



General Assembly

**Substitute Bill No. 30**

February Session, 2004

\* SB00030FIN 022304 \*

**AN ACT CONCERNING AN AUTHORIZATION OF BONDS OF THE STATE FOR HIGHER EDUCATION CAPITAL IMPROVEMENTS AND OTHER PURPOSES.**

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

1 Section 1. (*Effective from passage*) The State Bond Commission shall  
2 have power, in accordance with the provisions of sections 1 to 7,  
3 inclusive, of this act, from time to time to authorize the issuance of  
4 bonds of the state in one or more series and in principal amounts in the  
5 aggregate, not exceeding \$195,751,390.

6 Sec. 2. (*Effective from passage*) The proceeds of the sale of said bonds,  
7 to the extent hereinafter stated, shall be used for the purpose of  
8 acquiring, by purchase or condemnation, undertaking, constructing,  
9 reconstructing, improving or equipping, or purchasing land or  
10 buildings or improving sites for the projects hereinafter described,  
11 including payment of architectural, engineering, demolition or related  
12 costs in connection therewith, or of payment of the cost of long-range  
13 capital programming and space utilization studies as hereinafter  
14 stated:

15 (a) For the Department of Public Works: Removal or encapsulation  
16 of asbestos in state-owned buildings, not exceeding \$2,500,000.

17 (b) For the Community-Technical College System:

18 (1) All Community-Technical Colleges:

19 (A) New and replacement instruction, research and/or laboratory  
20 equipment, not exceeding \$9,000,000;

21 (B) Alterations, renovations and improvements to facilities  
22 including fire, safety, energy conservation and code compliance, not  
23 exceeding \$7,050,000;

24 (C) System Technology Initiative, not exceeding \$5,000,000;

25 (2) At Asnuntuck Community-Technical College: Acquisition of and  
26 improvements to existing buildings, not exceeding \$2,400,000;

27 (3) At Housatonic Community-Technical College: Campus  
28 expansion, not exceeding \$5,665,740;

29 (4) At Manchester Community-Technical College: Campus  
30 improvements, not exceeding \$3,170,000;

31 (5) At Naugatuck Valley Community-Technical College: Additional  
32 parking, not exceeding \$2,000,000;

33 (6) At Norwalk Community-Technical College: Master plan  
34 development, not exceeding \$6,573,792;

35 (7) At Quinebaug Valley Community-Technical College: Facility  
36 development, including parking, not exceeding \$8,873,858.

37 (c) For the Connecticut State University System:

38 (1) At All Universities:

39 (A) New and replacement instruction, research, laboratory, and  
40 physical plant and administrative equipment, not exceeding  
41 \$10,000,000;

42 (B) Alterations, repairs and improvements-Auxiliary Services  
43 buildings, not exceeding \$5,000,000;

44 (C) System telecom infrastructure upgrades, improvements, and  
45 expansions, not exceeding \$2,410,000;

46 (D) Land and property acquisitions, not exceeding \$2,000,000;

47 (2) At Central Connecticut State University:

48 (A) New maintenance facility/salt storage shed, not exceeding  
49 \$1,297,000;

50 (B) Alterations, renovations and improvements to facilities,  
51 including fire, safety, energy conservation and code compliance  
52 improvements, not exceeding \$3,277,000;

53 (C) New swing space classroom/office facility, not exceeding  
54 \$20,203,000;

55 (D) Various ventilation and air conditioning system improvements,  
56 not exceeding \$743,000;

57 (3) At Western Connecticut State University:

58 (A) Purchase of equipment for the new science facility, not  
59 exceeding \$3,500,000;

60 (B) Alterations, renovations and improvements to facilities,  
61 including fire, safety, energy conservation and code compliance  
62 improvements, not exceeding \$1,595,000;

63 (C) New Fine and Performing Arts Building, not exceeding  
64 \$5,792,000;

65 (4) At Southern Connecticut State University:

66 (A) Addition and renovations to Buley Library, not exceeding  
67 \$23,350,000;

68 (B) Alterations, renovations and improvements to facilities,  
69 including fire, safety, energy conservation and code compliance

70 improvements, not exceeding \$1,584,000;

71 (C) Earl Hall various upgrades, including mechanical and electrical  
72 improvements, not exceeding \$4,273,000;

73 (D) Jennings Hall various mechanical and electrical improvements,  
74 not exceeding \$798,000;

75 (5) At Eastern Connecticut State University:

76 (A) Alterations, renovations and improvements to facilities,  
77 including fire, safety, energy conservation and code compliance  
78 improvements, not exceeding \$650,000;

79 (B) Planning for a parking garage and roadway improvements, not  
80 exceeding \$257,000;

81 (C) New science building, including a greenhouse, not exceeding  
82 \$55,874,000;

83 (D) Alterations, renovations and improvements to facilities,  
84 including fire, safety, energy conservation and code compliance  
85 improvements, including improvements to the south electrical loop,  
86 not exceeding \$915,000.

87 Sec. 3. (NEW) (*Effective from passage*) All provisions of section 3-20 of  
88 the general statutes or the exercise of any right or power granted  
89 thereby which are not inconsistent with the provisions of this act are  
90 hereby adopted and shall apply to all bonds authorized by the State  
91 Bond Commission pursuant to sections 1 to 7, inclusive, of this act, and  
92 temporary notes issued in anticipation of the money to be derived  
93 from the sale of any such bonds so authorized may be issued in  
94 accordance with said section 3-20 and from time to time renewed. Such  
95 bonds shall mature at such time or times not exceeding twenty years  
96 from their respective dates as may be provided in or pursuant to the  
97 resolution or resolutions of the State Bond Commission authorizing  
98 such bonds.

99       Sec. 4. (*Effective from passage*) None of said bonds shall be authorized  
100 except upon a finding by the State Bond Commission that there has  
101 been filed with it a request for such authorization, which is signed by  
102 the Secretary of the Office of Policy and Management or by or on  
103 behalf of such state officer, department or agency and stating such  
104 terms and conditions as said commission, in its discretion, may  
105 require.

106       Sec. 5. (*Effective from passage*) For the purposes of sections 1 to 7,  
107 inclusive, of this act, "state moneys" means the proceeds of the sale of  
108 bonds authorized pursuant to said sections 1 to 7, inclusive, or of  
109 temporary notes issued in anticipation of the moneys to be derived  
110 from the sale of such bonds. Each request filed as provided in section 4  
111 of this act for an authorization of bonds shall identify the project for  
112 which the proceeds of the sale of such bonds are to be used and  
113 expended and, in addition to any terms and conditions required  
114 pursuant to said section 4, shall include the recommendation of the  
115 person signing such request as to the extent to which federal, private  
116 or other moneys then available or thereafter to be made available for  
117 costs in connection with any such project should be added to the state  
118 moneys available or becoming available hereunder for such project. If  
119 the request includes a recommendation that some amount of such  
120 federal, private or other moneys should be added to such state  
121 moneys, then, if and to the extent directed by the State Bond  
122 Commission at the time of authorization of such bonds, said amount of  
123 such federal, private or other moneys then available, or thereafter to be  
124 made available for costs in connection with such project, may be added  
125 to any state moneys available or becoming available hereunder for  
126 such project and shall be used for such project. Any other federal,  
127 private or other moneys then available or thereafter to be made  
128 available for costs in connection with such project shall, upon receipt,  
129 be used by the State Treasurer, in conformity with applicable federal  
130 and state law, to meet the principal of outstanding bonds issued  
131 pursuant to sections 1 to 7, inclusive, of this act, or to meet the  
132 principal of temporary notes issued in anticipation of the money to be

133 derived from the sale of bonds theretofore authorized pursuant to said  
134 sections 1 to 7, inclusive, for the purpose of financing such costs, either  
135 by purchase or redemption and cancellation of such bonds or notes or  
136 by payment thereof at maturity. Whenever any of the federal, private  
137 or other moneys so received with respect to such project are used to  
138 meet the principal of such temporary notes or whenever principal of  
139 any such temporary notes is retired by application of revenue receipts  
140 of the state, the amount of bonds theretofore authorized in anticipation  
141 of which such temporary notes were issued, and the aggregate amount  
142 of bonds which may be authorized pursuant to section 1 of this act,  
143 shall each be reduced by the amount of the principal so met or retired.  
144 Pending use of the federal, private or other moneys so received to meet  
145 principal as hereinabove directed, the amount thereof may be invested  
146 by the State Treasurer in bonds or obligations of, or guaranteed by, the  
147 state or the United States or agencies or instrumentalities of the United  
148 States, shall be deemed to be part of the debt retirement funds of the  
149 state, and net earnings on such investments shall be used in the same  
150 manner as the moneys so invested.

151       Sec. 6. (*Effective from passage*) Any balance of proceeds of the sale of  
152 said bonds authorized for any project described in section 2 of this act  
153 in excess of the cost of such project may be used to complete any other  
154 project described in said section 2 if the State Bond Commission shall  
155 so determine and direct. Any balance of proceeds of the sale of said  
156 bonds in excess of the costs of all the projects described in said section  
157 2 shall be deposited to the credit of the General Fund.

158       Sec. 7. (*Effective from passage*) Said bonds issued pursuant to sections  
159 1 to 7, inclusive, of this act, shall be general obligation bonds of the  
160 state and the full faith and credit of the state of Connecticut are  
161 pledged for the payment of the principal of and interest on said bonds  
162 as the same become due, and accordingly and as part of the contract of  
163 the state with the holders of said bonds, appropriation of all amounts  
164 necessary for punctual payment of such principal and interest is  
165 hereby made, and the State Treasurer shall pay such principal and  
166 interest as the same become due.

167 Sec. 8. Subsection (a) of section 3-21 of the general statutes is  
168 repealed and the following is substituted in lieu thereof (*Effective from*  
169 *passage*):

170 (a) No bonds, notes or other evidences of indebtedness for  
171 borrowed money payable from General Fund tax receipts of the state  
172 shall be authorized by the General Assembly or issued except such as  
173 shall not cause the aggregate amount of the total amount of bonds,  
174 notes or other evidences of indebtedness payable from General Fund  
175 tax receipts authorized by the General Assembly but which have not  
176 been issued and the total amount of such indebtedness which has been  
177 issued and remains outstanding to exceed one and six-tenths times the  
178 total General Fund tax receipts of the state for the fiscal year in which  
179 any such authorization will become effective or in which such  
180 indebtedness is issued, as estimated for such fiscal year by the joint  
181 standing committee of the General Assembly having cognizance of  
182 finance, revenue and bonding in accordance with section 2-35. In  
183 computing such aggregate amount of indebtedness at any time, there  
184 shall be excluded or deducted, as the case may be, (1) the principal  
185 amount of all such obligations as may be certified by the Treasurer (A)  
186 as issued in anticipation of revenues to be received by the state during  
187 the period of twelve calendar months next following their issuance and  
188 to be paid by application of such revenue, or (B) as having been  
189 refunded or replaced by other indebtedness the proceeds and  
190 projected earnings on which or other funds are held in escrow to pay  
191 and are sufficient to pay the principal, interest and any redemption  
192 premium until maturity or earlier planned redemption of such  
193 indebtedness, or (C) as issued and outstanding in anticipation of  
194 particular bonds then unissued but fully authorized to be issued in the  
195 manner provided by law for such authorization, provided, so long as  
196 any of said obligations are outstanding, the entire principal amount of  
197 such particular bonds thus authorized shall be deemed to be  
198 outstanding and be included in such aggregate amount of  
199 indebtedness, or (D) as payable solely from revenues of particular  
200 public improvements, (2) the amount which may be certified by the

201 Treasurer as the aggregate value of cash and securities in debt  
 202 retirement funds of the state to be used to meet principal of  
 203 outstanding obligations included in such aggregate amount of  
 204 indebtedness, (3) every such amount as may be certified by the  
 205 Secretary of the Office of Policy and Management as the estimated  
 206 payments on account of the costs of any public work or improvement  
 207 thereafter to be received by the state from the United States or agencies  
 208 thereof and to be used, in conformity with applicable federal law, to  
 209 meet principal of obligations included in such aggregate amount of  
 210 indebtedness, (4) all authorized and issued indebtedness to fund any  
 211 budget deficits of the state for any fiscal year ending on or before June  
 212 30, 1991, (5) all authorized indebtedness to fund the program created  
 213 pursuant to section 32-285, (6) all authorized and issued indebtedness  
 214 to fund any budget deficits of the state for any fiscal year ending on or  
 215 before June 30, 2002, [and] (7) all indebtedness authorized and issued  
 216 pursuant to section 1 of public act 03-1 of the September 8 special  
 217 session, and (8) any indebtedness represented by any agreement  
 218 entered into pursuant to subsection (b) or (c) of section 3-20a as  
 219 certified by the Treasurer, provided the indebtedness in connection  
 220 with which such agreements were entered into shall be included in  
 221 such aggregate amount of indebtedness. In computing the amount of  
 222 outstanding indebtedness, only the accreted value of any capital  
 223 appreciation obligation or any zero coupon obligation which has  
 224 accreted and been added to the stated initial value of such obligation  
 225 as of the date of any computation shall be included.

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>from passage</i>
Sec. 3	<i>from passage</i>
Sec. 4	<i>from passage</i>
Sec. 5	<i>from passage</i>
Sec. 6	<i>from passage</i>
Sec. 7	<i>from passage</i>
Sec. 8	<i>from passage</i>

**FIN**      *Joint Favorable Subst.*