384, as amended,  
912 10-385, as amended, 10-386, as amended, 10-387, as amended, 10-388,  
913 as amended, 10-389, as amended, 10-391, as amended, 10a-111a, as  
914 amended, 10a-112, as amended, 10a-112b, as amended, 10a-112g, as  
915 amended, 10-384, as amended, 11-6a, as amended, 12-376d, as  
916 amended, 13a-252, as amended, 19a-315b, as amended, 19a-315c, as  
917 amended, 22a-1d, as amended, 22a-19b, as amended, 25-102qq, as  
918 amended, 25-109q, as amended, 29-259, as amended, and 32-6a, as  
919 amended.

920       Sec. 31. (NEW) (*Effective from passage*) After completion of the  
921 courthouse which is to be constructed after the effective date of this  
922 section in the town of Torrington and commencing with the payment  
923 in lieu of taxes made under section 12-19a of the general statutes for  
924 such courthouse to the town of Torrington for the grand list year the  
925 courthouse was completed, such payment shall be divided between  
926 the towns of Torrington and Litchfield as follows:

927       (1) For the first year such payments are made until and including  
928 the seventh such year, fifty-five per cent of such payment shall be  
929 made to the town of Torrington and forty-five per cent of such  
930 payment shall be made to the town of Litchfield; and

931       (2) For the eighth such year until and including the fourteenth such  
932 year, sixty-five per cent of such payment shall be made to the town of  
933 Torrington and thirty-five per cent of such payment shall be made to  
934 the town of Litchfield.

935       Sec. 32. (NEW) (*Effective from passage and applicable to assessment years*  
936 *commencing on or after October 1, 2003*) (a) Notwithstanding any  
937 provision of the general statutes, any municipal charter, any special act  
938 or any home rule ordinance, any municipality required to effect a  
939 revaluation of real property under section 12-62 of the general statutes,  
940 as amended by this act, for the 2003, 2004 or 2005 assessment year shall  
941 not be required to effect a revaluation prior to the 2006 assessment

942 year provided any decision not to implement a revaluation pursuant to  
943 this subsection shall be approved by the legislative body of such town  
944 or, in any town where the legislative body is a town meeting, by the  
945 board of selectmen. Any required revaluation subsequent to any  
946 delayed revaluation effected pursuant to this subsection shall be  
947 effected in accordance with the provisions of said section 12-62. The  
948 rate maker, as defined in section 12-131 of the general statutes, in any  
949 municipality that elects, pursuant to this subsection, not to implement  
950 a revaluation may prepare new rate bills under the provisions of  
951 chapter 204 of the general statutes in order to carry out the provisions  
952 of this section.

953 (b) The assessor or board of assessors of any municipality that  
954 elects, pursuant to subsection (a) of this section, not to implement a  
955 revaluation of real property for the 2003 assessment year shall prepare  
956 a revised grand list for said assessment year, which shall reflect the  
957 assessments of real estate according to the grand list in effect for the  
958 assessment year commencing October 1, 2002, subject only to transfers  
959 of ownership, additions for new construction and reductions for  
960 demolitions. Such assessor shall send notice of any increase in the  
961 valuation of real estate over the valuation of such real estate as of  
962 October 1, 2002, or notice of the valuation of any real estate which is on  
963 the grand list to be effective for the October 1, 2003, assessment year  
964 but was not on such list in the prior assessment year, to the last-known  
965 address of the person whose valuation is so affected, and such person  
966 shall have the right to appeal such increase or valuation during the  
967 next regular session of the board of assessment appeals at which real  
968 estate appeals may be heard.

969 Sec. 33. Subsections (a) and (b) of section 12-62 of the general  
970 statutes are repealed and the following is substituted in lieu thereof  
971 (*Effective October 1, 2003, and applicable to assessment years commencing on*  
972 *or after October 1, 2003*):

973 (a) (1) Commencing October 1, 1997, the assessor or board of

974 assessors of each town shall revalue all of the real estate in their  
975 respective municipalities for assessment purposes in accordance with  
976 the provisions of subsection (b) of this section. The assessments  
977 derived from each such revaluation shall be used for the purpose of  
978 levying property taxes in such municipality in the assessment year in  
979 which such revaluation becomes effective and in each assessment year  
980 thereafter until the next succeeding revaluation in accordance with the  
981 provisions of subsection (b) of this section. In the performance of these  
982 duties, except in any municipality where there is a single assessor, at  
983 least two of the assessors shall act together and all valuations shall be  
984 separately approved by a majority of the assessors.

985 (2) The assessor or board of assessors of each town shall view by  
986 physical inspection all of the real estate in their respective  
987 municipalities for assessment purposes within the period of time  
988 provided in subdivision (3) of this subsection.

989 (3) An assessor shall have fulfilled the requirement to view by  
990 physical inspection if a physical inspection of a property has been  
991 made at any time from June 27, 1997, to October 1, 2009, inclusive, and  
992 thereafter, the assessor or board of assessors shall view by physical  
993 inspection each parcel of real estate no later than [twelve] ten years  
994 following the preceding inspection.

995 (b) [(1)] The assessor or board of assessors of each town shall  
996 revalue all of the real estate in their respective municipalities [in  
997 accordance with the schedule provided in this section. Nothing in this  
998 subsection shall be construed to prohibit a town from effecting more  
999 frequent revaluations between the implementation of each revaluation  
1000 required in accordance with the provisions of this section.

| T1 |           | Year of Next | Year of Subsequent |
|----|-----------|--------------|--------------------|
| T2 | Town/City | Revaluation  | Revaluation        |

|     |              |              |      |
|-----|--------------|--------------|------|
| T3  | Andover      | 2001         | 2005 |
| T4  | Ansonia      | 2002         | 2006 |
| T5  | Ashford      | 2002         | 2006 |
| T6  | Avon         | 1999         | 2003 |
| T7  | Barkhamsted  | 1999         | 2003 |
| T8  | Beacon Falls | 2001         | 2005 |
| T9  | Berlin       | 1997 or 1998 | 2002 |
| T10 | Bethany      | 1999         | 2003 |
| T11 | Bethel       | 1999         | 2003 |
| T12 | Bethlehem    | 1999         | 2003 |
| T13 | Bloomfield   | 2000         | 2004 |
| T14 | Bolton       | 1999         | 2003 |
| T15 | Bozrah       | 2001         | 2005 |
| T16 | Branford     | 2000         | 2004 |
| T17 | Bridgeport   | 1999         | 2003 |
| T18 | Bridgewater  | 1999         | 2003 |
| T19 | Bristol      | 1997 or 1998 | 2002 |
| T20 | Brookfield   | 2001         | 2005 |
| T21 | Brooklyn     | 2000         | 2004 |
| T22 | Burlington   | 1999         | 2003 |
| T23 | Canaan       | 1997 or 1998 | 2002 |
| T24 | Canterbury   | 2000         | 2004 |
| T25 | Canton       | 1999         | 2003 |
| T26 | Chaplin      | 1999         | 2003 |
| T27 | Cheshire     | 1999         | 2003 |
| T28 | Chester      | 1999         | 2003 |
| T29 | Clinton      | 2000         | 2004 |
| T30 | Colchester   | 2001         | 2005 |
| T31 | Colebrook    | 2000         | 2004 |
| T32 | Columbia     | 2001         | 2005 |
| T33 | Cornwall     | 2001         | 2005 |
| T34 | Coventry     | 2000         | 2004 |
| T35 | Cromwell     | 1999         | 2003 |
| T36 | Danbury      | 1997 or 1998 | 2002 |

|     |               |              |      |
|-----|---------------|--------------|------|
| T37 | Darien        | 1999         | 2003 |
| T38 | Deep River    | 2001         | 2005 |
| T39 | Derby         | 2000         | 2004 |
| T40 | Durham        | 2000         | 2004 |
| T41 | Eastford      | 1997 or 1998 | 2002 |
| T42 | East Granby   | 1999         | 2003 |
| T43 | East Haddam   | 2002         | 2006 |
| T44 | East Hampton  | 2000         | 2004 |
| T45 | East Hartford | 2001         | 2005 |
| T46 | East Haven    | 2000         | 2004 |
| T47 | East Lyme     | 2001         | 2005 |
| T48 | Easton        | 2002         | 2006 |
| T49 | East Windsor  | 2002         | 2006 |
| T50 | Ellington     | 2000         | 2004 |
| T51 | Enfield       | 2001         | 2005 |
| T52 | Essex         | 1999         | 2003 |
| T53 | Fairfield     | 2001         | 2005 |
| T54 | Farmington    | 2002         | 2006 |
| T55 | Franklin      | 1999         | 2003 |
| T56 | Glastonbury   | 2002         | 2006 |
| T57 | Goshen        | 1997 or 1998 | 2002 |
| T58 | Granby        | 1997 or 1998 | 2002 |
| T59 | Greenwich     | 2001         | 2005 |
| T60 | Griswold      | 2001         | 2005 |
| T61 | Groton        | 2001         | 2005 |
| T62 | Guilford      | 2002         | 2006 |
| T63 | Haddam        | 2001         | 2005 |
| T64 | Hamden        | 2000         | 2004 |
| T65 | Hampton       | 1999         | 2003 |
| T66 | Hartford      | 1999         | 2003 |
| T67 | Hartland      | 2001         | 2005 |
| T68 | Harwinton     | 1999         | 2003 |
| T69 | Hebron        | 2001         | 2005 |
| T70 | Kent          | 1999         | 2003 |

|      |                  |              |      |
|------|------------------|--------------|------|
| T71  | Killingly        | 2002         | 2006 |
| T72  | Killingworth     | 2001         | 2005 |
| T73  | Lebanon          | 1999         | 2003 |
| T74  | Ledyard          | 2001         | 2005 |
| T75  | Lisbon           | 2001         | 2005 |
| T76  | Litchfield       | 1999         | 2003 |
| T77  | Lyme             | 1999         | 2003 |
| T78  | Madison          | 2000         | 2004 |
| T79  | Manchester       | 2000         | 2004 |
| T80  | Mansfield        | 2000         | 2004 |
| T81  | Marlborough      | 2001         | 2005 |
| T82  | Meriden          | 2001         | 2005 |
| T83  | Middlebury       | 2001         | 2005 |
| T84  | Middlefield      | 2001         | 2005 |
| T85  | Middletown       | 1997 or 1998 | 2002 |
| T86  | Milford          | 2000         | 2004 |
| T87  | Monroe           | 1999         | 2003 |
| T88  | Montville        | 2001         | 2005 |
| T89  | Morris           | 2000         | 2004 |
| T90  | Naugatuck        | 1997 or 1998 | 2002 |
| T91  | New Britain      | 2002         | 2006 |
| T92  | New Canaan       | 1999         | 2003 |
| T93  | New Fairfield    | 2000         | 2004 |
| T94  | New Hartford     | 1999         | 2003 |
| T95  | New Haven        | 2000         | 2004 |
| T96  | Newington        | 2000         | 2004 |
| T97  | New London       | 1999         | 2003 |
| T98  | New Milford      | 2001         | 2005 |
| T99  | Newtown          | 2002         | 2006 |
| T100 | Norfolk          | 1999         | 2003 |
| T101 | North Branford   | 2001         | 2005 |
| T102 | North Canaan     | 1997 or 1998 | 2002 |
| T103 | North Haven      | 2000         | 2004 |
| T104 | North Stonington | 2000         | 2004 |

|      |               |              |      |
|------|---------------|--------------|------|
| T105 | Norwalk       | 1999         | 2003 |
| T106 | Norwich       | 1999         | 2003 |
| T107 | Old Lyme      | 2000         | 2004 |
| T108 | Old Saybrook  | 1999         | 2003 |
| T109 | Orange        | 2000         | 2004 |
| T110 | Oxford        | 2000         | 2004 |
| T111 | Plainfield    | 1997 or 1998 | 2002 |
| T112 | Plainville    | 2000         | 2004 |
| T113 | Plymouth      | 2001         | 2005 |
| T114 | Pomfret       | 2000         | 2004 |
| T115 | Portland      | 2001         | 2005 |
| T116 | Preston       | 1997 or 1998 | 2002 |
| T117 | Prospect      | 2000         | 2004 |
| T118 | Putnam        | 1999         | 2003 |
| T119 | Redding       | 1997 or 1998 | 2002 |
| T120 | Ridgefield    | 1997 or 1998 | 2002 |
| T121 | Rocky Hill    | 1999         | 2003 |
| T122 | Roxbury       | 1997 or 1998 | 2002 |
| T123 | Salem         | 2001         | 2005 |
| T124 | Salisbury     | 2000         | 2004 |
| T125 | Scotland      | 1999         | 2003 |
| T126 | Seymour       | 2001         | 2005 |
| T127 | Sharon        | 1999         | 2003 |
| T128 | Shelton       | 2001         | 2005 |
| T129 | Sherman       | 1999         | 2003 |
| T130 | Simsbury      | 2002         | 2006 |
| T131 | Somers        | 2002         | 2006 |
| T132 | Southbury     | 1997 or 1998 | 2002 |
| T133 | Southington   | 2001         | 2005 |
| T134 | South Windsor | 2002         | 2006 |
| T135 | Sprague       | 2000         | 2004 |
| T136 | Stafford      | 2000         | 2004 |
| T137 | Stamford      | 2001         | 2005 |
| T138 | Sterling      | 1997 or 1998 | 2002 |

|      |               |              |      |
|------|---------------|--------------|------|
| T139 | Stonington    | 2002         | 2006 |
| T140 | Stratford     | 2000         | 2004 |
| T141 | Suffield      | 1999         | 2003 |
| T142 | Thomaston     | 1999         | 2003 |
| T143 | Thompson      | 2000         | 2004 |
| T144 | Tolland       | 2000         | 2004 |
| T145 | Torrington    | 1999         | 2003 |
| T146 | Trumbull      | 2000         | 2004 |
| T147 | Union         | 1999         | 2003 |
| T148 | Vernon        | 2000         | 2004 |
| T149 | Voluntown     | 2001         | 2005 |
| T150 | Wallingford   | 2000         | 2004 |
| T151 | Warren        | 1997 or 1998 | 2002 |
| T152 | Washington    | 1999         | 2003 |
| T153 | Waterbury     | 1997 or 1998 | 2002 |
| T154 | Waterford     | 1997 or 1998 | 2002 |
| T155 | Watertown     | 1999         | 2003 |
| T156 | Westbrook     | 2001         | 2005 |
| T157 | West Hartford | 1999         | 2003 |
| T158 | West Haven    | 2000         | 2004 |
| T159 | Weston        | 1999         | 2003 |
| T160 | Westport      | 1999         | 2003 |
| T161 | Wethersfield  | 1999         | 2003 |
| T162 | Willington    | 1999         | 2003 |
| T163 | Wilton        | 2002         | 2006 |
| T164 | Winchester    | 2002         | 2006 |
| T165 | Windham       | 2001         | 2005 |
| T166 | Windsor       | 1999         | 2003 |
| T167 | Windsor Locks | 1999         | 2003 |
| T168 | Wolcott       | 2000         | 2004 |
| T169 | Woodbridge    | 2000         | 2004 |
| T170 | Woodbury      | 1999         | 2003 |
| T171 | Woodstock     | 2000         | 2004 |

1001 (2) For the assessment date four years following the date of the  
1002 subsequent revaluation required under subdivision (1) of this  
1003 subsection and every fourth year thereafter, the assessor or board of  
1004 assessors shall revalue all of the real estate in their respective  
1005 municipalities.

1006 (3) Any municipality required to revalue all real property for  
1007 assessment year 1997 or 1998, which revalued such real property for  
1008 the assessment year 1996, shall not be required to revalue for  
1009 assessment year 1997 or 1998 but shall be required to revalue all real  
1010 property for assessment year 2002] not later than five years after the  
1011 last revaluation conducted in each municipality, except as provided in  
1012 section 32 of this act. In carrying out the provisions of this subsection,  
1013 any municipality which last effected revaluation by statistical means  
1014 shall effect its next revaluation by physical inspection provided in no  
1015 case shall a physical inspection be required more than once every ten  
1016 years. In carrying out the provisions of this subsection, any  
1017 municipality which last effected revaluation by physical inspection  
1018 may effect its next revaluation by statistical means.

1019 Sec. 34. Subsection (g) of section 17b-239 of the general statutes, as  
1020 amended by section 68 of public act 03-3 of the June 30, special session  
1021 and section 3 of house bill 5689 of the February 2004 regular session, is  
1022 repealed and the following is substituted in lieu thereof (*Effective July*  
1023 *1, 2004*):

1024 (g) Effective June 1, 2001, the commissioner shall establish inpatient  
1025 hospital rates in accordance with the method specified in regulations  
1026 adopted pursuant to this section and applied for the rate period  
1027 beginning October 1, 2000, except that the commissioner shall update  
1028 each hospital's target amount per discharge to the actual allowable cost  
1029 per discharge based upon the 1999 cost report filing multiplied by  
1030 sixty-two and one-half per cent if such amount is higher than the target  
1031 amount per discharge for the rate period beginning October 1, 2000, as  
1032 adjusted for the ten per cent incentive identified in Section 4005 of

1033 Public Law 101-508. If a hospital's rate is increased pursuant to this  
1034 subsection, the hospital shall not receive the ten per cent incentive  
1035 identified in Section 4005 of Public Law 101-508. For rate periods  
1036 beginning October 1, 2001, through [September 30, 2004] March 31,  
1037 2008, the commissioner shall not apply an annual adjustment factor to  
1038 the target amount per discharge. Effective April 1, 2005, the revised  
1039 target amount per discharge for each hospital with a target amount per  
1040 discharge less than three thousand seven hundred fifty dollars shall be  
1041 three thousand seven hundred fifty dollars. Effective April 1, 2006, the  
1042 revised target amount per discharge for each hospital with a target  
1043 amount per discharge less than four thousand dollars shall be four  
1044 thousand dollars. Effective April 1, 2007, the revised target amount per  
1045 discharge for each hospital with a target amount per discharge less  
1046 than four thousand two hundred fifty dollars shall be four thousand  
1047 two hundred fifty dollars.

1048 Sec. 35. Subsection (b) of section 17b-688c of the general statutes, as  
1049 amended by section 13 of house bill 5689 of the February 2004 regular  
1050 session, is repealed and the following is substituted in lieu thereof  
1051 (*Effective July 1, 2004*):

1052 (b) In no event shall temporary family assistance be granted to an  
1053 applicant for such assistance, who is not exempt from participation in  
1054 the employment services program, prior to the applicant's attendance  
1055 at an initial scheduled employment services assessment interview and  
1056 participation in the development of an employment services plan. The  
1057 Department of Social Services shall not [deny] delay temporary family  
1058 assistance to an applicant in cases where the department schedules the  
1059 initial employment services assessment interview more than ten  
1060 business days after the date on which application for assistance is  
1061 made, or in cases where the Labor Department does not complete an  
1062 employment services plan for the benefit of the applicant within ten  
1063 business days of the date on which the applicant attends an  
1064 employment services assessment interview. The Commissioner of  
1065 Social Services shall refer any applicant denied temporary family

1066 assistance, who may be in need of emergency benefits, to other  
1067 services offered by the Department of Social Services or community  
1068 services that may be available to such applicant. The Department of  
1069 Social Services shall reduce the benefits awarded to a family under the  
1070 temporary family assistance program when a member of the family  
1071 who is required to participate in employment services fails to comply  
1072 with an employment services requirement without good cause. The  
1073 first instance of noncompliance with an employment services  
1074 requirement shall result in a twenty-five per cent reduction of such  
1075 benefits for three consecutive months. The second instance of  
1076 noncompliance with such requirement shall result in a thirty-five per  
1077 cent reduction of such benefits for three consecutive months. A third or  
1078 subsequent instance of noncompliance with such requirement shall  
1079 result in the termination of such benefits for three consecutive months.  
1080 If only one member of a family is eligible for temporary family  
1081 assistance and such member fails to comply with an employment  
1082 services requirement, the department shall terminate all benefits of  
1083 such family for three consecutive months. Notwithstanding the  
1084 provisions of this subsection, the department shall terminate the  
1085 benefits awarded to a family under the temporary family assistance  
1086 program if a member of the family who is not exempt from the twenty-  
1087 one-month time limit specified in subsection (a) of section 17b-112, as  
1088 amended, fails, without good cause, to: (1) Attend any scheduled  
1089 assessment appointment or interview relating to the establishment of  
1090 an employment services plan, except that such individual's benefits  
1091 shall be reinstated if the individual attends a subsequently scheduled  
1092 appointment or interview within thirty days of the date on which the  
1093 department has issued notification to the individual that benefits have  
1094 been terminated, or (2) comply with an employment services  
1095 requirement during a six-month extension of benefits. Any individual  
1096 who fails to comply with the provisions of subdivision (1) of this  
1097 subsection may submit a new application for such benefits at any time  
1098 after termination of benefits.

1099 Sec. 36. (Effective July 1, 2004) (a) The sum of \$100,000 available for

1100 expenditure by the Department of Social Services from the TANF high  
1101 performance bonus payments for welfare to work, for Emergency  
1102 Shelters, shall be used for a grant to the Connecticut Association for  
1103 United Spanish Action, Inc. (CAUSA).

1104 (b) The sum of \$50,000 available for expenditure by the Department  
1105 of Social Services from the TANF high performance bonus payments  
1106 for welfare to work, for Good News Garage, shall be used for a grant  
1107 to the Connecticut Association for United Spanish Action, Inc.  
1108 (CAUSA).

1109 (c) The grants provided for in subsection (a) of this section shall be  
1110 made during the fiscal year ending June 30, 2005.

1111 Sec. 37. Section 46a-70 of the general statutes, as amended by  
1112 substitute senate bill 584, as amended by House Amendment Schedule  
1113 "A", of the February 2004 regular session, is repealed and the following  
1114 is substituted in lieu thereof (*Effective from passage*):

1115 (a) State officials and supervisory personnel shall recruit, appoint,  
1116 assign, train, evaluate and promote state personnel on the basis of  
1117 merit and qualifications, without regard for race, color, religious creed,  
1118 sex, marital status, age, national origin, ancestry, mental retardation,  
1119 mental disability, learning disability or physical disability, including  
1120 but not limited to, blindness, unless it is shown by such state officials  
1121 or supervisory personnel that such disability prevents performance of  
1122 the work involved.

1123 (b) All state agencies shall promulgate written directives to carry  
1124 out this policy and to guarantee equal employment opportunities at all  
1125 levels of state government. They shall regularly review their personnel  
1126 practices to assure compliance.

1127 (c) All state agencies shall conduct continuing orientation and  
1128 training programs with emphasis on human relations and  
1129 nondiscriminatory employment practices.

1130 [(d) The name and address of, and any related identifying  
1131 information concerning, a sexual harassment complainant in any  
1132 internal sexual harassment investigation conducted by an affirmative  
1133 action officer or other designated person on behalf of a state agency  
1134 shall be confidential and shall be disclosed only upon order of the  
1135 Superior Court, except the state agency (1) shall disclose the name of  
1136 the sexual harassment complainant to the accused during the state  
1137 agency's sexual harassment investigation, and (2) may disclose the  
1138 name of the sexual harassment complainant to other persons  
1139 participating in the state agency's sexual harassment investigation. For  
1140 purposes of this subsection, "state agency" has the same meaning as  
1141 "public agency" in section 1-200.]

1142 [(e)] (d) The Commissioner of Administrative Services shall insure  
1143 that the entire examination process, including qualifications appraisal,  
1144 is free from bias.

1145 [(f)] (e) Appointing authorities shall exercise care to insure  
1146 utilization of minority group persons.

1147 Sec. 38. (NEW) (*Effective July 1, 2004*) At the request of the  
1148 Commissioner of Social Services, the Secretary of the Office of Policy  
1149 and Management is authorized to cancel any receivable that has  
1150 resulted from an audit against a town, including any receivables  
1151 associated with the prior general assistance program operated by  
1152 towns. The secretary may direct the Commissioner of Social Services to  
1153 estimate any potential receivables from future audits in the former  
1154 general assistance programs operated by towns and authorize the  
1155 commissioner to suspend any future audits. If the secretary authorizes  
1156 the suspension of future audits in the program, the commissioner shall  
1157 notify the towns of such suspension.

1158 Sec. 39. (*Effective from passage*) (a) Notwithstanding any provision of  
1159 the general statutes, no state employee shall be transferred to the  
1160 Department of Information Technology, prior to October 1, 2004, for  
1161 the purpose of the transformation or consolidation of the state's

1162 information technology services, except that an employee who was  
1163 transferred prior to the effective date of this section and who is  
1164 employed by said department on the effective date of this section shall  
1165 not be subject to this section.

1166 (b) During the fiscal year ending June 30, 2005, the Secretary of the  
1167 Office of Policy and Management may transfer funds appropriated to  
1168 the Department of Information Technology, for Personal Services, for  
1169 said fiscal year, to the appropriation to other General Fund agencies,  
1170 for Personal Services, for said fiscal year, in order to implement the  
1171 provisions of subsection (a) of this section.

1172 Sec. 40. (*Effective July 1, 2004*) (a) Up to \$2.5 million appropriated to  
1173 the Office of Policy and Management, for Personal Services, in section  
1174 1 of public act 03-1 of the June 30 special session, shall not lapse June  
1175 30, 2004, and such funds shall be transferred to the Capital City  
1176 Economic Development account, for the fiscal year ending June 30,  
1177 2005.

1178 (b) The sum of \$200,000 appropriated to the Office of Policy and  
1179 Management, for Justice Assistance Grants, in section 1 of public act  
1180 03-1 of the June 30 special session, shall not lapse June 30, 2004, and  
1181 such funds shall be transferred to the Capital City Economic  
1182 Development account, for the fiscal year ending June 30, 2005.

1183 Sec. 41. Subsection (f) of section 17b-274d of the general statutes, as  
1184 amended by House Amendment Schedule "C" of substitute house bill  
1185 5689 of the February 2004 regular session, is repealed and the  
1186 following is substituted in lieu thereof (*Effective July 1, 2004*):

1187 (f) Except for mental-health-related drugs and antiretroviral drugs,  
1188 [and medications used to treat diabetes, asthma or cancer,]  
1189 reimbursement for a drug not included in the preferred drug list is  
1190 subject to prior authorization.

1191 Sec. 42. Subdivision (1) of subsection (a) of section 32-655 of the

1192 general statutes is repealed and the following is substituted in lieu  
1193 thereof (*Effective from passage*):

1194 (1) Acquire, by condemnation, gift, purchase, lease, lease-purchase,  
1195 exchange or otherwise, the real property comprising the Adriaen's  
1196 Landing site and the stadium facility site and such other real property  
1197 determined to be necessary by the secretary for off-site infrastructure  
1198 improvements related to the development of the Adriaen's Landing  
1199 site or the stadium facility site or for temporary use for construction  
1200 staging or replacement parking during the period of construction as  
1201 contemplated by the master development plan, including the exchange  
1202 of real property acquired by the secretary under authority of this  
1203 chapter for other real property in circumstances where the secretary  
1204 determines that such exchange will better conform site boundaries to  
1205 final plans or otherwise facilitate the layout, development or financing  
1206 of the public and private improvements contemplated by the master  
1207 development plan.

1208 Sec. 43. Subdivision (3) of subsection (a) of section 32-655 of the  
1209 general statutes is repealed and the following is substituted in lieu  
1210 thereof (*Effective from passage*):

1211 (3) Lease or sublease, as lessor or lessee or sublessor or sublessee,  
1212 and grant temporary or permanent easements and rights-of-way and  
1213 enter into access, support, common area maintenance and similar  
1214 agreements with respect to, any real property in connection with the  
1215 overall project and the on-site related private development, including  
1216 leases or subleases, as lessor or lessee or sublessor or sublessee, of off-  
1217 site real property in connection with site acquisition arrangements, on  
1218 terms to be determined by the secretary;

1219 Sec. 44. Section 25-33k of the general statutes is repealed and the  
1220 following is substituted in lieu thereof (*Effective October 1, 2004*):

1221 (a) For purposes of this section, "safe yield" means the maximum  
1222 dependable quantity of water per unit of time that may flow or be

1223 pumped continuously from a source of supply during a critical dry  
1224 period without consideration of available water limitations.

1225 (b) No source of water supply shall be abandoned by a water  
1226 company or other entity without a permit from the Commissioner of  
1227 Public Health. A water company or other entity shall apply for such  
1228 permit in the manner prescribed by the commissioner. Not later than  
1229 thirty days before filing an application for such permit, the applicant  
1230 shall notify the chief elected official of any municipality in which such  
1231 source of supply is located. Not later than sixty days after receipt of  
1232 such notification the municipality or municipalities receiving such  
1233 notice and any water company as defined in section 25-32a may  
1234 submit comments on such application to the commissioner. The  
1235 commissioner shall take such comments into consideration when  
1236 reviewing the application.

1237 (c) (1) In [his] the commissioner's decision, the commissioner shall  
1238 consider the water supply needs of the water company, the state and  
1239 any comments submitted pursuant to subsection (b) of this section,  
1240 and shall consult with the Commissioner of Environmental Protection,  
1241 the Secretary of the Office of Policy and Management and the  
1242 Department of Public Utility Control.

1243 (2) The Commissioner of Public Health shall grant a permit upon a  
1244 finding that [the source shall] any groundwater source with a safe  
1245 yield of less than 0.75 millions of gallons per day, any reservoir with a  
1246 safe yield of less than 0.75 millions of gallons per day, any reservoir  
1247 system with a safe yield of less than 0.75 millions of gallons per day, or  
1248 any individual source within a reservoir system when such system has  
1249 a safe yield of less than 0.75 millions of gallons per day will not be  
1250 needed by such water company for present or future water supply  
1251 and, in the case of a water company required to file a water supply  
1252 plan under section 25-32d, as amended, that such abandonment is  
1253 consistent with a water supply plan filed and approved pursuant to  
1254 said section. No permit shall be granted if the commissioner

1255 determines that the source would be necessary for water supply by the  
1256 company owning such source in an emergency or the proposed  
1257 abandonment would impair the ability of [the] such company to  
1258 provide a pure, adequate and reliable water supply for present and  
1259 projected future customers. As used in this section, a future source of  
1260 water supply shall be considered to be any source of water supply  
1261 necessary to serve areas reasonably expected to require service by the  
1262 water company owning such source for a period of not more than fifty  
1263 years after the date of the application for a permit under this section.

1264 (3) The Commissioner of Public Health shall grant a permit upon a  
1265 finding that any groundwater source with a safe yield of more than  
1266 0.75 millions of gallons per day, any reservoir with a safe yield of more  
1267 than 0.75 millions of gallons per day, any reservoir system with a safe  
1268 yield of more than 0.75 millions of gallons per day, or any individual  
1269 source within a reservoir system when such system has a safe yield of  
1270 more than 0.75 millions of gallons per day is of a size or condition that  
1271 makes it unsuitable for present or future use as a drinking water  
1272 supply by the water company, other entity or the state. In making a  
1273 decision, the commissioner shall consider the general utility of the  
1274 source and the viability for use to meet water supply needs. The  
1275 commissioner shall consider any public water supply plans filed and  
1276 approved pursuant to sections 25-32d, as amended, and 25-33h, and  
1277 any other water system plan approved by the commissioner, and the  
1278 efficient and effective development of public water supply in the state.  
1279 In assessing the general utility of the source, the commissioner shall  
1280 consider factors including, but not limited to, (1) the safe yield of the  
1281 source; (2) the location of the source relative to other public water  
1282 supply systems, (3) the water quality of the source and the potential  
1283 for treatment, (4) water quality compatibility between systems and  
1284 interconnections, (5) extent of water company-owned lands for source  
1285 protection of the supply, (6) types of land uses and land use controls in  
1286 the aquifer protection area or watershed and their potential impact on  
1287 water quality of the source, and (7) physical limitations to water  
1288 service, system hydraulics and topography.

1289 Sec. 45. Subsection (d) of section 25-32 of the general statutes is  
1290 repealed and the following is substituted in lieu thereof (*Effective*  
1291 *October 1, 2004*):

1292 (d) The commissioner may grant a permit for (1) the sale of class I or  
1293 II land to another water company, to a state agency or to a  
1294 municipality, [or] (2) the sale of class II land or the sale or assignment  
1295 of a conservation restriction or a public access easement on class I or  
1296 class II land to a private, nonprofit land-holding conservation  
1297 organization, or (3) the sale of class I land to a private nonprofit land-  
1298 holding conservation organization if the water company is denied a  
1299 permit to abandon a source not in current use or needed by the water  
1300 company pursuant to subsection (c) of section 25-33k, as amended by  
1301 this act, if the purchasing entity agrees to maintain the land subject to  
1302 the provisions of this section, any regulations adopted pursuant to this  
1303 section and the terms of any permit issued pursuant to this section.  
1304 Such purchasing entity or assignee may not sell, lease or assign any  
1305 such land or conservation restriction or public access easement or sell,  
1306 lease, assign or change the use of such land without obtaining a permit  
1307 pursuant to this section.

1308 Sec. 46. Section 83 of public act 03-1 of the June 30 special session is  
1309 repealed and the following is substituted in lieu thereof (*Effective from*  
1310 *passage*):

1311 A holder of property subject to part III of chapter 32 and section 71,  
1312 73 and 74 of [this act] public act 03-1 of the June 30 special session may  
1313 not impose on the property a dormancy charge or fee, abandoned  
1314 property charge or fee, unclaimed property charge or fee, escheat  
1315 charge or fee, inactivity charge or fee, or any similar charge, fee or  
1316 penalty for inactivity with respect to the property. Neither the  
1317 property nor an agreement with respect to the property may contain  
1318 language suggesting that the property may be subject to such a charge,  
1319 fee or penalty for inactivity. The provisions of this section shall not  
1320 apply to property subject to subdivision (1), (2), (3) or (5) of subsection

1321 (a) of section 3-57a, as amended, provided a holder of any such  
1322 property may not impose an escheat charge or fee with respect to such  
1323 property.

1324 Sec. 47. Subsection (j) of section 3-65a of the general statutes, as  
1325 amended by section 76 of public act 03-1 of the June 30 special session,  
1326 is repealed and the following is substituted in lieu thereof (*Effective*  
1327 *from passage*):

1328 (j) Notwithstanding the provisions of subsection (b) of this section,  
1329 the holder of personal property presumed abandoned pursuant to  
1330 subdivision (5) of subsection (a) of section 3-57a, as amended, shall sell  
1331 such property and pay the proceeds arising from such sale, excluding  
1332 any charges that may lawfully be withheld, to the Treasurer. A holder  
1333 of such property may contract with a third party to store and sell such  
1334 property and to pay the proceeds arising from such sale, excluding any  
1335 charges that may be lawfully withheld, to the Treasurer, provided the  
1336 third party holds a surety bond or other form of insurance coverage  
1337 with respect to such activities. Any holder who sells such property and  
1338 remits the excess proceeds to the Treasurer or who transmits such  
1339 property to a bonded or insured third party for such purposes, shall  
1340 not be responsible for any claims related to the sale or transmission of  
1341 the property or proceeds to the Treasurer. If the Treasurer exempts any  
1342 such property from being remitted or sold pursuant to this subsection,  
1343 whether by regulations or guidelines, the holder of such property may  
1344 dispose of such property in any manner such holder deems  
1345 appropriate and such holder shall not be responsible for any claims  
1346 related to the disposition of such property or any claims to the  
1347 property itself. For purposes of this subsection, charges that may  
1348 lawfully be withheld include costs of storage, appraisal, advertising  
1349 and sales commissions as well as lawful charges owing under the  
1350 contract governing the safe deposit box rental.

1351 Sec. 48. Section 12-20a of the general statutes is repealed and the  
1352 following is substituted in lieu thereof (*Effective October 1, 2004, and*

1353 *applicable to assessment years commencing on or after October 1, 2004):*

1354 (a) On or before January first, annually, the Secretary of the Office of  
1355 Policy and Management shall determine the amount due to each  
1356 municipality in the state, in accordance with this section, as a state  
1357 grant in lieu of taxes with respect to real property owned by any  
1358 private nonprofit institution of higher education or any nonprofit  
1359 general hospital facility or free standing chronic disease hospital or an  
1360 urgent care facility that operates for at least twelve hours a day and  
1361 that had been the location of a nonprofit general hospital for at least a  
1362 portion of calendar year 1996 to receive payments in lieu of taxes for  
1363 such property, exclusive of any such facility operated by the federal  
1364 government, except a campus of the United States Department of  
1365 Veterans Affairs Connecticut Healthcare Systems, or the state of  
1366 Connecticut or any subdivision thereof. As used in this section "private  
1367 nonprofit institution of higher education" means any such institution  
1368 engaged primarily in education beyond the high school level, the  
1369 property of which is exempt from property tax under any of the  
1370 subdivisions of section 12-81, as amended by this act; "nonprofit  
1371 general hospital facility" means any such facility which is used  
1372 primarily for the purpose of general medical care and treatment,  
1373 exclusive of any hospital facility used primarily for the care and  
1374 treatment of special types of disease or physical or mental conditions;  
1375 and "free standing chronic disease hospital" means a facility which  
1376 provides for the care and treatment of chronic diseases, excluding any  
1377 such facility having an ownership affiliation with and operated in the  
1378 same location as a chronic and convalescent nursing home.

1379 (b) The grant payable to any municipality under the provisions of  
1380 this section in the state fiscal year commencing July 1, 1999, and in  
1381 each fiscal year thereafter, shall be equal to seventy-seven per cent of  
1382 the property taxes which, except for any exemption applicable to any  
1383 such institution of higher education or general hospital facility under  
1384 the provisions of section 12-81, as amended by this act, would have  
1385 been paid with respect to such exempt real property on the assessment

1386 list in such municipality for the assessment date two years prior to the  
1387 commencement of the state fiscal year in which such grant is payable.  
1388 The amount of the grant payable to each municipality in any year in  
1389 accordance with this section shall be reduced proportionately in the  
1390 event that the total of such grants in such year exceeds the amount  
1391 appropriated for the purposes of this section with respect to such year.

1392 (c) Notwithstanding the provisions of subsection (b) of this section,  
1393 the amount of the grant payable to any municipality under the  
1394 provisions of this section with respect to a campus of the United States  
1395 Department of Veterans Affairs Connecticut Healthcare Systems shall  
1396 be as follows: (1) For the fiscal year ending June 30, 2007, twenty per  
1397 cent of the amount payable in accordance with said subsection (b); (2)  
1398 for the fiscal year ending June 30, 2008, forty per cent of such amount;  
1399 (3) for the fiscal year ending June 30, 2009, sixty per cent of such  
1400 amount; (4) for the fiscal year ending June 30, 2010, eighty per cent of  
1401 such amount; (5) for the fiscal year ending June 30, 2011, and each  
1402 fiscal year thereafter, one hundred per cent of such amount.

1403 [(c)] (d) As used in this section and section 12-20b, as amended by  
1404 this act, the word "municipality" means any town, consolidated town  
1405 and city, consolidated town and borough, borough, district, as defined  
1406 in section 7-324, and any city not consolidated with a town.

1407 Sec. 49. Subdivision (3) of section 34 of public act 03-6 of the June 30  
1408 special session is repealed and the following is substituted in lieu  
1409 thereof (*Effective from passage*):

1410 (3) "Housing revitalization plan" means the master plan of  
1411 development for the housing developments accepted by the housing  
1412 authority of the city of New Britain on March 13, 2002, and approved  
1413 by the commissioner pursuant to subsection (d) of section 35 of [this  
1414 act] public act 03-6 of the June 30 special session, as amended by this  
1415 act, as such plan may be amended from time to time.

1416 Sec. 50. Subsection (a) of section 22a-208a of the general statutes is

1417 repealed and the following is substituted in lieu thereof (*Effective*  
1418 *October 1, 2004*):

1419 (a) The Commissioner of Environmental Protection may issue, deny,  
1420 modify, renew, suspend, revoke or transfer a permit, under such  
1421 conditions as he may prescribe and upon submission of such  
1422 information as he may require, for the construction, alteration and  
1423 operation of solid waste facilities, in accordance with the provisions of  
1424 this chapter and regulations adopted pursuant to this chapter.  
1425 Notwithstanding the provisions of this section, the commissioner shall  
1426 not issue (1) a permit for a solid waste land disposal facility on former  
1427 railroad property until July 1, 1989, unless the commissioner makes a  
1428 written determination that such facility is necessary to meet the solid  
1429 waste disposal needs of the state and will not result in a substantial  
1430 excess capacity of solid waste land disposal areas or disrupt the  
1431 orderly transportation of or disposal of solid waste in the area affected  
1432 by the facility, or (2) an operational permit for a resources recovery  
1433 facility unless the applicant has submitted a plan pursuant to section  
1434 22a-208g for the disposal or recycling of ash residue expected to be  
1435 generated at the facility in the first five years of operation. In making a  
1436 decision to grant or deny a permit to construct a solid waste land  
1437 disposal facility, including a vertical or horizontal landfill expansion,  
1438 the commissioner shall consider the character of the neighborhood in  
1439 which such facility is located and may impose requirements for hours  
1440 and routes of truck traffic, security and fencing and for measures to  
1441 prevent the blowing of dust and debris and to minimize insects,  
1442 rodents and odors. In making a decision to grant or deny a permit to  
1443 construct or operate a new transfer station, the commissioner shall  
1444 consider whether such transfer station will result in disproportionately  
1445 high adverse human health or environmental effects. The  
1446 commissioner shall not authorize under a general permit or issue an  
1447 individual permit under this section to establish or construct a new  
1448 volume reduction plant or transfer station located, or proposed to be  
1449 located, within one-quarter mile of a child day care center, as defined  
1450 in subdivision (1) of subsection (a) of section 19a-77, as amended, in a

1451 municipality with a population greater than one hundred thousand  
1452 persons provided such center is operating as of July 8, 1997. The  
1453 commissioner may modify or renew a permit for an existing volume  
1454 reduction plant or transfer station, in accordance with the provisions of  
1455 this chapter, without regard to its location. In making a decision to  
1456 grant or deny a permit to construct an ash residue disposal area, the  
1457 commissioner shall consider any provision which the applicant shall  
1458 make for a double liner, a leachate collection or detection system and  
1459 the cost of transportation and disposal of ash residue at the site under  
1460 consideration.

1461 Sec. 51. (NEW) (*Effective from passage*) The Secretary of the Office of  
1462 Policy and Management and the Capital City Economic Development  
1463 Authority may enter into a memorandum of understanding with the  
1464 Connecticut Center for Science and Exploration that provides that the  
1465 secretary and the authority may provide financial management and  
1466 construction management services assistance for the science center.

1467 Sec. 52. Subsection (d) of section 42a-9-109 of the general statutes, as  
1468 amended by section 3 of public act 03-62, is repealed and the following  
1469 is substituted in lieu thereof (*Effective from passage and applicable to any*  
1470 *pledge, lien or security interest of this state or any political subdivision of this*  
1471 *state, which pledge, lien or interest was in existence on October 1, 2003, and*  
1472 *applicable to any such pledge, lien or interest created after October 1, 2003*):

1473 (d) This article does not apply to:

1474 (1) A landlord's lien, other than an agricultural lien;

1475 (2) A lien, other than an agricultural lien, given by statute or other  
1476 rule of law for services or materials, but section 42a-9-333 applies with  
1477 respect to priority of the lien;

1478 (3) An assignment of a claim for wages, salary or other  
1479 compensation of an employee;

1480 (4) A sale of accounts, chattel paper, payment intangibles or

1481 promissory notes as part of a sale of the business out of which they  
1482 arose;

1483 (5) An assignment of accounts, chattel paper, payment intangibles  
1484 or promissory notes which is for the purpose of collection only;

1485 (6) An assignment of a right to payment under a contract to an  
1486 assignee that is also obligated to perform under the contract;

1487 (7) An assignment of a single account, payment intangible or  
1488 promissory note to an assignee in full or partial satisfaction of a  
1489 preexisting indebtedness;

1490 (8) A transfer of an interest in or an assignment of a claim under a  
1491 policy of insurance, other than an assignment by or to a health-care  
1492 provider of a health-care-insurance receivable and any subsequent  
1493 assignment of the right to payment, but sections 42a-9-315 and 42a-9-  
1494 322 apply with respect to proceeds and priorities in proceeds;

1495 (9) An assignment of a right represented by a judgment, other than  
1496 a judgment taken on a right to payment that was collateral;

1497 (10) A right of recoupment or set-off, but:

1498 (A) Section 42a-9-340 applies with respect to the effectiveness of  
1499 rights of recoupment or set-off against deposit accounts; and

1500 (B) Section 42a-9-404 applies with respect to defenses or claims of an  
1501 account debtor;

1502 (11) The creation or transfer of an interest in or lien on real property,  
1503 including a lease or rents thereunder, except to the extent that  
1504 provision is made for:

1505 (A) Liens on real property in sections 42a-9-203 and 42a-9-308;

1506 (B) Fixtures in section 42a-9-334;

1507 (C) Fixture filings in sections 42a-9-501, as amended, 42a-9-502, 42a-  
1508 9-512, as amended, 42a-9-516 and 42a-9-519, as amended; and

1509 (D) Security agreements covering personal and real property in  
1510 section 42a-9-604;

1511 (12) An assignment of a claim arising in tort, other than a  
1512 commercial tort claim, but sections 42a-9-315 and 42a-9-322 apply with  
1513 respect to proceeds and priorities in proceeds;

1514 (13) An assignment of a deposit account in a consumer transaction,  
1515 but sections 42a-9-315 and 42a-9-322 apply with respect to proceeds  
1516 and priorities in proceeds;

1517 (14) A pledge or other lien by this state or a government subdivision  
1518 or agency of this state in existence on or after October 1, 2003, in  
1519 connection with a bond or note issue of this state or of a government  
1520 subdivision or agency of this state, which pledge or other lien is  
1521 governed by a statute of this state that (A) provides for the creation of  
1522 a pledge or other lien by this state or a government subdivision or  
1523 agency of this state in connection with any bond or note issued by this  
1524 state or a government subdivision or agency of this state, and (B)  
1525 expressly states that such pledge or lien shall be valid and binding as  
1526 against other parties;

1527 ~~[(14)]~~ (15) An assignment of workers' compensation benefits  
1528 governed by section 31-320; or

1529 ~~[(15)]~~ (16) A security interest in a deposit account that is a payroll  
1530 account or a trust account and which is titled or otherwise clearly  
1531 identifiable as such an account, except that this article does apply to a  
1532 security interest in (A) such an account if another statute of this state  
1533 expressly so provides, or (B) a deposit account of a debtor that is a  
1534 statutory trust formed or a foreign statutory trust registered under  
1535 chapter 615, provided such deposit account is not a payroll account or  
1536 a trust account which is titled or otherwise clearly identifiable as such

1537 an account.

1538 Sec. 53. Subsection (d) of section 10a-185 of the general statutes is  
1539 repealed and the following is substituted in lieu thereof (*Effective from*  
1540 *passage and applicable to any pledge, lien or security interest of this state or*  
1541 *any political subdivision of this state, which pledge, lien or interest was in*  
1542 *existence on October 1, 2003, and applicable to any such pledge, lien or*  
1543 *interest created after October 1, 2003*):

1544 (d) Any resolution or resolutions authorizing any bonds or any  
1545 issue of bonds may contain provisions, which shall be a part of the  
1546 contract with the holders of the bonds to be authorized, as to: (1)  
1547 Pledging the full faith and credit of the authority, the full faith and  
1548 credit of a participating institution for higher education, a participating  
1549 health care institution, a participating corporation or of a participating  
1550 nursing home, all or any part of the revenues of a project or any  
1551 revenue-producing contract or contracts made by the authority with  
1552 any individual, partnership, corporation or association or other body,  
1553 public or private, any federally guaranteed security and moneys  
1554 received therefrom purchased with bond proceeds or any other  
1555 property, revenues, funds or legally available moneys to secure the  
1556 payment of the bonds or of any particular issue of bonds, subject to  
1557 such agreements with bondholders as may then exist; (2) the rentals,  
1558 fees and other charges to be charged, and the amounts to be raised in  
1559 each year thereby, and the use and disposition of the revenues; (3) the  
1560 setting aside of reserves or sinking funds, and the regulation and  
1561 disposition thereof; (4) limitations on the right of the authority or its  
1562 agent to restrict and regulate the use of the project; (5) the purpose and  
1563 limitations to which the proceeds of sale of any issue of bonds then or  
1564 thereafter to be issued may be applied, including as authorized  
1565 purposes, all costs and expenses necessary or incidental to the issuance  
1566 of bonds, to the acquisition of or commitment to acquire any federally  
1567 guaranteed security and to the issuance and obtaining of any federally  
1568 insured mortgage note, and pledging such proceeds to secure the  
1569 payment of the bonds or any issue of the bonds; (6) limitations on the

1570 issuance of additional bonds, the terms upon which additional bonds  
1571 may be issued and secured and the refunding of outstanding bonds;  
1572 (7) the procedure, if any, by which the terms of any contract with  
1573 bondholders may be amended or abrogated, the amount of bonds the  
1574 holders of which must consent thereto, and the manner in which such  
1575 consent may be given; (8) limitations on the amount of moneys derived  
1576 from the project to be expended for operating, administrative or other  
1577 expenses of the authority; (9) defining the acts or omissions to act  
1578 which shall constitute a default in the duties of the authority to holders  
1579 of its obligations and providing the rights and remedies of such  
1580 holders in the event of a default, and (10) the mortgaging of a project  
1581 and the site thereof for the purpose of securing the bondholders.

1582 Sec. 54. Section 10a-186 of the general statutes is repealed and the  
1583 following is substituted in lieu thereof (*Effective from passage and*  
1584 *applicable to any pledge, lien or security interest of this state or any political*  
1585 *subdivision of this state, which pledge, lien or interest was in existence on*  
1586 *October 1, 2003, and applicable to any such pledge, lien or interest created*  
1587 *after October 1, 2003*):

1588 In the discretion of the authority any bonds issued under the  
1589 provisions of this chapter may be secured by a trust agreement by and  
1590 between the authority and a corporate trustee or trustees, which may  
1591 be any trust company or bank having the powers of a trust company  
1592 within or without the state. Such trust agreement or the resolution  
1593 providing for the issuance of such bonds [may] or other instrument of  
1594 the authority may secure such bonds by a pledge or [assign the]  
1595 assignment of any revenues to be received, any contract or proceeds of  
1596 any contract, [or contracts pledged and may convey or mortgage the  
1597 project or any portion thereof] or any other property, revenues,  
1598 moneys or funds available to the authority for such purpose. Any  
1599 pledge made by the authority pursuant to this section shall be valid  
1600 and binding from the time when the pledge is made. The lien of any  
1601 such pledge shall be valid and binding as against all parties having  
1602 claims of any kind in tort, contract or otherwise against the authority,

1603 irrespective of whether the parties have notice of the claims.  
1604 Notwithstanding any provision of the Uniform Commercial Code, no  
1605 instrument by which such pledge is created need be recorded or filed.  
1606 Any revenues or other receipts, funds, moneys, income, contracts or  
1607 property so pledged and thereafter received by the authority shall be  
1608 subject immediately to the lien of the pledge without any physical  
1609 delivery thereof or further act and such lien shall have priority over all  
1610 other liens. Such trust agreement or other instrument may mortgage,  
1611 assign or convey any real property to secure such bonds. Such trust  
1612 agreement or resolution providing for the issuance of such bonds may  
1613 contain such provisions for protecting and enforcing the rights and  
1614 remedies of the bondholders as may be reasonable and proper and not  
1615 in violation of law, including particularly such provisions as have  
1616 hereinabove been specifically authorized to be included in any  
1617 resolution or resolutions of the authority authorizing bonds thereof.  
1618 Any bank or trust company incorporated under the laws of this state  
1619 which may act as depository of the proceeds of bonds or of revenues or  
1620 other moneys may furnish such indemnifying bonds or pledge such  
1621 securities as may be required by the authority. Any such trust  
1622 agreement may set forth the rights and remedies of the bondholders  
1623 and of the trustee or trustees, and may restrict the individual right of  
1624 action by bondholders. In addition to the foregoing, any such trust  
1625 agreement or resolution may contain such other provisions as the  
1626 authority may deem reasonable and proper for the security of the  
1627 bondholders. All expenses incurred in carrying out the provisions of  
1628 such trust agreement or resolution may be treated as a part of the cost  
1629 of the operation of a project.

1630 Sec. 55. Subsection (i) of section 32-607 of the general statutes is  
1631 repealed and the following is substituted in lieu thereof (*Effective from*  
1632 *passage and applicable to any pledge, lien or security interest of this state or*  
1633 *any political subdivision of this state, which pledge, lien or interest was in*  
1634 *existence on October 1, 2003, and applicable to any such pledge, lien or*  
1635 *interest created after October 1, 2003*):

1636 (i) Any pledge made by the authority of income, revenues, state  
1637 contract assistance provided under section 32-608, or other property  
1638 shall be valid and binding from the time the pledge is made. [, and  
1639 shall constitute a pledge within the meaning and for all purposes of  
1640 title 42a.] The income, revenue, state contract assistance, such state  
1641 taxes as the authority shall be entitled to receive or other property so  
1642 pledged and thereafter received by the authority shall immediately be  
1643 subject to the lien of such pledge without any physical delivery thereof  
1644 or further act, and the lien of any such pledge shall be valid and  
1645 binding as against all parties having claims of any kind in tort, contract  
1646 or otherwise against the authority, irrespective of whether such parties  
1647 have notice thereof.

1648 Sec. 56. Subsection (i) of section 32-206 of the general statutes is  
1649 repealed and the following is substituted in lieu thereof (*Effective from*  
1650 *passage and applicable to any pledge, lien or security interest of this state or*  
1651 *any political subdivision of this state, which pledge, lien or interest was in*  
1652 *existence on October 1, 2003, and applicable to any such pledge, lien or*  
1653 *interest created after October 1, 2003*):

1654 (i) Any pledge made by the authority of income, revenues, state  
1655 contract assistance as herein provided and such state taxes as the  
1656 authority shall be entitled to receive pursuant to the provisions hereof,  
1657 or other property shall be valid and binding from the time the pledge  
1658 is made. [, and shall constitute a pledge within the meaning and for all  
1659 purposes of title 42a.] The income, revenue, state contract assistance as  
1660 provided in sections 32-200 to 32-212, inclusive, and such state taxes as  
1661 the authority shall be entitled to receive pursuant to the provisions of  
1662 said sections, or other property so pledged and thereafter received by  
1663 the authority shall immediately be subject to the lien of such pledge  
1664 without any physical delivery thereof or further act, and the lien of any  
1665 such pledge shall be valid and binding as against all parties having  
1666 claims of any kind in tort, contract or otherwise against the authority,  
1667 irrespective of whether such parties have notice thereof.

1668 Sec. 57. Subsection (a) of section 10a-109h of the general statutes is  
1669 repealed and the following is substituted in lieu thereof (*Effective from*  
1670 *passage and applicable to any pledge, lien or security interest of this state or*  
1671 *any political subdivision of this state, which pledge, lien or interest was in*  
1672 *existence on October 1, 2003, and applicable to any such pledge, lien or*  
1673 *interest created after October 1, 2003*):

1674 (a) Any pledge made by the university pursuant to section 10a-109g  
1675 is and shall be deemed a statutory lien. [and, except as expressly  
1676 provided in this section, is governed by article 9 of title 42a.] Such lien  
1677 shall be valid and binding from the time when the pledge is made. The  
1678 lien of any pledge shall be valid and binding as against all parties  
1679 having claims of any kind in tort, contract or otherwise against the  
1680 university, irrespective of whether the parties have notice of the  
1681 claims. Notwithstanding any provision of the Uniform Commercial  
1682 Code to the contrary, neither sections 10a-109a to 10a-109y, inclusive,  
1683 the indenture or resolution, nor any other instrument by which a  
1684 pledge is created need be recorded. Any revenues or other receipts,  
1685 funds, moneys, personal property of fixtures so pledged and thereafter  
1686 received by the university shall be subject immediately to the lien of  
1687 the pledge without any physical delivery thereof or further act and  
1688 such lien shall have priority over all other liens, including without  
1689 limitation the liens of persons who, in the ordinary course of business,  
1690 furnish services or materials in respect of such assets.

1691 Sec. 58. Subsection (e) of section 22a-483 of the general statutes is  
1692 repealed and the following is substituted in lieu thereof (*Effective from*  
1693 *passage and applicable to any pledge, lien or security interest of this state or*  
1694 *any political subdivision of this state, which pledge, lien or interest was in*  
1695 *existence on October 1, 2003, and applicable to any such pledge, lien or*  
1696 *interest created after October 1, 2003*):

1697 (e) Any pledge made by the state pursuant to sections 22a-475 to  
1698 22a-483, inclusive, is a statutory pledge [within the meaning and for all  
1699 purposes of title 42a] and shall be valid and binding from the time

1700 when the pledge is made, and any revenues or other receipts, funds or  
1701 moneys so pledged and thereafter received by the state shall be subject  
1702 immediately to the lien of such pledge without any physical delivery  
1703 thereof or further act. The lien of any such pledge shall be valid and  
1704 binding as against all parties having claims of any kind in tort, contract  
1705 or otherwise against the state, irrespective of whether such parties  
1706 have notice thereof. Neither the resolution nor any other instrument by  
1707 which a pledge is created need be recorded. Any pledge made by the  
1708 state pursuant to sections 22a-475 to 22a-483, inclusive, to secure  
1709 revenue bonds issued to finance eligible water quality projects shall  
1710 secure only revenue bonds issued for such purpose and any such  
1711 pledge made by the state to secure revenue bonds issued to finance  
1712 eligible drinking water projects shall secure only revenue bonds issued  
1713 for such purpose.

1714 Sec. 59. Subsection (a) of section 10a-224 of the general statutes is  
1715 repealed and the following is substituted in lieu thereof (*Effective from*  
1716 *passage and applicable to any pledge, lien or security interest of this state or*  
1717 *any political subdivision of this state, which pledge, lien or interest was in*  
1718 *existence on October 1, 2003, and applicable to any such pledge, lien or*  
1719 *interest created after October 1, 2003*):

1720 (a) There is created a body politic and corporate to be known as the  
1721 "Connecticut Higher Education Supplemental Loan Authority". The  
1722 authority is constituted a public instrumentality and political  
1723 subdivision of the state and the exercise by the authority of the powers  
1724 conferred by this chapter shall be deemed and held to be the  
1725 performance of an essential public and governmental function. The  
1726 powers of the authority shall be vested in and exercised by a board of  
1727 directors which shall consist of eight members, one of whom shall be  
1728 the State Treasurer, one of whom shall be the Secretary of the Office of  
1729 Policy and Management and one of whom shall be the Commissioner  
1730 of Higher Education, each serving ex officio, and five of whom shall be  
1731 residents of the state appointed by the Governor, not more than three  
1732 of such appointed members to be members of the same political party.

1733 Three of the appointed members shall be active or retired trustees,  
1734 directors, officers or employees of Connecticut institutions for higher  
1735 education, of whom not more than one shall be from a constituent unit  
1736 of the state system of higher education. At least one of the appointed  
1737 members shall be a person having a favorable reputation for skill,  
1738 knowledge and experience in the higher education loan finance field,  
1739 and at least one of such appointed members shall be a person having a  
1740 favorable reputation for skill, knowledge and experience in state and  
1741 municipal finance, either as a partner, officer or employee of an  
1742 investment banking firm which originates and purchases state and  
1743 municipal securities, or as an officer or employee of an insurance  
1744 company or bank whose duties relate to the purchase of state and  
1745 municipal securities as an investment and to the management and  
1746 control of a state and municipal securities portfolio. Of the three  
1747 members first appointed who are trustees, directors, officers or  
1748 employees of Connecticut institutions for higher education, one shall  
1749 serve until July 1, 1986, one shall serve until July 1, 1987, and one shall  
1750 serve until July 1, 1988. Of the three remaining members first  
1751 appointed, one shall serve until July 1, 1983, one shall serve until July  
1752 1, 1984, and one shall serve until July 1, 1985. On or before the first day  
1753 of July, annually, the Governor shall appoint a member or members to  
1754 succeed those whose terms expire, each for a term of six years and  
1755 until his successor is appointed and has qualified. The Governor shall  
1756 fill any vacancy for the unexpired term. A member of the board shall  
1757 be eligible for reappointment. Any member of the board may be  
1758 removed by the Governor for misfeasance, malfeasance or wilful  
1759 neglect of duty. Each member of the board before entering upon his or  
1760 her duties shall take and subscribe the oath or affirmation required by  
1761 section 1 of article eleventh of the State Constitution. A record of each  
1762 such oath shall be filed in the office of the Secretary of the State. The  
1763 State Treasurer, the Secretary of the Office of Policy and Management  
1764 and the Commissioner of Higher Education may each designate a  
1765 deputy or any staff member to represent him as a member at meetings  
1766 of the board with full power to act and vote on his behalf.

1767 Sec. 60. Subsection (b) of section 10a-230 of the general statutes is  
1768 repealed and the following is substituted in lieu thereof (*Effective from*  
1769 *passage and applicable to any pledge, lien or security interest of this state or*  
1770 *any political subdivision of this state, which pledge, lien or interest was in*  
1771 *existence on October 1, 2003, and applicable to any such pledge, lien or*  
1772 *interest created after October 1, 2003*):

1773 (b) The revenue bonds and notes of every issue shall be payable  
1774 solely out of the revenues of the authority pertaining to the program  
1775 relating to such bonds or notes including principal and interest on  
1776 authority loans and education loans, and any other revenues derived  
1777 from or in connection with any other authority loans and education  
1778 loans, payments by participating institutions for higher education,  
1779 banks, guarantors, insurance companies or others pursuant to letters of  
1780 credit or purchase agreements, investment earnings from funds or  
1781 accounts maintained pursuant to the bond resolution, insurance  
1782 proceeds, loan funding deposits, proceeds of sales of education loans,  
1783 proceeds of refunding bonds and fees, charges and other revenues,  
1784 funds and other assets of the authority [from such program] but  
1785 subject only to any agreements with the holders of particular revenue  
1786 bonds or notes pledging any particular revenues and subject to any  
1787 agreements with any participating institution for higher education.

1788 Sec. 61. Subsection (d) of section 10a-230 of the general statutes is  
1789 repealed and the following is substituted in lieu thereof (*Effective from*  
1790 *passage and applicable to any pledge, lien or security interest of this state or*  
1791 *any political subdivision of this state, which pledge, lien or interest was in*  
1792 *existence on October 1, 2003, and applicable to any such pledge, lien or*  
1793 *interest created after October 1, 2003*):

1794 (d) Any resolution or resolutions authorizing any revenue bonds or  
1795 any issue of revenue bonds may contain provisions, which shall be a  
1796 part of the contract with the holders of the revenue bonds to be  
1797 authorized, as to: (1) Pledging all or any part of the revenues, [derived  
1798 from] funds or other assets of the authority, including, but not limited

1799 to, the authority loans and education loans [with respect to which] to  
1800 secure such bonds or notes; [are to be issued;] (2) pledging all or any  
1801 part of the revenues paid to the authority by any guarantor or  
1802 insurance company; (3) pledging any revenue producing contract or  
1803 contracts made by the authority with any individual, partnership,  
1804 corporation or association or other body, public or private, or any  
1805 federally guaranteed security and moneys received or receivable  
1806 therefrom whether such security is acquired by the authority or a  
1807 participating institution for higher education to secure the payment of  
1808 the revenue bonds or notes or of any particular issue of revenue bonds  
1809 or notes, subject to such agreements with bondholders or noteholders  
1810 as may then exist; (4) the fees and other amounts to be charged, and  
1811 the sums to be raised in each year thereby, and the use, investment and  
1812 disposition of such sums; (5) the establishment and setting aside of  
1813 reserves or sinking funds, the setting aside of loan funding deposits,  
1814 capitalized interest accounts, and cost of issuance accounts, and the  
1815 regulation and disposition thereof; (6) limitations on the use of the  
1816 education loans; (7) limitations on the purpose to which the proceeds  
1817 of the sale of any issue of revenue bonds or notes then or thereafter to  
1818 be issued may be applied, including as authorized purposes, all costs  
1819 and expenses necessary or incidental to the issuance of bonds, to the  
1820 acquisition of or commitment to acquire any federally guaranteed  
1821 security and pledging such proceeds to secure the payment of the  
1822 revenue bonds, notes or any issue of the revenue bonds or notes; (8)  
1823 limitations on the issuance of additional bonds or notes, the terms  
1824 upon which additional bonds or notes may be issued and secured and  
1825 the terms on which additional bonds or notes rank on a parity with, or  
1826 be subordinate or superior to, other bonds or notes; (9) the refunding  
1827 of outstanding bonds or notes; (10) the procedure, if any, by which the  
1828 terms of any contract with bondholders or noteholders may be  
1829 amended or abrogated, the amount of bonds or notes the holders of  
1830 which must consent thereto, and the manner in which such consent  
1831 may be given; (11) limitations on the amount of moneys derived from  
1832 the educational program to be expended for operating, administrative

1833 or other expenses of the authority; (12) defining the acts or omissions  
1834 to act which shall constitute a default in the duties of the authority to  
1835 holders of its obligations and providing the rights and remedies of  
1836 such holders in the event of default; (13) the duties, obligations and  
1837 liabilities of any trustee or paying agent; (14) providing for guarantees,  
1838 pledges of endowments, letters of credit, property or other security for  
1839 the benefit of the holders of such bonds or notes; and (15) any other  
1840 matters relating to the bonds or notes which the authority deems  
1841 desirable.

1842 Sec. 62. Section 10a-233 of the general statutes is repealed and the  
1843 following is substituted in lieu thereof (*Effective from passage and*  
1844 *applicable to any pledge, lien or security interest of this state or any political*  
1845 *subdivision of this state, which pledge, lien or interest was in existence on*  
1846 *October 1, 2003, and applicable to any such pledge, lien or interest created*  
1847 *after October 1, 2003*):

1848 The authority shall fix, revise, charge and collect fees and is  
1849 empowered to contract with any person, partnership, association or  
1850 corporation, or other body, public or private, in respect thereof. Each  
1851 agreement entered into by the authority with a participating institution  
1852 or institutions for higher education shall provide that the fees and  
1853 other amounts payable by said institution or institutions with respect  
1854 to any program or programs of the authority shall be sufficient at all  
1855 times, (1) to pay its or their share of the administrative costs and  
1856 expenses of such program, (2) to pay the principal of, the premium, if  
1857 any, and the interest on outstanding bonds or notes of the authority  
1858 issued with respect to such program to the extent that other revenues  
1859 of the authority pledged for the payment of the bonds or notes are  
1860 insufficient to pay the bonds or notes as they become due and payable,  
1861 (3) to create and maintain reserves which may but need not be  
1862 required or provided for in the bond resolution relating to such bonds  
1863 or notes of the authority, and (4) to establish and maintain whatever  
1864 education loan servicing, control, or audit procedures are deemed to  
1865 be necessary to the operations of the authority. The authority [shall]

1866 may pledge all or any part of the revenues, [from each program,]  
1867 funds, contracts or other assets of the authority, as described in  
1868 [subsection (b)] subsections (b) and (d) of section 10a-230, as security  
1869 for [the] any issue of bonds or notes. [relating to such program] Such  
1870 pledge shall be valid and binding from the time when the pledge is  
1871 made; the revenues, funds, contracts or other assets so pledged by the  
1872 authority shall immediately be subject to the lien of such pledge  
1873 without any physical delivery thereof or further act, and the lien of any  
1874 such pledge shall be valid and binding against all parties having  
1875 claims of any kind in tort, contract or otherwise against the authority  
1876 or any participating institution for higher education, irrespective of  
1877 whether such parties have notice thereof. [Neither] Such lien shall have  
1878 priority over all other liens, including, without limitation, the lien of  
1879 any person who in the ordinary course of business furnishes services  
1880 or materials to the authority. Notwithstanding any provisions of the  
1881 Uniform Commercial Code, neither the bond resolution nor any  
1882 financing statement, continuation statement or other instrument by  
1883 which a pledge or security interest is created or by which the  
1884 authority's interest in revenues, funds, contracts or other assets is  
1885 assigned need be filed in any public records in order to perfect the  
1886 security interest or lien thereof as against third parties. [except in the  
1887 records of the authority. The authority may elect, notwithstanding the  
1888 exclusions provided in subdivision (14) of subsection (d) of section  
1889 42a-9-109, to have the provisions of the Connecticut Uniform  
1890 Commercial Code apply to any pledge made by or to the authority to  
1891 secure its bonds or notes by filing a financing statement with respect to  
1892 the security interest created by the pledge.] The use and disposition of  
1893 moneys to the credit of such sinking or other similar fund shall be  
1894 subject to the provisions of the resolution authorizing the issuance of  
1895 such bonds or notes or of such trust agreement. Except as may  
1896 otherwise be provided in such resolution, or such trust agreement,  
1897 such sinking or other similar fund shall be a fund for all such revenue  
1898 bonds or notes issued to finance an educational program or programs  
1899 at one or more participating institutions for higher education, without

1900 distinction or priority of one over another; provided, the authority in  
1901 any such resolution or trust agreement may provide that such sinking  
1902 or other similar fund shall be the fund for a particular educational  
1903 program or programs at a participating institution or institutions for  
1904 higher education and for the revenue bonds or notes issued to finance  
1905 a particular education program or programs and may, additionally,  
1906 permit and provide for the issuance of revenue bonds or notes having  
1907 a subordinate lien in respect of the security herein authorized to other  
1908 revenue bonds or notes of the authority and, in such case, the authority  
1909 may create separate or other similar funds in respect of such  
1910 subordinate lien bonds or notes.

1911 Sec. 63. Subsection (d) of section 10a-237 of the general statutes is  
1912 repealed and the following is substituted in lieu thereof (*Effective from*  
1913 *passage and applicable to any pledge, lien or security interest of this state or*  
1914 *any political subdivision of this state, which pledge, lien or interest was in*  
1915 *existence on October 1, 2003, and applicable to any such pledge, lien or*  
1916 *interest created after October 1, 2003*):

1917 (d) The portion of the proceeds of any such revenue bonds or notes  
1918 issued for the additional purpose of making additional authority loans  
1919 may be invested and reinvested in direct obligations of, or  
1920 unconditionally guaranteed by, the United States, and certificates of  
1921 deposit or time deposits secured by direct obligations of, or  
1922 unconditionally guaranteed by, the United States, or obligations of a  
1923 state, territory or possession of the United States, or any political  
1924 subdivision of any such state, territory or possession, or of the District  
1925 of Columbia, within the meaning of Section 103(a) of the Internal  
1926 Revenue Code of 1986, or any subsequent corresponding internal  
1927 revenue code of the United States, as from time to time amended, the  
1928 full and timely payment of the principal of and interest on which are  
1929 secured by an irrevocable deposit of direct obligations of the United  
1930 States or which, if the outstanding bonds are then rated by a nationally  
1931 recognized rating agency, are rated in the highest rating category by  
1932 such rating agency, maturing not later than the time or times when

1933 such proceeds will be needed for the purpose of paying all or any part  
1934 of such cost and any other investment described in section 10a-238, as  
1935 amended by this act. The interest, income and profits, if any, earned or  
1936 realized on such investment may be applied to the payment of all or  
1937 any part of such cost or may be used by the authority in any lawful  
1938 manner.

1939 Sec. 64. Section 10a-238 of the general statutes, as amended by  
1940 section 11 of public act 03-84, is repealed and the following is  
1941 substituted in lieu thereof (*Effective from passage and applicable to any*  
1942 *pledge, lien or security interest of this state or any political subdivision of this*  
1943 *state, which pledge, lien or interest was in existence on October 1, 2003, and*  
1944 *applicable to any such pledge, lien or interest created after October 1, 2003*):

1945 Except as otherwise provided in subsection (c) of section 10a-237,  
1946 the authority may invest any funds in (1) direct obligations of the  
1947 United States or the state of Connecticut, (2) obligations as to which the  
1948 timely payment of principal and interest is fully guaranteed by the  
1949 United States or the state of Connecticut, [including] and Connecticut's  
1950 Short-Term Investment Fund, (3) obligations of the [United States](#)  
1951 [Export-Import Bank, Farmers Home Administration, Federal](#)  
1952 [Financing Bank, Federal Housing Administration, General Services](#)  
1953 [Administration, United States Maritime Administration, United States](#)  
1954 [Department of Housing and Urban Development, Farm Credit System,](#)  
1955 [Resolution Funding Corporation,](#) federal intermediate credit banks,  
1956 federal banks for cooperatives, federal land bank, federal home loan  
1957 banks, Federal National Mortgage Association, Government National  
1958 Mortgage Association and the Student Loan Marketing Association, (4)  
1959 certificates of deposit or time deposits constituting direct obligations of  
1960 any bank in the state, provided that investments may be made only in  
1961 those certificates of deposit or time deposits in banks which are  
1962 insured by the Federal Deposit Insurance Corporation if then in  
1963 existence, (5) withdrawable capital accounts or deposits of federal  
1964 chartered savings and loan associations which are insured by the  
1965 Federal Savings and Loan Insurance Corporation, (6) other obligations

1966 which are legal investments for savings banks in the state, (7)  
1967 investment agreements with financial institutions whose long-term  
1968 obligations are rated within the top two rating categories of any  
1969 nationally recognized rating service or of any rating service recognized  
1970 by the Banking Commissioner or whose short-term obligations are  
1971 rated within the top two rating categories of any nationally recognized  
1972 rating service or of any rating service recognized by the Banking  
1973 Commissioner, or investment agreements fully secured by obligations  
1974 of, or guaranteed by, the United States or agencies or instrumentalities  
1975 of the United States, and (8) securities or obligations which are legal  
1976 investments for savings banks in Connecticut, subject to repurchase  
1977 agreements in the manner in which such agreements are negotiated in  
1978 sales of securities in the market place, provided the authority shall not  
1979 enter into any such agreement with any securities dealer or bank  
1980 acting as a securities dealer unless such dealer or bank is included in  
1981 the list of primary dealers, as prepared by the Federal Reserve Bank of  
1982 New York, effective at the time of the agreement. Any such securities  
1983 may be purchased at the offering or market price thereof at the time of  
1984 such purchase. All such securities so purchased shall mature or be  
1985 redeemable on a date or dates prior to the time when, in the judgment  
1986 of the authority, the funds so invested will be required for expenditure.  
1987 The express judgment of the authority as to the time when any funds  
1988 shall be required for expenditure or be redeemable is final and  
1989 conclusive.

1990 Sec. 65. Subsection (i) of section 10a-204b of the general statutes is  
1991 repealed and the following is substituted in lieu thereof (*Effective from*  
1992 *passage and applicable to any pledge, lien or security interest of the*  
1993 *corporation, which pledge, lien or interest was in existence on October 1,*  
1994 *2003, and applicable to any such pledge, lien or interest created after October*  
1995 *1, 2003*):

1996 (i) Any pledge made by the corporation of income, revenues or  
1997 other property to secure bonds, notes or other obligations of the  
1998 corporation shall be valid and binding from the time the pledge is

1999 made. The income, revenue or other property so pledged and  
2000 thereafter received by or on behalf of the corporation shall  
2001 immediately be subject to the lien of such pledge without any physical  
2002 delivery thereof or further act, and the lien of any such pledge shall be  
2003 valid and binding as against all parties having claims of any kind in  
2004 tort, contract or otherwise against the corporation, irrespective of  
2005 whether such parties have notice thereof. Any such lien shall have  
2006 priority over all other liens, including, without limitation, the lien of  
2007 any person who in the ordinary course of business furnishes services  
2008 or materials to the corporation. Any provision of law to the contrary  
2009 notwithstanding, neither possession nor the filing of any financing or  
2010 continuation statement or other instrument shall be necessary with  
2011 respect to any such income, revenues or other property to establish or  
2012 evidence the lien of any such pledge with respect thereto. Neither this  
2013 section, nor any resolution authorizing bonds, notes or other  
2014 obligations, nor any trust agreement nor any other instrument by  
2015 which such a pledge is created need be recorded. Any pledge or lien  
2016 described by this subsection shall be conclusively deemed to be a  
2017 pledge or lien described by subdivision (14) of subsection (d) of section  
2018 42a-9-109, as amended by this act, notwithstanding that the  
2019 corporation is neither a political subdivision nor an agency of the state.

2020 Sec. 66. Subsection (c) of section 22a-516 of the general statutes is  
2021 repealed and the following is substituted in lieu thereof (*Effective from*  
2022 *passage and applicable to any pledge, lien or security interest of this state or*  
2023 *any political subdivision of this state, which pledge, lien or interest was in*  
2024 *existence on October 1, 2003, and applicable to any such pledge, lien or*  
2025 *interest created after October 1, 2003*):

2026 (c) Any pledge made by a municipality or an authority pursuant to  
2027 the provisions of sections 22a-500 to 22a-519, inclusive, shall be valid  
2028 and binding from the time when the pledge is made, and any revenues  
2029 or other receipts, funds or moneys so pledged and thereafter received  
2030 by such municipality or authority shall be subject immediately to the  
2031 lien of such pledge without any physical delivery thereof, filing or

2032 further act. The lien of any such pledge shall be valid and binding as  
2033 against all parties having claims of any kind in tort, contract, or  
2034 otherwise against the municipality or the authority, irrespective of  
2035 whether such parties have notice thereof and shall be a statutory lien,  
2036 [within the meaning of the Uniform Commercial Code and article 9 of  
2037 title 42a.] Neither the resolution nor any other instrument by which a  
2038 pledge is created shall be required to be recorded.

2039 Sec. 67. Section 3 of special act 92-25, as amended by section 9 of  
2040 special act 93-40 and section 3 of special act 01-10, is amended to read  
2041 as follows (*Effective from passage and applicable to any pledge, lien or*  
2042 *security interest of this state or any political subdivision of this state, which*  
2043 *pledge, lien or interest was in existence on October 1, 2003, and applicable to*  
2044 *any such pledge, lien or interest created after October 1, 2003*):

2045 The principal of and interest on bonds issued by the committee, and  
2046 any agreement as set forth in section 2 of special act 92-25, may be  
2047 secured by a pledge of any revenues and receipts of the committee  
2048 derived from the project and may be additionally secured by the  
2049 assignment of a lease of the project or by an assignment of the  
2050 revenues and receipts derived by the committee from any such lease.  
2051 The payment of principal and interest on such bonds may be  
2052 additionally secured by a pledge of any other property, revenues,  
2053 moneys or funds available to the committee for such purpose. The  
2054 resolution authorizing the issuance of bonds and any such lease may  
2055 contain or authorize agreements and provisions respecting (1) the  
2056 establishment of reserves to secure such bonds, (2) the maintenance  
2057 and insurance of the project covered thereby, (3) the fixing and  
2058 collection of rents for any portion thereof leased by the committee to  
2059 others, (4) the creation and maintenance of special funds from such  
2060 revenues, (5) the rights and remedies available in the event of default,  
2061 (6) provision for a trust agreement by and between the committee and  
2062 a corporate trustee or trustees which may be any trust company or  
2063 bank having the powers of a trust company within or without the  
2064 state, which agreement may provide for the pledge or assigning of any

2065 assets or income from assets to which or in which the committee has  
2066 rights or interest, the vesting in such trustee or trustees of such  
2067 property, rights, powers and duties in trust as the committee may  
2068 determine, which may include any or all of the rights, powers and  
2069 duties of any trustee appointed by the holders of any bonds and  
2070 limiting or abrogating the right of the holders of any bonds to appoint  
2071 a trustee or limiting rights, powers and duties of such trustee, and may  
2072 further provide for such other rights and remedies exercisable by the  
2073 trustee as may be proper for the protection of the holders of any bonds  
2074 and not otherwise in violation of law. Such trust agreement may  
2075 provide for the restriction of rights of any individual holder of bonds  
2076 of the committee and may contain any provisions which are reasonable  
2077 to delineate further the respective rights, due safeguards,  
2078 responsibilities and liabilities of the committee, persons and collective  
2079 holders of bonds of the committee and the trustee, (7) covenants to do  
2080 or refrain from doing acts and things as may be necessary or  
2081 convenient or desirable in order to better secure bonds of the  
2082 committee, or which, in the discretion of the committee, will tend to  
2083 make any bonds to be issued more marketable, notwithstanding that  
2084 such covenants or things may not be enumerated in this act, and (8)  
2085 any other matters of like or different character, which in any way affect  
2086 the security or protection of the bonds, all as the committee shall deem  
2087 advisable and not in conflict with the provisions of this act. Each  
2088 pledge, agreement or assignment of lease made for the benefit or  
2089 security of any bonds of the committee shall be in effect until the  
2090 principal of and interest on the bonds for the benefit of which the same  
2091 were made have been fully paid, or until provision has been made for  
2092 the payment in the manner provided in the resolution or resolutions  
2093 authorizing the issuance. Any pledge made in respect of such bonds  
2094 shall be valid and binding from the time when the pledge is made;  
2095 moneys or rents so pledged and thereafter received by the committee  
2096 shall immediately be subject to the lien of such pledge without any  
2097 physical delivery thereof or further act; and the lien of any such pledge  
2098 shall be valid and binding as against parties having claims of any kind

2099 in tort, contract or otherwise against the committee, irrespective of  
2100 whether such parties have notice thereof. Neither the resolution, trust  
2101 indenture nor any other instrument by which a pledge is created need  
2102 be recorded. The committee may, without further approval of the  
2103 legislative bodies of the municipalities which are parties to the original  
2104 project agreements, assign, amend, reaffirm, or terminate any or all of  
2105 such original project agreements to secure the bonds and exercise the  
2106 powers set forth in this act by vote taken in accordance with the inter-  
2107 community agreement. The resolution authorizing the issuance of such  
2108 bonds may provide for the enforcement of any such pledge or security  
2109 in any lawful manner. The committee shall be considered a political  
2110 subdivision of the state for purposes of subdivision (14) of subsection  
2111 (d) of section 42a-9-109 of the general statutes, as amended by this act.

2112 Sec. 68. Section 10-66c of the general statutes is amended by adding  
2113 subsection (i) as follows (*Effective from passage and applicable to any*  
2114 *pledge, lien or security interest of this state or any political subdivision of this*  
2115 *state, which pledge, lien or interest was in existence on October 1, 2003, and*  
2116 *applicable to any such pledge, lien or interest created after October 1, 2003*):

2117 (NEW) (i) A regional educational service center shall be considered  
2118 an agency of the state for purposes of subdivision (14) of subsection (d)  
2119 of section 42a-9-109, as amended by this act.

2120 Sec. 69. Section 22a-479 of the general statutes is repealed and the  
2121 following is substituted in lieu thereof (*Effective from passage and*  
2122 *applicable to any pledge, lien or security interest of this state or any political*  
2123 *subdivision of this state, which pledge, lien or interest was in existence on*  
2124 *October 1, 2003, and applicable to any such pledge, lien or interest created*  
2125 *after October 1, 2003*):

2126 (a) A municipality may authorize and approve (1) the execution and  
2127 delivery of project funding agreements, and (2) the issuance and sale of  
2128 project obligations, grant account loan obligations and interim funding  
2129 obligations, in accordance with such statutory and charter  
2130 requirements as govern the authorization and approval of borrowings

2131 and the making of contracts generally by the municipality or in  
2132 accordance with the provisions of subsection (e) of this section. Project  
2133 loan obligations, grant account loan obligations and interim funding  
2134 obligations shall be duly executed and accompanied by an approving  
2135 legal opinion of bond counsel of recognized standing in the field of  
2136 municipal law whose opinions are generally accepted by purchasers of  
2137 municipal bonds and shall be subject to the debt limitation provisions  
2138 of section 7-374; except that project loan obligations, grant account loan  
2139 obligations and interim funding obligations issued in order to meet the  
2140 requirements of any abatement order of the commissioner shall not be  
2141 subject to the debt limitation provisions of section 7-374, provided the  
2142 municipality files a certificate, signed by its chief fiscal officer, with the  
2143 commissioner demonstrating to the satisfaction of the commissioner  
2144 that the municipality has a plan for levying a system of charges,  
2145 assessments or other revenues which are sufficient, together with other  
2146 available funds of the municipality, to repay such obligations as the  
2147 same become due and payable.

2148 (b) Each recipient which enters into a project funding agreement  
2149 shall protect, defend and hold harmless the state, its agencies,  
2150 departments, agents and employees from and against any and all  
2151 claims, suits, actions, demands, costs and damages arising from or in  
2152 connection with the performance or nonperformance by the recipient,  
2153 or any of its officers, employees or agents, of the recipient's obligations  
2154 under any project funding agreement as such project funding  
2155 agreement may be amended or supplemented from time to time. Each  
2156 such recipient may insure against the liability imposed by this  
2157 subsection through any insurance company organized within or  
2158 without this state authorized to write such insurance in this state or  
2159 may elect to act as self-insurer of such liability, provided such  
2160 indemnity shall not be limited by any such insurance coverage.

2161 (c) Whenever a recipient has entered into a project funding  
2162 agreement and has authorized the issuance of project loan obligations  
2163 or grant account loan obligations, it may authorize the issuance of

2164 interim funding obligations. Proceeds from the issuance and sale of  
2165 interim funding obligations shall be used to temporarily finance an  
2166 eligible project pending receipt of the proceeds of a project loan  
2167 obligation, a grant account loan obligation or project grant. Such  
2168 interim funding obligations may be issued and sold to the state for the  
2169 benefit of the Clean Water Fund or issued and sold to any other lender  
2170 on such terms and in such manner as shall be determined by a  
2171 recipient. Such interim funding obligations may be renewed from time  
2172 to time by the issuance of other notes, provided the final maturity of  
2173 such notes shall not exceed six months from the date of completion of  
2174 the planning and design phase or the construction phase, as applicable,  
2175 of an eligible project, as determined by the commissioner. Such notes  
2176 and any renewals of a municipality shall not be subject to the  
2177 requirements and limitations set forth in sections 7-378, [and] 7-378a  
2178 and 7-264. The provisions of section 7-374 shall apply to such notes  
2179 and any renewals thereof of a municipality; except that project loan  
2180 obligations, grant account loan obligations and interim funding  
2181 obligations issued in order to meet the requirements of an abatement  
2182 order of the commissioner shall not be subject to the debt limitation  
2183 provisions of section 7-374, provided the municipality files a certificate,  
2184 signed by its chief fiscal officer, with the commissioner demonstrating  
2185 to the satisfaction of the commissioner that the municipality has a plan  
2186 for levying a system of charges, assessments or other revenues  
2187 sufficient, together with other available funds of the municipality, to  
2188 repay such obligations as the same become due and payable. The  
2189 officer or agency authorized by law or by vote of the recipient to issue  
2190 such interim funding obligations shall, within any limitation imposed  
2191 by such law or vote, determine the date, maturity, interest rate, form,  
2192 manner of sale and other details of such obligations. Such obligations  
2193 may bear interest or be sold at a discount and the interest or discount  
2194 on such obligations, including renewals thereof, and the expense of  
2195 preparing, issuing and marketing them may be included as a part of  
2196 the cost of an eligible project. Upon the issuance of a project loan  
2197 obligation or grant account loan obligation, the proceeds thereof, to the

2198 extent required, shall be applied forthwith to the payment of the  
2199 principal of and interest on all interim funding obligations issued in  
2200 anticipation thereof and upon receipt of a project grant, the proceeds  
2201 thereof, to the extent required, shall be applied forthwith to the  
2202 payment of the principal of and interest on all grant anticipation notes  
2203 issued in anticipation thereof or, in either case, shall be deposited in  
2204 trust for such purpose with a bank or trust company, which may be the  
2205 bank or trust company, if any, at which such obligations are payable.

2206 (d) Project loan obligations, grant account loan obligations, interim  
2207 funding obligations or any obligation of a municipality that satisfies  
2208 the requirements of Title VI of the federal Water Pollution Control Act  
2209 or the federal Safe Drinking Water Act or other related federal act may,  
2210 as determined by the commissioner, be general obligations of the  
2211 issuing municipality and in such case each such obligation shall recite  
2212 that the full faith and credit of the issuing municipality are pledged for  
2213 the payment of the principal thereof and interest thereon. To the extent  
2214 a municipality is authorized pursuant to sections 22a-475 to 22a-483,  
2215 inclusive, to issue project loan obligations or interim funding  
2216 obligations, such obligations may be secured by a pledge of revenues  
2217 and other funds derived from its sewer system or public water supply  
2218 system, as applicable. Each pledge and agreement made for the benefit  
2219 or security of any of such obligations shall be in effect until the  
2220 principal of, and interest on, such obligations have been fully paid, or  
2221 until provision has been made for payment in the manner provided in  
2222 the resolution authorizing their issuance or in the agreement for the  
2223 benefit of the holders of such obligations. In any such case, such  
2224 pledge shall be valid and binding from the time when such pledge is  
2225 made. Any revenues or other receipts, funds or moneys so pledged  
2226 and thereafter received by the municipality shall immediately be  
2227 subject to the lien of such pledge without any physical delivery thereof  
2228 or further act. The lien of any such pledge shall be valid and binding as  
2229 against all parties having claims of any kind in tort, contract or  
2230 otherwise against the municipality, irrespective of whether such  
2231 parties have notice thereof. Neither the project loan obligation, interim

2232 funding obligation, project funding agreement nor any other  
2233 instrument by which a pledge is created need be recorded. All  
2234 securities or other investments of moneys of the state permitted or  
2235 provided for under sections 22a-475 to 22a-483, inclusive, may, upon  
2236 the determination of the State Treasurer, be purchased and held in  
2237 fully marketable form, subject to provision for any registration in the  
2238 name of the state. Securities or other investments at any time  
2239 purchased, held or owned by the state may, upon the determination of  
2240 the State Treasurer and upon delivery to the state, be accompanied by  
2241 such documentation, including approving bond opinion, certification  
2242 and guaranty as to signatures and certification as to absence of  
2243 litigation, and such other or further documentation as shall from time  
2244 to time be required in the municipal bond market or required by the  
2245 state.

2246 (e) Notwithstanding the provisions of the general statutes, any  
2247 special act or any municipal charter [, a municipality may, upon the  
2248 approval of] governing the authorization of bonds, notes or obligations  
2249 or the appropriation of funds, or governing the application for, and  
2250 expenditure of, grants or loans, or governing the authorization of  
2251 contracts or financing agreements or governing the pledging of sewer  
2252 or water revenues or funds, a municipality may, by resolution  
2253 approved by its legislative body and by (1) its water pollution control  
2254 authority or sewer authority, if any, authorize a project loan and  
2255 project grant agreement between the municipality and the state  
2256 pursuant to sections 22a-475 to 22a-483, inclusive, and appropriate  
2257 funds and authorize project loan obligations [,] and interim funding  
2258 obligations [, revenue bonds, notes or other obligations] of the  
2259 municipality paid and secured solely by a pledge of revenues, funds  
2260 and moneys of the municipality and the water pollution control  
2261 authority or sewer authority, if any, derived from its sewer system, to  
2262 pay for and finance the total project costs of an eligible water quality  
2263 project, pursuant to a project loan and project grant agreement  
2264 between the municipality and the state pursuant to sections 22a-475 to  
2265 22a-483, inclusive, [and] or (2) by its water authority, if any, authorize

2266 a project loan and project grant agreement between the municipality  
2267 and the state pursuant to sections 22a-475 to 22a-483, inclusive, and  
2268 appropriate funds and authorize project loan obligations [,] and  
2269 interim funding obligations [, revenue bonds, notes or other2270 obligations] of the municipality paid and secured solely by a pledge of  
2271 revenues, funds and moneys of the municipality and the water  
2272 authority, if any, derived from its public water supply system, to pay  
2273 for and finance the total project costs of an eligible water quality  
2274 project, pursuant to a project loan agreement between the municipality  
2275 and the state pursuant to sections 22a-475 to 22a-483, inclusive. The  
2276 provisions of chapter 103 shall apply to the [bonds, notes or other]  
2277 obligations authorized by this section, to the extent such section is not  
2278 inconsistent with this subsection. A project loan and project grant  
2279 agreement authorized by such resolution may contain covenants and  
2280 agreements with respect to, and may pledge the revenues, funds and  
2281 moneys derived from, the sewer system or public water system to  
2282 secure such project loan obligations and interim funding obligations,  
2283 including, but not limited to, covenants and agreements with respect  
2284 to holding or depositing such revenues, funds and moneys in separate  
2285 accounts and agreements described in section 7-266. As used in this  
2286 subsection "legislative body" means (A) the board of selectmen in a  
2287 town that does not have a charter, special act or home rule ordinance  
2288 relating to its government, (B) the council, board of aldermen,  
2289 representative town meeting, board of selectmen or other elected  
2290 legislative body described in a charter, special act or home rule  
2291 ordinance relating to government in a city, consolidated town and city,  
2292 consolidated town and borough or a town having a charter, special act,  
2293 consolidation ordinance or home rule ordinance relating to its  
2294 government, (C) the board of burgesses or other elected legislative  
2295 body in a borough, or (D) the district committee or other elected  
2296 legislative body in a district, metropolitan district or other municipal  
2297 corporation.

2298 (f) Any recipient which is not a municipality shall execute and  
2299 deliver project loan obligations and interim financing obligations in

2300 accordance with applicable law and in such form and with such  
2301 requirements as may be determined by the commissioner. The  
2302 Commissioner of Public Health and the Department of Public Utility  
2303 Control as required by section 16-19e shall review and approve all  
2304 costs that are necessary and reasonable prior to the award of the  
2305 project funding agreement. The Department of Public Utility Control,  
2306 where appropriate, shall include these costs in the recipient's rate  
2307 structure in accordance with section 16-19e.

2308 Sec. 70. Section 1-125 of the general statutes is repealed and the  
2309 following is substituted in lieu thereof (*Effective from passage*):

2310 The directors, officers and employees of the Connecticut  
2311 Development Authority, Connecticut Innovations, Incorporated,  
2312 Connecticut Higher Education Supplemental Loan Authority,  
2313 Connecticut Housing Finance Authority, Connecticut Housing  
2314 Authority, Connecticut Resources Recovery Authority, including ad  
2315 hoc members of the Connecticut Resources Recovery Authority,  
2316 Connecticut Health and Educational Facilities Authority, Capital City  
2317 Economic Development Authority, Connecticut Lottery Corporation  
2318 and Connecticut Port Authority and any person executing the bonds or  
2319 notes of the agency shall not be liable personally on such bonds or  
2320 notes or be subject to any personal liability or accountability by reason  
2321 of the issuance thereof, nor shall any director or employee of the  
2322 agency, including ad hoc members of the Connecticut Resources  
2323 Recovery Authority, be personally liable for damage or injury, not  
2324 wanton, reckless, wilful or malicious, caused in the performance of his  
2325 or her duties and within the scope of his or her employment or  
2326 appointment as such director, officer or employee, including ad hoc  
2327 members of the Connecticut Resources Recovery Authority. The  
2328 agency shall protect, save harmless and indemnify its directors,  
2329 officers or employees, including ad hoc members of the Connecticut  
2330 Resources Recovery Authority, from financial loss and expense,  
2331 including legal fees and costs, if any, arising out of any claim, demand,  
2332 suit or judgment by reason of alleged negligence or alleged

2333 deprivation of any person's civil rights or any other act or omission  
2334 resulting in damage or injury, if the director, officer or employee,  
2335 including ad hoc members of the Connecticut Resources Recovery  
2336 Authority, is found to have been acting in the discharge of his or her  
2337 duties or within the scope of his or her employment and such act or  
2338 omission is found not to have been wanton, reckless, wilful or  
2339 malicious.

2340 Sec. 71. Section 4a-59a of the general statutes is repealed and the  
2341 following is substituted in lieu thereof (*Effective from passage*):

2342 (a) No state agency may extend a contract for the purchase of  
2343 supplies, materials, equipment or contractual services which expires  
2344 on or after October 1, 1990, and is subject to the competitive bidding  
2345 requirements of subsection (a) of section 4a-57, without complying  
2346 with such requirements, unless (1) the Commissioner of  
2347 Administrative Services makes a written determination, supported by  
2348 documentation, that (A) soliciting competitive bids for such purchase  
2349 would cause a hardship for the state, (B) such solicitation would result  
2350 in a major increase in the cost of such supplies, materials, equipment  
2351 or contractual services, or (C) the contractor is the sole source for such  
2352 supplies, materials, equipment or contractual services, (2) such  
2353 commissioner solicits at least three competitive quotations in addition  
2354 to the contractor's quotation, and (3) the commissioner makes a written  
2355 determination that no such competitive quotation which complies with  
2356 the existing specifications for the contract is lower than or equal to the  
2357 contractor's quotation. Any such contract extension shall be based on  
2358 the contractor's quotation. No contract may be extended more than  
2359 two times under this section.

2360 (b) Notwithstanding the provisions of subsection (a) of this section,  
2361 the Commissioner of Administrative Services may, for a period of one  
2362 year from the date such contract would otherwise expire, extend any  
2363 contract in effect on May 1, 2004, to perform any of the following  
2364 services for the state: Janitorial, building maintenance, security and

2365 food and beverage.

2366 Sec. 72. Section 33 of house bill 5692 of the February 2004 regular  
2367 session is amended to read as follows (*Effective from passage*):

2368 (a) Up to [~~\$10,000,000~~] \$7,000,000 of the unexpended balance  
2369 appropriated to the Department of Transportation in section [11] 12 of  
2370 public act 03-1 of the June 30 special session, for Personal Services,  
2371 shall not lapse on June 30, 2004, and such funds shall be transferred to  
2372 the Department of Motor Vehicles to the Reflective License Plates  
2373 account for expenditure for the purpose of upgrading the Department  
2374 of Motor Vehicles registration and driver license data processing  
2375 systems for the fiscal year ending June 30, 2005.

2376 (b) Up to [~~\$5,500,000~~] \$8,500,000 of the unexpended balance  
2377 appropriated to the State Treasurer, for Debt Service, in section [11] 12  
2378 of public act 03-1 of the June 30 special session, shall not lapse on June  
2379 30, 2004, and such funds shall be transferred to the Department of  
2380 Motor Vehicles to the Reflective License Plates account for expenditure  
2381 for the purpose of upgrading the Department of Motor Vehicles  
2382 registration and driver license data processing systems for the fiscal  
2383 year ending June 30, 2005.

2384 Sec. 73. Section 45 of house bill 5692 of the February 2004 regular  
2385 session is amended to read as follows (*Effective from passage*):

2386 During the fiscal [~~year~~] years ending June 30, 2004, and June 30,  
2387 2005, the Secretary of the Office of Policy and Management may  
2388 transfer funds appropriated from the Special Transportation Fund to  
2389 the Departments of Transportation and Motor Vehicles, for Other  
2390 Current Expenses, to the appropriations from said fund to the  
2391 Employers Social Security Tax and the State Employees Health Service  
2392 Cost accounts in order to implement accounting changes necessitated  
2393 by the CORE-CT system.

2394 Sec. 74. (*Effective July 1, 2004*) Up to \$133,700 of funds appropriated

2395 to the Department of Banking, for Equipment, shall not lapse on June  
2396 30, 2004, and such funds shall continue to be available for expenditure  
2397 for such purpose during the fiscal year ending June 30, 2005.

2398       Sec. 75. (*Effective July 1, 2004*) Up to \$15,000 appropriated to the  
2399 Commission on the Deaf and Hearing Impaired, for the Other  
2400 Expenses account, in section 1 of public act 03-1 of the June 30 special  
2401 session, shall not lapse on June 30, 2004, and such funds shall be  
2402 available for moving expenses during the fiscal year ending June 30,  
2403 2005.

2404       Sec. 76. Subdivision (55) of section 12-81 of the general statutes, as  
2405 amended by section 40 of public act 03-6 of the June 30 special session,  
2406 is repealed and the following is substituted in lieu thereof (*Effective*  
2407 *from passage and applicable to assessment years commencing on or after*  
2408 *October 1, 2003*):

2409       (55) [For assessment years commencing prior to October 1, 2003,  
2410 and for assessment years commencing on or after October 1, 2004,  
2411 property] Property to the amount of one thousand dollars belonging  
2412 to, or held in trust for, any resident of this state who (1) is eligible, in  
2413 accordance with applicable federal regulations, to receive permanent  
2414 total disability benefits under Social Security, (2) has not been engaged  
2415 in employment covered by Social Security and accordingly has not  
2416 qualified for benefits thereunder but who has become qualified for  
2417 permanent total disability benefits under any federal, state or local  
2418 government retirement or disability plan, including the Railroad  
2419 Retirement Act and any government-related teacher's retirement plan,  
2420 determined by the Secretary of the Office of Policy and Management to  
2421 contain requirements in respect to qualification for such permanent  
2422 total disability benefits which are comparable to such requirements  
2423 under Social Security, or (3) has attained age sixty-five or over and  
2424 would be eligible in accordance with applicable federal regulations to  
2425 receive permanent total disability benefits under Social Security or any  
2426 such federal, state or local government retirement or disability plan as

2427 described in subparagraph (2) of this subdivision, except that such  
2428 resident has attained age sixty-five or over and accordingly is no  
2429 longer eligible to receive benefits under the disability benefit  
2430 provisions of Social Security or such other plan because of payments  
2431 received under retirement provisions thereof; or, lacking said amount  
2432 of property in his own name, so much of the property belonging to, or  
2433 held in trust for, his spouse, who is domiciled with him, as is necessary  
2434 to equal said amount. Each assessor shall issue a certificate of  
2435 correction with respect to the property of a person who would have  
2436 been eligible, except for the provisions of section 40 of public act 03-6  
2437 of the June 30 special session, to receive the exemption under this  
2438 subdivision for the assessment year commencing October 1, 2003. Such  
2439 certificate shall reduce the assessment of such eligible person's  
2440 property by the amount of said exemption.

2441 Sec. 77. Section 12-94a of the general statutes, as amended by section  
2442 41 of public act 03-6 of the June 30 special session, is repealed and the  
2443 following is substituted in lieu thereof (*Effective from passage and*  
2444 *applicable to assessment years commencing on or after October 1, 2003*):

2445 On or before July first, annually, the tax collector of each  
2446 municipality shall certify to the Secretary of the Office of Policy and  
2447 Management, on a form furnished by said secretary, the amount of tax  
2448 revenue which such municipality, except for the provisions of  
2449 subdivision (55) of section 12-81, as amended by this act, would have  
2450 received, together with such supporting information as said secretary  
2451 may require, except that for the assessment year commencing October  
2452 1, 2003, such certification shall be made to the secretary on or before  
2453 August 1, 2004. Any municipality which neglects to transmit to said  
2454 secretary such claim and supporting documentation as required by  
2455 this section shall forfeit two hundred fifty dollars to the state, provided  
2456 said secretary may waive such forfeiture in accordance with  
2457 procedures and standards adopted by regulation in accordance with  
2458 chapter 54. Said secretary shall review each such claim as provided in  
2459 section 12-120b, as amended by this act. Any claimant aggrieved by the

2460 results of the secretary's review shall have the rights of appeal as set  
2461 forth in section 12-120b, as amended by this act. The secretary shall, on  
2462 or before December first, annually, certify to the Comptroller the  
2463 amount due each municipality under the provisions of this section,  
2464 including any modification of such claim made prior to December first,  
2465 and the Comptroller shall draw an order on the Treasurer on or before  
2466 the fifteenth day of December following and the Treasurer shall pay  
2467 the amount thereof to such municipality on or before the thirty-first  
2468 day of December following. If any modification is made as the result of  
2469 the provisions of this section on or after the December first following  
2470 the date on which the tax collector has provided the amount of tax  
2471 revenue in question, any adjustments to the amount due to any  
2472 municipality for the period for which such modification was made  
2473 shall be made in the next payment the Treasurer shall make to such  
2474 municipality pursuant to this section. For the purposes of this section,  
2475 "municipality" means a town, city, borough, consolidated town and  
2476 city or consolidated town and borough. The provisions of this section  
2477 shall not apply to the assessment [years] year commencing on October  
2478 1, 2002. [, and October 1, 2003.] In the fiscal year commencing July 1,  
2479 2004, and in each fiscal year thereafter, the amount of the grant  
2480 payable to each municipality in accordance with this section shall be  
2481 reduced proportionately in the event that the total amount of the  
2482 grants payable to all municipalities exceeds the amount appropriated.

2483 Sec. 78. Subdivision (4) of subsection (d) of section 12-120b of the  
2484 general statutes is repealed and the following is substituted in lieu  
2485 thereof (*Effective July 1, 2004, and applicable to certifications by the*  
2486 *Secretary of the Office of Policy and Management on and after July 1, 2001*):

2487 (4) [Not later than the date by which the secretary is required to  
2488 certify to the Comptroller the amount of payment with respect to any  
2489 such program, the] The secretary shall notify each claimant of the final  
2490 modification or denial of financial assistance as claimed, in accordance  
2491 with the procedure set forth in this subsection. A copy of the notice of  
2492 final modification or denial shall be sent concurrently to the assessor or

2493 municipal official who approved such financial assistance. With  
2494 respect to property tax exemptions under section 12-81g, as amended  
2495 by this act, or subdivision (55), (59), (60) or (70) of section 12-81, and  
2496 tax relief pursuant to section 12-129d or 12-170aa, as amended by this  
2497 act, the notice pursuant to this subdivision shall be sent not later than  
2498 one year after the date claims for financial assistance for each such  
2499 program are filed with the secretary. For property tax exemptions  
2500 under subdivision (72) or (74) of section 12-81, as amended, such notice  
2501 shall be sent not later than the date by which a final modification to the  
2502 payment for such program must be reflected in the certification of the  
2503 secretary to the Comptroller. For the program of rebates under section  
2504 12-170d, such notice shall be sent not later than the date by which the  
2505 secretary certifies the amounts of payment to the Comptroller.

2506 Sec. 79. Section 12-170aa of the general statutes, as amended by  
2507 section 183 of public act 03-6 of the June 30 special session, is amended  
2508 by adding subsection (k) as follows (*Effective July 1, 2004, and applicable*  
2509 *to claims for reimbursement filed on and after July 1, 2001*):

2510 (NEW) (k) If the Secretary of the Office of Policy and Management  
2511 makes any adjustments to the grants for tax reductions or assumed  
2512 amounts of property tax liability claimed under this section  
2513 subsequent to the Comptroller the payment of said grants in any year,  
2514 the amount of such adjustment shall be reflected in the next payment  
2515 the Treasurer shall make to such municipality pursuant to this section.

2516 Sec. 80. Section 13b-68 of the general statutes, as amended by section  
2517 58 of public act 03-115, is repealed and the following is substituted in  
2518 lieu thereof (*Effective July 1, 2004*):

2519 (a) There is established a fund to be known as the "Special  
2520 Transportation Fund". The fund may contain any moneys required or  
2521 permitted by law to be deposited in the fund and any moneys  
2522 recovered by the state for overpayments, improper payments or  
2523 duplicate payments made by the state relating to any transportation  
2524 infrastructure improvements which have been financed by special tax

2525 obligation bonds issued pursuant to sections 13b-74 to 13b-77,  
2526 inclusive, as amended, and shall be held by the State Treasurer  
2527 separate and apart from all other moneys, funds and accounts.  
2528 Investment earnings credited to the assets of said fund shall become  
2529 part of the assets of said fund. Any balance remaining in said fund at  
2530 the end of any fiscal year shall be carried forward in said fund for the  
2531 fiscal year next succeeding.

2532 (b) There is established a fund to be known as the "Transportation  
2533 Grants and Restricted Accounts Fund". Upon certification by the  
2534 Comptroller and the Secretary of the Office of Policy and Management  
2535 that the CORE-CT project for fiscal services is operational, the fund  
2536 shall contain all transportation moneys that are restricted, not available  
2537 for general use and previously accounted for in the Special  
2538 Transportation Fund as "Federal and Other Grants". The Comptroller  
2539 is authorized to make such transfers as are necessary to provide that,  
2540 notwithstanding any provision of the general statutes, all  
2541 transportation moneys that are restricted and not available for general  
2542 use are in the Transportation Grants and Restricted Accounts Fund.

2543 Sec. 81. (NEW) (*Effective July 1, 2004*) There is established a fund to  
2544 be known as the "Grants and Restricted Accounts Fund". Upon  
2545 certification by the Comptroller and the Secretary of the Office of  
2546 Policy and Management that the CORE-CT project for financial  
2547 services is operational, the fund shall contain all moneys that are  
2548 restricted, not available for general use and previously accounted for  
2549 in the General Fund as "Federal and Other Grants". The Comptroller is  
2550 authorized to make such transfers as are necessary to provide that,  
2551 notwithstanding any provision of the general statutes, all moneys that  
2552 are restricted and not available for general use are in the Grants and  
2553 Restricted Accounts Fund.

2554 Sec. 82. Section 4-66f of the general statutes is repealed and the  
2555 following is substituted in lieu thereof (*Effective from passage*):

2556 Notwithstanding any provision of the general statutes or the

2557 regulations adopted thereunder, disaster assistance funds received by  
2558 the Office of [Policy and] Emergency Management from the Federal  
2559 Emergency Management Agency for administration may be  
2560 maintained in a separate fund or separate account within the General  
2561 Fund and used for any administrative functions. The balance of any  
2562 such funds remaining at the end of each fiscal year shall be carried  
2563 forward for the fiscal year next succeeding.

2564 Sec. 83. Section 29 of public act 03-6 of the June 30 special session, as  
2565 amended by section 508 of House Amendment Schedule "A" to  
2566 substitute house bill 5584 of the February 2004 regular session, is  
2567 repealed and the following is substituted in lieu thereof (*Effective July*  
2568 *1, 2004*):

2569 For the fiscal year ending June 30, 2005, the distribution of priority  
2570 school district grants pursuant to subsection (a) of section 10-266p of  
2571 the general statutes, as amended by this act, shall be as follows: (1) For  
2572 priority school districts in the amount of \$28,986,250, (2) for school  
2573 readiness in the amount of \$44,576,500, (3) for early reading in the  
2574 amount of [~~\$18,647,286~~] \$19,700,000, (4) for extended school building  
2575 hours in the amount of \$2,994,752, and (5) for summer school in the  
2576 amount of \$3,499,699. [, and (6) for school improvement in the amount  
2577 of \$1,100,000.]

2578 Sec. 84. Section 4 of public act 01-8 of the June special session, as  
2579 amended by section 70 of public act 03-3 of the June 30 special session,  
2580 is repealed and the following is substituted in lieu thereof (*Effective*  
2581 *from passage*):

2582 (a) The Department of Mental Health and Addiction Services, in  
2583 consultation with the Department of Social Services, shall conduct a  
2584 study concerning the implementation of adult rehabilitation services  
2585 under Medicaid. Not later than February 1, 2002, the departments shall  
2586 jointly submit a report of their findings and recommendations to the  
2587 Governor and to the joint standing committees of the General  
2588 Assembly having cognizance of matters relating to public health,

2589 human services and appropriations and the budgets of state agencies,  
2590 in accordance with the provisions of section 11-4a. The report shall  
2591 include, but not be limited to, an implementation plan, a cost benefit  
2592 analysis and a description of the plan's impact on existing services.

2593 (b) The Department of Mental Health and Addiction Services and  
2594 the Department of Social Services shall conduct a study concerning the  
2595 advisability of entering into an interagency agreement pursuant to  
2596 which the Department of Mental Health and Addiction Services would  
2597 provide clinical management of mental health services, including, but  
2598 not limited to, review and authorization of services, implementation of  
2599 quality assurance and improvement initiatives and provision of case  
2600 management services, for aged, blind or disabled adults enrolled in the  
2601 Medicaid program to the extent permitted under federal law. Not later  
2602 than February 1, 2002, the departments shall jointly submit a report of  
2603 their findings and recommendations to the Governor and to the joint  
2604 standing committees of the General Assembly having cognizance of  
2605 matters relating to public health, human services and appropriations  
2606 and the budgets of state agencies, in accordance with the provisions of  
2607 section 11-4a.

2608 (c) The Commissioner of Social Services shall take such action as  
2609 may be necessary to amend the Medicaid state plan to provide for  
2610 coverage of optional adult rehabilitation services supplied by [various]  
2611 providers of mental health services [, pursuant to a contract with] or  
2612 substance abuse rehabilitation services for adults with serious and  
2613 persistent mental illness or who have alcoholism or other substance  
2614 abuse conditions, that are certified by the Department of Mental  
2615 Health and Addiction Services. [, for adults with mental health needs  
2616 who are clients of said department.] For the fiscal years ending June  
2617 30, 2004, and June 30, 2005, up to three million dollars in each such  
2618 fiscal year of any moneys received by the state as federal  
2619 reimbursement for optional Medicaid adult rehabilitation services  
2620 shall be credited to the Community Mental Health Restoration  
2621 subaccount within the account established under section 1 of public act

2622 01-8 of the June special session and shall be available for use for the  
2623 purposes of the subaccount. The Commissioner of Social Services shall  
2624 adopt regulations, in accordance with the provisions of chapter 54, to  
2625 implement optional rehabilitation services under the Medicaid  
2626 program. The commissioner shall implement policies and procedures  
2627 to administer such services while in the process of adopting such  
2628 policies or procedures in regulation form, provided notice of intention  
2629 to adopt the regulations is printed in the Connecticut Law Journal  
2630 within forty-five days of implementation, and any such policies or  
2631 procedures shall be valid until the time final regulations are effective.

2632 (d) The Commissioner of Mental Health and Addiction Services  
2633 shall have the authority to certify providers of mental health or  
2634 substance abuse rehabilitation services for adults with serious and  
2635 persistent mental illness or who have alcoholism or other substance  
2636 abuse conditions for the purpose of coverage of optional rehabilitation  
2637 services. The Commissioner of Mental Health and Addiction Services  
2638 shall adopt regulations, in accordance with the provisions of chapter  
2639 54, for purposes of certification of such providers. The commissioner  
2640 shall implement policies and procedures for purposes of such  
2641 certification while in the process of adopting such policies or  
2642 procedures in regulation form, provided notice of intention to adopt  
2643 the regulations is printed in the Connecticut Law Journal no later than  
2644 twenty days after implementation and any such policies and  
2645 procedures shall be valid until the time the regulations are effective.

2646 Sec. 85. Subsection (a) of section 17b-280 of the general statutes, as  
2647 amended by section 11 of public act 03-2, section 52 of public act 03-3  
2648 of the June 30 special session and section 10 of substitute house bill  
2649 5689, as amended by House Amendment Schedules A and C of the  
2650 February 2004 regular session, is repealed and the following is  
2651 substituted in lieu thereof (*Effective July 1, 2004*):

2652 (a) The state shall reimburse for all legend drugs provided under  
2653 the Medicaid, state-administered general assistance, general assistance,

2654 ConnPACE and Connecticut AIDS drug assistance programs at the  
2655 rate established by the Health Care Finance Administration as the  
2656 federal acquisition cost, or, if no such rate is established, the  
2657 commissioner shall establish and periodically revise the estimated  
2658 acquisition cost in accordance with federal regulations. The  
2659 commissioner shall also establish a professional fee of three dollars and  
2660 fifteen cents for each prescription to be paid to licensed pharmacies for  
2661 dispensing drugs to Medicaid, [state-administered general assistance,  
2662 general assistance,] ConnPACE and Connecticut AIDS drug assistance  
2663 recipients in accordance with federal regulations; and on and after  
2664 September 4, 1991, payment for legend and nonlegend drugs provided  
2665 to Medicaid recipients shall be based upon the actual package size  
2666 dispensed. Effective October 1, 1991, reimbursement for over-the-  
2667 counter drugs for such recipients shall be limited to those over-the-  
2668 counter drugs and products published in the Connecticut Formulary,  
2669 or the cross reference list, issued by the commissioner. The cost of all  
2670 over-the-counter drugs and products provided to residents of nursing  
2671 facilities, chronic disease hospitals, and intermediate care facilities for  
2672 the mentally retarded shall be included in the facilities' per diem rate.

2673 Sec. 86. Subsection (h) of section 17b-340 of the general statutes, as  
2674 amended by section 45 of public act 03-19 and section 50 of public act  
2675 03-3 of the June 30 special session, is repealed and the following is  
2676 substituted in lieu thereof (*Effective July 1, 2004*):

2677 (h) (1) For the fiscal year ending June 30, 1993, any residential care  
2678 home with an operating cost component of its rate in excess of one  
2679 hundred thirty per cent of the median of operating cost components of  
2680 rates in effect January 1, 1992, shall not receive an operating cost  
2681 component increase. For the fiscal year ending June 30, 1993, any  
2682 residential care home with an operating cost component of its rate that  
2683 is less than one hundred thirty per cent of the median of operating cost  
2684 components of rates in effect January 1, 1992, shall have an allowance  
2685 for real wage growth equal to sixty-five per cent of the increase  
2686 determined in accordance with subsection (q) of section 17-311-52 of

2687 the regulations of Connecticut state agencies, provided such operating  
2688 cost component shall not exceed one hundred thirty per cent of the  
2689 median of operating cost components in effect January 1, 1992.  
2690 Beginning with the fiscal year ending June 30, 1993, for the purpose of  
2691 determining allowable fair rent, a residential care home with allowable  
2692 fair rent less than the twenty-fifth percentile of the state-wide  
2693 allowable fair rent shall be reimbursed as having allowable fair rent  
2694 equal to the twenty-fifth percentile of the state-wide allowable fair  
2695 rent. Beginning with the fiscal year ending June 30, 1997, a residential  
2696 care home with allowable fair rent less than three dollars and ten cents  
2697 per day shall be reimbursed as having allowable fair rent equal to  
2698 three dollars and ten cents per day. Property additions placed in  
2699 service during the cost year ending September 30, 1996, or any  
2700 succeeding cost year shall receive a fair rent allowance for such  
2701 additions as an addition to three dollars and ten cents per day if the  
2702 fair rent for the facility for property placed in service prior to  
2703 September 30, 1995, is less than or equal to three dollars and ten cents  
2704 per day. For the fiscal year ending June 30, 1996, and any succeeding  
2705 fiscal year, the allowance for real wage growth, as determined in  
2706 accordance with subsection (q) of section 17-311-52 of the regulations  
2707 of Connecticut state agencies, shall not be applied. For the fiscal year  
2708 ending June 30, 1996, and any succeeding fiscal year, the inflation  
2709 adjustment made in accordance with subsection (p) of section  
2710 17-311-52 of the regulations of Connecticut state agencies shall not be  
2711 applied to real property costs. Beginning with the fiscal year ending  
2712 June 30, 1997, minimum allowable patient days for rate computation  
2713 purposes for a residential care home with twenty-five beds or less shall  
2714 be eighty-five per cent of licensed capacity. Beginning with the fiscal  
2715 year ending June 30, 2002, for the purposes of determining the  
2716 allowable salary of an administrator of a residential care home with  
2717 sixty beds or less the department shall revise the allowable base salary  
2718 to thirty-seven thousand dollars to be annually inflated thereafter in  
2719 accordance with section 17-311-52 of the regulations of Connecticut  
2720 state agencies. The rates for the fiscal year ending June 30, 2002, shall

2721 be based upon the increased allowable salary of an administrator,  
2722 regardless of whether such amount was expended in the 2000 cost  
2723 report period upon which the rates are based. Beginning with the fiscal  
2724 year ending June 30, 2000, the inflation adjustment for rates made in  
2725 accordance with subsection (p) of section 17-311-52 of the regulations  
2726 of Connecticut state agencies shall be increased by two per cent, and  
2727 beginning with the fiscal year ending June 30, 2002, the inflation  
2728 adjustment for rates made in accordance with subsection (c) of said  
2729 section shall be increased by one per cent. Beginning with the fiscal  
2730 year ending June 30, 1999, for the purpose of determining the  
2731 allowable salary of a related party, the department shall revise the  
2732 maximum salary to twenty-seven thousand eight hundred fifty-six  
2733 dollars to be annually inflated thereafter in accordance with section  
2734 17-311-52 of the regulations of Connecticut state agencies and  
2735 beginning with the fiscal year ending June 30, 2001, such allowable  
2736 salary shall be computed on an hourly basis and the maximum  
2737 number of hours allowed for a related party other than the proprietor  
2738 shall be increased from forty hours to forty-eight hours per work week.  
2739 For the fiscal year ending June 30, 2005, each facility shall receive a rate  
2740 that is two and one-quarter per cent more than the rate the facility  
2741 received in the prior fiscal year, except any facility that would have  
2742 been issued a lower rate effective July 1, 2004, than for the fiscal year  
2743 ending June 30, 2004, due to interim rate status or agreement with the  
2744 department shall be issued such lower rate effective July 1, 2004.

2745 (2) The commissioner shall, upon determining that a loan to be  
2746 issued to a residential care home by the Connecticut Housing Finance  
2747 Authority is reasonable in relation to the useful life and property cost  
2748 allowance pursuant to section 17-311-52 of the regulations of  
2749 Connecticut state agencies, allow actual debt service, comprised of  
2750 principal, interest and a repair and replacement reserve on the loan, in  
2751 lieu of allowed property costs whether actual debt service is higher or  
2752 lower than such allowed property costs.

2753 Sec. 87. Subsection (d) of section 17b-257 of the general statutes, as

2754 amended by section 18 of public act 03-2, section 43 of public act 03-3  
2755 of the June 30 special session and section 9 of substitute house bill  
2756 5689, as amended by House Amendment Schedules A and C of the  
2757 February 2004 regular session, is repealed and the following is  
2758 substituted in lieu thereof (*Effective from passage*):

2759 (d) The Commissioner of Social Services shall contract with  
2760 federally qualified health centers or other primary care providers as  
2761 necessary to provide medical services to eligible state-administered  
2762 general assistance recipients pursuant to this section. The  
2763 commissioner shall, within available appropriations, make payments  
2764 to such centers based on their pro rata share of the cost of services  
2765 provided or the number of clients served, or both. The Commissioner  
2766 of Social Services shall, within available appropriations, make  
2767 payments to other providers based on a methodology determined by  
2768 the commissioner. The Commissioner of Social Services may reimburse  
2769 for extraordinary medical services, provided such services are  
2770 documented to the satisfaction of the commissioner. For purposes of  
2771 this section, the commissioner may contract with a managed care  
2772 organization or other entity to perform administrative functions,  
2773 including a grievance process for recipients to access review of a denial  
2774 of coverage for a specific medical service, and to operate the program  
2775 in whole or in part. Provisions of a contract for medical services  
2776 entered into by the commissioner pursuant to this section shall  
2777 supersede any inconsistent provision in the regulations of Connecticut  
2778 state agencies. A recipient who has exhausted the grievance process  
2779 established through such contract and wishes to seek further review of  
2780 the denial of coverage for a specific medical service may request a  
2781 hearing in accordance with the provisions of section 17b-60.

2782 Sec. 88. Subsection (f) of section 1 of public act 03-1 of the September  
2783 8 special session is repealed and the following is substituted in lieu  
2784 thereof (*Effective from passage*):

2785 (f) An amount equal to the amount certified by the Secretary of the

2786 Office of Policy and Management for retrospective reimbursements  
2787 shall be credited to the State Administered General Assistance account  
2788 in the Department of Social Services for the fiscal [year] years ending  
2789 June 30, 2004, and June 30, 2005. Such amount shall be available to the  
2790 department to pay such retrospective reimbursement claims received  
2791 during the fiscal [year] years ending June 30, 2004, and June 30, 2005.

2792 Sec. 89. Section 18-86b of the general statutes, as amended by section  
2793 156 of public act 03-6 of the June 30 special session, is repealed and the  
2794 following is substituted in lieu thereof (*Effective July 1, 2004*):

2795 (a) Notwithstanding the provisions of sections 18-105 to 18-107,  
2796 inclusive, the Commissioner of Correction is authorized to improve the  
2797 operation of the state's correctional facilities by entering into contracts  
2798 with any governmental or private vendor for supervision of not more  
2799 than five hundred inmates outside the state. Any such governmental  
2800 or private vendor shall agree to be bound by the provisions of the  
2801 Interstate Corrections Compact, and any governmental or privately-  
2802 operated facility to which state inmates are transferred pursuant to a  
2803 contract under this subsection shall be located in a state which has  
2804 enacted and entered into the Interstate Corrections Compact.

2805 (b) (1) Notwithstanding the provisions of sections 18-105 to 18-107,  
2806 inclusive, during the fiscal [years] year ending June 30, 2004, [and June  
2807 30, 2005,] the Commissioner of Correction is authorized to improve the  
2808 operation of the state's correctional facilities by entering into contracts  
2809 in accordance with this subsection with any governmental or private  
2810 vendor for the supervision of not more than an additional two  
2811 thousand inmates outside the state.

2812 (2) If the governmental vendor with which the commissioner has a  
2813 contract under subsection (a) of this section on August 20, 2003, for the  
2814 supervision of inmates outside this state is willing to accept additional  
2815 inmates for supervision, the Commissioner of Correction may,  
2816 notwithstanding the provisions of section 4a-57, enter into a contract  
2817 with such governmental vendor for the supervision of such number of

2818 additional inmates as such governmental vendor is willing to accept.  
2819 If the commissioner does not enter into such a contract with such  
2820 governmental vendor or if, after contracting for the supervision of  
2821 additional inmates by such governmental vendor, the number of  
2822 inmates authorized to be supervised outside this state under  
2823 subdivision (1) of this subsection has not been attained, the  
2824 commissioner may enter into contracts with any governmental or  
2825 private vendor for the supervision of all or part of the remaining  
2826 number of inmates authorized to be supervised outside this state  
2827 under said subdivision (1).

2828 (3) Any such governmental or private vendor shall agree to be  
2829 bound by the provisions of the Interstate Corrections Compact, and  
2830 any governmental or privately-operated facility to which state inmates  
2831 are transferred pursuant to a contract under this subsection shall be  
2832 located in a state which has enacted and entered into the Interstate  
2833 Corrections Compact.

2834 (c) (1) Notwithstanding the provisions of sections 18-105 to 18-107,  
2835 inclusive, during the fiscal years ending June 30, 2005, June 30, 2006,  
2836 and June 30, 2007, the Commissioner of Correction is authorized to  
2837 improve the operation of the state's correctional facilities by entering  
2838 into contracts in accordance with this subsection with any  
2839 governmental or private vendor for the supervision of not more than  
2840 an additional one thousand inmates outside the state.

2841 (2) Any such governmental or private vendor shall agree to be  
2842 bound by the provisions of the Interstate Corrections Compact, and  
2843 any governmental or privately-operated facility to which state inmates  
2844 are transferred pursuant to a contract under this subsection shall be  
2845 located in a state which has enacted and entered into the Interstate  
2846 Corrections Compact.

2847 ~~[(c)]~~ (d) A state inmate confined in any governmental or privately-  
2848 operated facility pursuant to the terms of any contract with the state  
2849 shall at all times be subject to the authority of the Commissioner of

2850 Correction who may at any time remove the inmate for transfer to a  
2851 state correctional facility or other institution, for transfer to another  
2852 governmental or privately-operated facility, for release on probation or  
2853 parole, for discharge or for any other purpose permitted by the laws of  
2854 this state.

2855 Sec. 90. Section 35 of public act 03-6 of the June 30 special session is  
2856 amended by adding subsections (e) and (f) as follows (*Effective from*  
2857 *passage*):

2858 (NEW) (e) The successor entity may, from time to time, amend an  
2859 approved revitalization plan, provided any such amendment shall  
2860 comply with this section and sections 34 and 36 of public act 03-6 of  
2861 the June 30 special session. Any such amendment shall be proposed  
2862 and approved pursuant to the provisions of subsections (c) and (d) of  
2863 this section, provided no such amendment may be submitted to the  
2864 commissioner for approval or approved by the commissioner unless it  
2865 is developed with the advice and consultation of the local planning  
2866 committee. The local planning committee shall be convened by the  
2867 successor entity. The executive director of the successor entity shall  
2868 designate the members of the local planning committee and its  
2869 chairperson, provided the membership of such planning committee  
2870 shall include not less than two residents of the developments including  
2871 residents selected by a resident association, and not less than two  
2872 representatives of organizations that advocate for public housing  
2873 residents. Each resident association representing residents of the  
2874 developments may select one representative to serve on the local  
2875 planning committee. The successor entity shall (1) assure that the  
2876 residents of the housing developments are able to fully participate in  
2877 the planning, review and implementation process, and (2) make  
2878 reasonable efforts to link residents to community resources so that  
2879 such residents will have access to expertise in tenant outreach,  
2880 training, organizing, legal rights and housing policy in order to  
2881 promote genuine tenant participation and to protect the interests of the  
2882 residents during the planning and implementation process. As used in

2883 this subsection, "successor entity" means the Connecticut Housing  
2884 Finance Authority.

2885 (NEW) (f) The local planning committee may propose amendments  
2886 to the housing revitalization plan. The committee shall hold at least  
2887 one public hearing prior to its approval of any amendment. At least  
2888 thirty days prior to the public hearing, the committee shall mail or  
2889 deliver notice to each resident household in the developments and to  
2890 each resident association representing residents in the developments.  
2891 In addition to any formal notice, any such public hearing shall be  
2892 publicized generally in the municipality through posted notices at the  
2893 developments and through publicity both through newspapers of  
2894 general circulation in the municipality and through weekly  
2895 community newspapers. A record shall be kept of all comments  
2896 received at such hearings and at the hearing held pursuant to  
2897 subsection (c) of this section, and a summary of all oral comments and  
2898 copies of all written comments shall be transmitted to the  
2899 commissioner at the time of submission of the proposed amendment to  
2900 the plan.

2901 Sec. 91. Subdivision (44) of section 8-250 of the general statutes, as  
2902 amended by section 39 of public act 03-6 of the June 30 special session,  
2903 is repealed and the following is substituted in lieu thereof (*Effective*  
2904 *from passage*):

2905 (44) Provide assistance, in such form and subject to such conditions  
2906 as the authority may determine, to a local housing authority or project  
2907 sponsor in connection with a housing revitalization project undertaken  
2908 pursuant to [this section] sections 34 to 38, inclusive, of public act 03-6  
2909 of the June 30 special session, as amended by this act.

2910 Sec. 92. Subsection (a) of section 51 of public act 03-6 of the June 30  
2911 special session is repealed and the following is substituted in lieu  
2912 thereof (*Effective from passage*):

2913 (a) As used in this section:

2914 (1) "Commissioner" means the Commissioner of Economic and  
2915 Community Development;

2916 (2) "Connecticut Housing Finance Authority" means the authority  
2917 created and operating pursuant to the provisions of chapter 134;

2918 (3) "Financially distressed development" means a housing  
2919 development owned by a housing authority and subject to an asset  
2920 that was transferred from the Department of Economic and  
2921 Community Development to the Connecticut Housing Finance  
2922 Authority pursuant to [subsection (a) of this] section 8-37u or  
2923 subdivision (3) of section 32-11; and

2924 (4) "Housing authority" means a local housing authority owning a  
2925 financially distressed development.

2926 Sec. 93. Subsection (b) of section 8-216 of the general statutes is  
2927 repealed and the following is substituted in lieu thereof (*Effective from*  
2928 *passage*):

2929 (b) The state, acting by and in the discretion of the Commissioner of  
2930 Economic and Community Development, may enter into a contract  
2931 with a municipality and the housing authority of the municipality or  
2932 with the Connecticut Housing Finance Authority or any subsidiary  
2933 created by the authority pursuant to section 8-242a or 8-244, as  
2934 amended, to make payments in lieu of taxes to the municipality on  
2935 land and improvements owned or leased by the housing authority or  
2936 the Connecticut Housing Finance Authority under the provisions of  
2937 part II of chapter 128 or under the provisions of sections 8-430 to 8-438,  
2938 inclusive. On and after July 1, 1997, the time period of the contract may  
2939 include the remaining years of operation of the project. Such payments  
2940 shall be made annually in an amount equal to the taxes that would be  
2941 paid on such property were the property not exempt from taxation,  
2942 and shall be calculated by multiplying the assessed value of such  
2943 property, which shall be determined by the tax assessor of such  
2944 municipality in the manner used by such assessor for assessing the

2945 value of other real property, by the applicable tax rate of the  
2946 municipality. Such contract shall provide that, in consideration of such  
2947 grant-in-aid, the municipality shall waive during the period of such  
2948 contract any payments by the housing authority or the Connecticut  
2949 Housing Finance Authority to the municipality under the provisions of  
2950 section 8-71, and shall further provide that the amount of the payments  
2951 so waived shall be used by the housing authority or the Connecticut  
2952 Housing Finance Authority for a program of social and supplementary  
2953 services to the occupants or shall be applied to the operating costs or  
2954 reserves of the property, or shall be used to maintain or improve the  
2955 physical quality of the property.

2956 Sec. 94. Section 8-68f of the general statutes is repealed and the  
2957 following is substituted in lieu thereof (*Effective July 1, 2004*):

2958 Each housing authority which receives financial assistance under  
2959 any state housing program, and the Connecticut Housing Finance  
2960 Authority or its subsidiary when said authority or subsidiary is the  
2961 successor owner of housing previously owned by a housing authority  
2962 under part II or part VI of this chapter, shall, for housing which it owns  
2963 and operates, (1) provide each of its tenants with a written lease, (2)  
2964 adopt a procedure for hearing tenant complaints and grievances, (3)  
2965 adopt procedures for soliciting tenant comment on proposed changes  
2966 in housing authority policies and procedures, including changes to its  
2967 lease and to its admission and occupancy policies, and (4) encourage  
2968 tenant participation in the housing authority's operation of state  
2969 housing programs, including, where appropriate, the facilitation of  
2970 tenant participation in the management of housing projects. If such  
2971 housing authority or the Connecticut Housing Finance Authority or its  
2972 subsidiary operates both a federal and a state-assisted housing  
2973 program, it shall use the same procedure for hearing tenant grievances  
2974 in both programs. The Commissioner of Economic and Community  
2975 Development shall adopt regulations in accordance with the  
2976 provisions of chapter 54 to establish uniform minimum standards for  
2977 the requirements in this section.

2978 Sec. 95. (NEW) (*Effective from passage*) Whenever the Connecticut  
2979 Housing Finance Authority or its subsidiary is a successor owner of  
2980 housing previously owned by a housing authority under part II or part  
2981 VI of chapter 128 of the general statutes, the authority or its successor  
2982 shall be subject to the requirements of and operate such housing in  
2983 compliance with all provisions of the general statutes applicable to the  
2984 operation or disposition of such housing by a housing authority.

2985 Sec. 96. (NEW) (*Effective from passage*) If a housing authority sold a  
2986 housing property containing thirty-two rental units to a private  
2987 developer between October 1, 2003, and November 30, 2003, the  
2988 housing authority may apply to the Commissioner of Economic and  
2989 Community Development for a waiver of the requirements of the  
2990 regulations adopted pursuant to section 8-45 of the general statutes to  
2991 allow for the use of state-financed housing as a relocation resource for  
2992 families or persons otherwise eligible for residency in such state-  
2993 financed housing except for the waiting list. Any waiver granted by  
2994 the commissioner shall remain in effect until all eligible displaced  
2995 tenants seeking such housing have been accommodated.

2996 Sec. 97. Section 196 of public act 03-6 of the June 30 special session is  
2997 repealed and the following is substituted in lieu thereof (*Effective from*  
2998 *passage*):

2999 Notwithstanding the provisions of the general statutes, at the  
3000 request of the Secretary of the Office of Policy and Management, the  
3001 Comptroller shall transfer up to \$3,600,000 from the resources of the  
3002 Banking Fund, to Other Expenses, for relocation expenses and  
3003 furniture costs for the Department of Banking during the fiscal years  
3004 ending June 30, 2003, and June 30, 2004. The Banking Commissioner is  
3005 authorized to reimburse the Department of Public Works from funds  
3006 available in Other Expenses for amounts paid by the Department of  
3007 Public Works on behalf of the Department of Banking for such  
3008 relocation expenses, furniture costs and rent during the fiscal years  
3009 ending June 30, 2003, [and] June 30, 2004, and June 30, 2005.

3010       Sec. 98. (*Effective July 1, 2004*) (a) The Secretary of the Office of Policy  
3011 and Management shall immediately notify the Commissioners of  
3012 Correction and Administrative Services that the sum of \$2,000,000 shall  
3013 not be expended in the Workers' Compensation account in the  
3014 Department of Correction for the fiscal year ending June 30, 2004. The  
3015 secretary shall monitor said account, including any stipulations,  
3016 through the end of said fiscal year to ensure such sum shall not be  
3017 expended.

3018       (b) Up to \$1,000,000 appropriated to the Department of Correction  
3019 in section 1 of special act 03-1 of the June 30 special session, for  
3020 Workers' Compensation Claims, and not expended in accordance with  
3021 subsection (a) of this section, shall not lapse June 30, 2004. The first  
3022 \$200,000 of such funds shall be transferred to the Labor Department,  
3023 for Opportunity Industrial Centers, and shall be available for  
3024 expenditure during the fiscal year ending June 30, 2005, as follows: The  
3025 sum of \$100,000 for the Bridgeport Opportunity Industrial Center and  
3026 the sum of \$100,000 for the Waterbury Opportunity Industrial Center.  
3027 The remainder of such funds shall continue to be available for  
3028 Workers' Compensation Claims during the fiscal year ending June 30,  
3029 2005.

3030       Sec. 99. (*Effective from passage*) For the fiscal year ending June 30,  
3031 2004, the Secretary of the Office of Policy and Management may  
3032 authorize the carry-forward of funds in any appropriated account, if  
3033 requested by an agency head and such funds are available due to  
3034 delays in the payment of contractors resulting from the affidavit  
3035 requirement imposed by the office of the Attorney General.

3036       Sec. 100. Section 4-65a of the general statutes is repealed and the  
3037 following is substituted in lieu thereof (*Effective from passage*):

3038       (a) There shall be an Office of Policy and Management which shall  
3039 be responsible for all aspects of state staff planning and analysis in the  
3040 areas of budgeting, management, planning, energy policy  
3041 determination and evaluation, intergovernmental policy, criminal and

3042 juvenile justice planning and program evaluation. The department  
3043 head shall be the Secretary of the Office of Policy and Management,  
3044 who shall be appointed by the Governor in accordance with the  
3045 provisions of sections 4-5, as amended, 4-6, 4-7 and 4-8, with all the  
3046 powers and duties therein prescribed. The Secretary of the Office of  
3047 Policy and Management shall be the employer representative (1) in  
3048 collective bargaining negotiations concerning changes to the state  
3049 employees retirement system and health and welfare benefits, and (2)  
3050 in all other matters involving collective bargaining, including  
3051 negotiation and administration of all collective bargaining agreements  
3052 and supplemental understandings between the state and the state  
3053 employee unions concerning all executive branch employees except  
3054 (A) employees of the Division of Criminal Justice, and (B) faculty and  
3055 professional employees of boards of trustees of constituent units of the  
3056 state system of higher education. The secretary may designate a  
3057 member of the secretary's staff to act as the employer representative in  
3058 the secretary's place.

3059 (b) There shall be such undersecretaries as may be necessary for the  
3060 efficient conduct of the business of the office. Each such undersecretary  
3061 shall be appointed by the secretary and shall be qualified and  
3062 experienced in the functions to be performed by him. The positions of  
3063 each such undersecretary shall be exempt from the classified service.

3064 (c) The secretary may delegate to the deputy secretary all or part of  
3065 the authority, powers and duties of the secretary.

3066 Sec. 101. (NEW) (*Effective from passage*) The Attorney General may  
3067 delegate to the Secretary of the Office of Policy and Management the  
3068 authority to appoint an attorney employed by said office to represent  
3069 the state of Connecticut in matters relating to certain appeals to the  
3070 Superior Court from an arbitration, decision or determination or any  
3071 other labor relations issue involving the Office of Labor Relations. The  
3072 Attorney General may enter into a memorandum of understanding  
3073 with the Secretary of the Office of Policy and Management which shall

3074 list the types of appeals which are the subject of such delegation.

3075 Sec. 102. (*Effective July 1, 2004*) The Comptroller is authorized to  
3076 maintain the balances of any appropriations that would otherwise  
3077 lapse at the close of the fiscal year ending June 30, 2004, for a period of  
3078 one month to permit the liquidation of obligations from the prior fiscal  
3079 year.

3080 Sec. 103. Subdivision (5) of section 12-412 of the general statutes is  
3081 repealed and the following is substituted in lieu thereof (*Effective July*  
3082 *1, 2004*):

3083 (5) Sales of tangible personal property or services to and by  
3084 nonprofit charitable hospitals in this state, nonprofit nursing homes,  
3085 nonprofit rest homes and nonprofit residential care homes licensed by  
3086 the state pursuant to chapter 368v for the exclusive purposes of such  
3087 institutions except any such service transaction as described in  
3088 subparagraph (EE) of subdivision (37) of subsection (a) of section 12-  
3089 407, as amended, and sales of tangible personal property or services to  
3090 an acute care, for-profit hospital, operating as an acute care, for-profit  
3091 hospital as of the effective date of this section, for the purposes of such  
3092 institution in connection with the constructing and equipping of any  
3093 facility of such hospital for which a certificate of need was filed before,  
3094 and is pending on, the effective date of this section.

3095 Sec. 104. Subdivision (5) of section 12-412 of the general statutes, as  
3096 amended by section 54 of public act 03-6 of the June 30 special session,  
3097 is repealed and the following is substituted in lieu thereof (*Effective*  
3098 *from passage and applicable to sales occurring on or after July 1, 2005*):

3099 (5) Sales of tangible personal property or services to and by  
3100 nonprofit charitable hospitals in this state, nonprofit nursing homes,  
3101 nonprofit rest homes and nonprofit residential care homes licensed by  
3102 the state pursuant to chapter 368v for the exclusive purposes of such  
3103 institutions except any such service transaction as described in  
3104 subparagraph (EE) of subdivision (37) of subsection (a) of section 12-

3105 407, as amended, and sales of [medical equipment and supplies for  
3106 patient care to and by acute care, for-profit hospitals for the exclusive  
3107 purposes of such institutions, except any such service transaction as  
3108 described in subparagraph (EE) of subdivision (37) of subsection (a) of  
3109 section 12-407] tangible personal property or services to an acute care,  
3110 for-profit hospital, operating as an acute care, for-profit hospital as of  
3111 the effective date of this section, for the purposes of such institution in  
3112 connection with the constructing and equipping of any facility of such  
3113 hospital for which a certificate of need was filed before, and is pending  
3114 on, the effective date of this section.

3115 Sec. 105. (NEW) (*Effective July 1, 2004*) (a) On or before September 1,  
3116 2004, the Secretary of the Office of Policy and Management, in  
3117 consultation with the head of each budgeted state agency responsible  
3118 for services related to health and hospitals, human services, education  
3119 and correction, shall prepare a report which compares, for the previous  
3120 biennium, the increases paid by the state pursuant to contracts with  
3121 private providers of such services to the compensation increases due to  
3122 cost of living allowances or performance-based increases paid by the  
3123 state to state employees providing the same or similar services. Such  
3124 report shall be included in the budget document for the biennium  
3125 ending June 30, 2007, transmitted by the Governor to the General  
3126 Assembly pursuant to section 4-71 of the general statutes and any  
3127 funding necessary to provide an increase to such private providers that  
3128 equals the mean average increase paid to such state employees for the  
3129 previous biennium shall be included in the recommended current  
3130 service appropriations for each affected agency for the ensuing  
3131 biennium.

3132 (b) Nothing in subsection (a) this section shall limit the Governor's  
3133 ability to recommend reductions to current service appropriations in  
3134 such budget document.

3135 Sec. 106. (*Effective from passage*) From the effective date of this section  
3136 to June 30, 2005, inclusive, the Commissioner of Social Services shall

3137 not agree to any Medicaid waiver in which the federal government, as  
 3138 a condition of granting the waiver, requires the state to agree to limit  
 3139 the normal fifty per cent federal cost sharing in the program.

3140       Sec. 107. (*Effective from passage*) Notwithstanding any provision of  
 3141 the general statutes, from the effective date of this section to June 30,  
 3142 2004, inclusive, no child shall be terminated from the HUSKY B  
 3143 medical program for lack of payment of any premium increase  
 3144 implemented by the commissioner within the fiscal year ending June  
 3145 30, 2004. The Commissioner of Social Services shall examine the  
 3146 impact of the premium increases on enrollment and shall notify the  
 3147 joint committees having cognizance of matters relating to  
 3148 appropriations and the budgets of state agencies and human services  
 3149 by June 1, 2004, of any final premium increase adopted for the fiscal  
 3150 year ending June 30, 2005.

3151       Sec. 108. (*Effective from passage*) Section 510 of Senate Amendment  
 3152 Schedule "A" to substitute senate bill 569 of the February 2004 regular  
 3153 session shall take effect from passage.

3154       Sec. 109. (*Effective July 1, 2004*) Section 52-259d of the general  
 3155 statutes and section 39 of house bill 5692 of the February 2004 regular  
 3156 session are repealed.

|                                        |                        |
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| This act shall take effect as follows: |                        |
| Section 1                              | <i>July 1, 2004</i>    |
| Sec. 2                                 | <i>July 1, 2004</i>    |
| Sec. 3                                 | <i>July 1, 2004</i>    |
| Sec. 4                                 | <i>July 1, 2004</i>    |
| Sec. 5                                 | <i>July 1, 2004</i>    |
| Sec. 6                                 | <i>from passage</i>    |
| Sec. 7                                 | <i>from passage</i>    |
| Sec. 8                                 | <i>July 1, 2004</i>    |
| Sec. 9                                 | <i>from passage</i>    |
| Sec. 10                                | <i>January 1, 2005</i> |
| Sec. 11                                | <i>January 1, 2005</i> |

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| Sec. 12 | <i>January 1, 2005</i>                                                                            |
| Sec. 13 | <i>July 1, 2004</i>                                                                               |
| Sec. 14 | <i>July 1, 2004</i>                                                                               |
| Sec. 15 | <i>January 1, 2005</i>                                                                            |
| Sec. 16 | <i>July 1, 2004</i>                                                                               |
| Sec. 17 | <i>July 1, 2004</i>                                                                               |
| Sec. 18 | <i>July 1, 2004</i>                                                                               |
| Sec. 19 | <i>October 1, 2004</i>                                                                            |
| Sec. 20 | <i>October 1, 2004</i>                                                                            |
| Sec. 21 | <i>October 1, 2004</i>                                                                            |
| Sec. 22 | <i>October 1, 2004</i>                                                                            |
| Sec. 23 | <i>from passage, and applicable to assessment years commencing on or after October 1, 2002</i>    |
| Sec. 24 | <i>from passage and applicable to assessment years commencing on or after October 1, 2002</i>     |
| Sec. 25 | <i>from passage</i>                                                                               |
| Sec. 26 | <i>from passage</i>                                                                               |
| Sec. 27 | <i>from passage</i>                                                                               |
| Sec. 28 | <i>July 1, 2004</i>                                                                               |
| Sec. 29 | <i>July 1, 2004</i>                                                                               |
| Sec. 30 | <i>from passage</i>                                                                               |
| Sec. 31 | <i>from passage</i>                                                                               |
| Sec. 32 | <i>from passage and applicable to assessment years commencing on or after October 1, 2003</i>     |
| Sec. 33 | <i>October 1, 2003, and applicable to assessment years commencing on or after October 1, 2003</i> |
| Sec. 34 | <i>July 1, 2004</i>                                                                               |
| Sec. 35 | <i>July 1, 2004</i>                                                                               |
| Sec. 36 | <i>July 1, 2004</i>                                                                               |
| Sec. 37 | <i>from passage</i>                                                                               |
| Sec. 38 | <i>July 1, 2004</i>                                                                               |
| Sec. 39 | <i>from passage</i>                                                                               |
| Sec. 40 | <i>July 1, 2004</i>                                                                               |
| Sec. 41 | <i>July 1, 2004</i>                                                                               |
| Sec. 42 | <i>from passage</i>                                                                               |
| Sec. 43 | <i>from passage</i>                                                                               |
| Sec. 44 | <i>October 1, 2004</i>                                                                            |
| Sec. 45 | <i>October 1, 2004</i>                                                                            |
| Sec. 46 | <i>from passage</i>                                                                               |
| Sec. 47 | <i>from passage</i>                                                                               |

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| Sec. 48 | <i>October 1, 2004, and applicable to assessment years commencing on or after October 1, 2004</i>                                                                                                                                                                                           |
| Sec. 49 | <i>from passage</i>                                                                                                                                                                                                                                                                         |
| Sec. 50 | <i>October 1, 2004</i>                                                                                                                                                                                                                                                                      |
| Sec. 51 | <i>from passage</i>                                                                                                                                                                                                                                                                         |
| Sec. 52 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 53 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 54 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 55 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 56 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 57 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 58 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |

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| Sec. 59 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 60 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 61 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 62 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 63 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 64 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 65 | <i>from passage and applicable to any pledge, lien or security interest of the corporation, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>                                       |
| Sec. 66 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |

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| Sec. 67 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 68 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 69 | <i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i> |
| Sec. 70 | <i>from passage</i>                                                                                                                                                                                                                                                                         |
| Sec. 71 | <i>from passage</i>                                                                                                                                                                                                                                                                         |
| Sec. 72 | <i>from passage</i>                                                                                                                                                                                                                                                                         |
| Sec. 73 | <i>from passage</i>                                                                                                                                                                                                                                                                         |
| Sec. 74 | <i>July 1, 2004</i>                                                                                                                                                                                                                                                                         |
| Sec. 75 | <i>July 1, 2004</i>                                                                                                                                                                                                                                                                         |
| Sec. 76 | <i>from passage and applicable to assessment years commencing on or after October 1, 2003</i>                                                                                                                                                                                               |
| Sec. 77 | <i>from passage and applicable to assessment years commencing on or after October 1, 2003</i>                                                                                                                                                                                               |
| Sec. 78 | <i>July 1, 2004, and applicable to certifications by the Secretary of the Office of Policy and Management on and after July 1, 2001</i>                                                                                                                                                     |
| Sec. 79 | <i>July 1, 2004, and applicable to claims for reimbursement filed on and after July 1, 2001</i>                                                                                                                                                                                             |
| Sec. 80 | <i>July 1, 2004</i>                                                                                                                                                                                                                                                                         |
| Sec. 81 | <i>July 1, 2004</i>                                                                                                                                                                                                                                                                         |
| Sec. 82 | <i>from passage</i>                                                                                                                                                                                                                                                                         |
| Sec. 83 | <i>July 1, 2004</i>                                                                                                                                                                                                                                                                         |
| Sec. 84 | <i>from passage</i>                                                                                                                                                                                                                                                                         |
| Sec. 85 | <i>July 1, 2004</i>                                                                                                                                                                                                                                                                         |
| Sec. 86 | <i>July 1, 2004</i>                                                                                                                                                                                                                                                                         |
| Sec. 87 | <i>from passage</i>                                                                                                                                                                                                                                                                         |
| Sec. 88 | <i>from passage</i>                                                                                                                                                                                                                                                                         |
| Sec. 89 | <i>July 1, 2004</i>                                                                                                                                                                                                                                                                         |
| Sec. 90 | <i>from passage</i>                                                                                                                                                                                                                                                                         |

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|----------|------------------------------------------------------------------------------------|
| Sec. 91  | <i>from passage</i>                                                                |
| Sec. 92  | <i>from passage</i>                                                                |
| Sec. 93  | <i>from passage</i>                                                                |
| Sec. 94  | <i>July 1, 2004</i>                                                                |
| Sec. 95  | <i>from passage</i>                                                                |
| Sec. 96  | <i>from passage</i>                                                                |
| Sec. 97  | <i>from passage</i>                                                                |
| Sec. 98  | <i>July 1, 2004</i>                                                                |
| Sec. 99  | <i>from passage</i>                                                                |
| Sec. 100 | <i>from passage</i>                                                                |
| Sec. 101 | <i>from passage</i>                                                                |
| Sec. 102 | <i>July 1, 2004</i>                                                                |
| Sec. 103 | <i>July 1, 2004</i>                                                                |
| Sec. 104 | <i>from passage and applicable to sales occurring on or after<br/>July 1, 2005</i> |
| Sec. 105 | <i>July 1, 2004</i>                                                                |
| Sec. 106 | <i>from passage</i>                                                                |
| Sec. 107 | <i>from passage</i>                                                                |
| Sec. 108 | <i>from passage</i>                                                                |
| Sec. 109 | <i>July 1, 2004</i>                                                                |