



General Assembly

Substitute Bill No. 333

February Session, 2004

* SB00333LABGAE030404 *

**AN ACT SETTING PROCEDURES, PERFORMANCE STANDARDS
AND WORKPLACE QUALITY STANDARDS FOR PRIVATIZATION OF
STATE PROGRAMS AND SERVICES.**

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

1 Section 1. (NEW) (*Effective October 1, 2004*) As used in sections 1 to
2 13, inclusive, of this act:

3 (1) "Agency" means an executive office, department, division, board,
4 commission or other office or officer in the executive branch of the
5 state government.

6 (2) "Privatization contract" means an agreement or combination or
7 series of agreements between an agency and a nongovernmental
8 person or entity, in which such person or entity agrees to provide
9 services valued at seven hundred fifty thousand dollars or more that
10 are substantially similar to and in lieu of services provided, in whole or
11 part, by regular employees of an agency. The term "privatization
12 contract" does not include an agreement to provide legal services or
13 management consulting only.

14 Sec. 2. (NEW) (*Effective October 1, 2004*) (a) Beginning October 1,
15 2004, prior to executing a privatization contract, an agency shall
16 consult with the Department of Administrative Services and comply
17 with the provisions of subsection (b) of this section.

18 (b) The agency shall prepare an analysis of the costs and benefits to
19 the agency of (1) privatizing services, and (2) continuing to provide
20 such services through regular employees of the agency. Such analysis
21 shall include, but not be limited to, an examination of the cost and
22 quality of service under each such option. The executive head of the
23 agency shall transmit such analysis to the State Auditors.

24 (c) If the agency determines in such analysis that it is cost-effective
25 to privatize such services, the agency shall prepare a specific written
26 statement of the services, including the specific quantity and standard
27 of quality of the services. The agency shall solicit competitive sealed
28 bids for the privatization contracts based upon such statement. The
29 day designated by the agency upon which it shall accept sealed bids
30 shall be the same for all bidders. Such statement shall be a public
31 record, filed in the agency and with the Department of Administrative
32 Services and transmitted to the State Comptroller. The term of any
33 privatization contract shall not exceed five years. No amendment to a
34 privatization contract shall be valid if it has the purpose or effect of
35 avoiding any requirement of this section.

36 Sec. 3. (NEW) (*Effective October 1, 2004*) (a) If an agency plans to
37 solicit bids for a privatization contract, the agency shall prepare a
38 comprehensive written estimate of the costs of regular employees of
39 the agency providing the subject services in the most cost-efficient
40 manner and the quality of such services provided by such agency
41 employees. The estimate shall include all direct costs of regular agency
42 employees providing the subject services, including, but not limited to,
43 pensions, insurance and other employee benefit costs. Any costs
44 allocable to unemployment compensation and retirement benefits shall
45 be reported separately from the value of any contract costs. The value
46 of any state-owned property or assets shall be reported separately.

47 (b) At least sixty days prior to soliciting bids for a privatization
48 contract, an agency shall notify each collective bargaining organization
49 representing employees of the agency of such planned solicitation.
50 After consulting the potentially affected bargaining units, if any, the

51 agency shall provide adequate resources for the purpose of
52 encouraging and assisting present agency employees to organize and
53 submit a bid to provide the subject services. In determining what
54 resources are adequate for this purpose, the agency shall refer to an
55 existing collective bargaining agreement of a similar employee
56 organization whose members perform the subject services, if available,
57 which agreement provides similar resources in the same or other
58 agencies. If no such collective bargaining agreement exists, the agency
59 shall refer to any existing collective bargaining agreements providing
60 such resources, and shall provide such resources at the minimum level
61 of assistance provided in such agreements. The agency shall consider
62 any such employee bid on the same basis as all other bids. An
63 employee bid may be made as a joint venture with other persons.

64 Sec. 4. (NEW) (*Effective October 1, 2004*) (a) Each bid for a
65 privatization contract and each privatization contract shall include
66 provisions specifically establishing the wage rate for each employee
67 covered by the contract. Each contractor shall submit quarterly payroll
68 records to the agency, listing the name, address, Social Security
69 number, hours worked and hourly wage paid for each employee in the
70 previous quarter. The Attorney General may bring a civil action for
71 equitable relief in Superior Court to enforce the provisions of this
72 section and to prevent or remedy the dismissal, demotion or other
73 action prejudicing any employee as a result of a violation of this
74 section.

75 (b) Each bid for a privatization contract and each privatization
76 contract shall contain provisions requiring the contractor to offer
77 available employee positions pursuant to the contract to qualified
78 regular employees of the agency whose state employment is
79 terminated because of the privatization contract and who satisfy the
80 hiring criteria of the contractor. Each such contract shall also contain
81 provisions prohibiting the contractor from engaging in discriminatory
82 employment practices, as defined in section 46a-51 of the general
83 statutes, as amended, and requiring the contractor to take affirmative
84 steps to provide such equal opportunity for all such persons.

85 Sec. 5. (NEW) (*Effective October 1, 2004*) (a) No contractor,
86 subcontractor, or employee or agent of a contractor or subcontractor,
87 shall have any ownership rights or interest in any public record that
88 the contractor, subcontractor, employee or agent possesses, modifies or
89 creates pursuant to a privatization contract, subcontract, or
90 amendment to a privatization contract or subcontract.

91 (b) No contractor, subcontractor, or employee or agent of a
92 contractor or subcontractor, shall impair the integrity of any public
93 record that the contractor, subcontractor, employee or agent possesses,
94 modifies or creates.

95 (c) Any public record that a contractor, subcontractor, or employee
96 or agent of a contractor or subcontractor, possesses, modifies or creates
97 pursuant to a privatization contract or subcontract shall, at all times
98 and for all purposes, remain the property of the state.

99 Sec. 6. (NEW) (*Effective October 1, 2004*) (a) Any public record (1)
100 provided to a contractor or subcontractor by an agency, or (2) created
101 by a contractor or subcontractor pursuant to a privatization contract
102 shall be and remain a public record for purposes of the Freedom of
103 Information Act and the enforcement provisions of said act apply to
104 any improper failure to disclose such records.

105 (b) Both the agency and the contractor or subcontractor that execute
106 a privatization contract shall have a joint and several liability with
107 respect to any obligations imposed on the agency by the Freedom of
108 Information Act with respect to any public record related to the
109 privatization contract, provided the final determination as to whether
110 or not to disclose a particular record or type of record shall be made
111 solely by the agency.

112 (c) No contractor, subcontractor, or employee or agent of a
113 contractor or subcontractor, shall disclose to the public any public
114 record that (1) the contractor, subcontractor, or employee or agent
115 possesses, modifies or creates pursuant to a privatization contract,
116 subcontract, or amendment to a privatization contract or subcontract,

117 and (2) the state agency (A) is prohibited from disclosing pursuant to
118 state or federal law, (B) may only disclose to certain entities or
119 individuals or under certain conditions pursuant to state or federal
120 law, or (C) may withhold from disclosure pursuant to state or federal
121 law. No provision of this subsection shall be construed to prohibit any
122 such contractor from disclosing such public record to any of its
123 subcontractors to carry out the purposes of the privatization contract.

124 (d) No contractor, subcontractor, or employee or agent of a
125 contractor or subcontractor, shall sell, market or otherwise profit from
126 the disclosure or use of any public record in its possession pursuant to
127 a privatization contract, subcontract, or amendment to a privatization
128 contract or subcontract, except as authorized in the privatization
129 contract, subcontract or amendment.

130 (e) Any contractor, subcontractor, or employee or agent of a
131 contractor or subcontractor, that learns of any violation of the
132 provisions of section 5 of this act or this section shall, not later than
133 seven calendar days after learning of such violation, notify the agency
134 head and the Attorney General of such violation.

135 Sec. 7. (NEW) (*Effective October 1, 2004*) (a) In addition to any of the
136 remedies provided under the Freedom of Information Act, if any
137 person violates any provision of section 5 or 6 of this act, the Attorney
138 General may bring an action against such person in Superior Court
139 seeking (1) damages on behalf of the state for such violation, (2)
140 restitution for damages suffered by any person as a result of the
141 violation, or (3) imposition and recovery of a civil penalty of not more
142 than fifty thousand dollars for the violation.

143 (b) In addition to any of the remedies provided under the Freedom
144 of Information Act, any person aggrieved by a violation of any
145 provision of section 5 or 6 of this act may bring an action in Superior
146 Court to recover any damages suffered as a result of such violation.

147 (c) In any action brought under subsection (a) or (b) of this section,
148 the court may (1) order disgorgement of any profits or other benefits

149 derived as a result of a violation of any provision of section 5 or 6 of
150 this act, (2) award punitive damages, costs or reasonable attorney's
151 fees, or (3) order injunctive or other equitable relief. Proof of public
152 interest or public injury shall not be required in any action brought
153 under subsection (a) or (b) of this section. No action may be brought
154 under subsection (a) or (b) of this section more than three years after
155 the occurrence of such violation.

156 (d) Any person who knowingly and wilfully violates any provision
157 of section 5 or 6 of this act shall, for each such violation, be fined not
158 more than five thousand dollars or imprisoned not less than one year
159 nor more than five years, or be both fined and imprisoned.

160 Sec. 8. (NEW) (*Effective October 1, 2004*) (a) The executive head of an
161 agency soliciting bids for a privatization contract and the
162 Commissioner of Administrative Services shall each certify, in writing,
163 to the State Auditors that:

164 (1) They have complied with all provisions of sections 1 to 4,
165 inclusive, of this act, and all other applicable laws;

166 (2) A cost-benefit analysis of the proposed privatization has been
167 conducted pursuant to subsection (b) of section 2 of this act and the
168 agency has determined in such analysis that it is cost-effective to
169 privatize services;

170 (3) The quality of the services to be provided by the designated
171 bidder is likely to satisfy the quality requirements of the statement
172 prepared pursuant to subsection (c) of section 2 of this act and to equal
173 or exceed the quality of services that are provided by regular agency
174 employees pursuant to subsection (a) of section 3 of this act;

175 (4) The designated bidder and its supervisory employees, while in
176 the employ of the designated bidder, have no adjudicated record of
177 substantial or repeated wilful noncompliance with any relevant federal
178 or state regulatory law including, but not limited to, laws concerning
179 labor relations, occupational safety and health, nondiscrimination and

180 affirmative action, environmental protection and conflicts of interest;

181 (5) The proposed privatization contract is otherwise in the public
182 interest;

183 (6) The projected cost savings of the proposed privatization contract
184 will exceed ten per cent of the cost of delivering the services with state
185 employees; and

186 (7) Each bid details:

187 (A) The length of continuous employment of current employees of
188 the contractor by job classification, without personally identifying
189 employees by name. In addition, the contractor may submit
190 information detailing the relevant prior experience of current
191 employees within each job classification. If the positions identified by
192 the bidder are newly created positions, the bid shall identify the
193 minimum requirements for prospective applicants for each such
194 position.

195 (B) The annual rate of employee turnover.

196 (C) The number of hours of training planned for each employee in
197 areas directly related to the provision of services to state residents and
198 clients.

199 (D) Any legal complaints issued by an enforcement agency for
200 alleged violations of applicable federal, state or local rules, regulations
201 or laws, including laws governing employee safety and health, labor
202 relations and other employment requirements, and any citations, court
203 findings or administrative findings for violations of such federal, state
204 or local rules, regulations or laws. Such information shall specify the
205 date of the complaint, citation, court finding or administrative finding,
206 the enforcement agency, rule, law or regulation involved and any
207 additional information the contractor elects to submit.

208 (E) Any collective bargaining agreements or personnel policies
209 covering the employees that will provide services to the state.

210 (F) Any political contributions made by the bidder or any employee
211 who holds a management position with the bidding company, to any
212 elected officer of the state or member of the General Assembly during
213 the four years prior to the due date of the bid.

214 (b) A copy of the proposed privatization contract shall accompany
215 the certificate transmitted to the State Auditors.

216 Sec. 9. (NEW) (*Effective October 1, 2004*) (a) The State Auditors shall
217 review the certificate and proposed privatization contract and notify
218 the agency of the State Auditors' approval or objection not less than
219 thirty days after receiving the certification required by section 8 of this
220 act. No privatization contract shall be valid if the State Auditors notify
221 the agency of the State Auditors' objection. Such objection shall be in
222 writing and shall state specifically the requirements under sections 2 to
223 4, inclusive, of this act that the agency has failed to comply with,
224 including any facts that the State Auditors find incorrect, based on an
225 independent review of all relevant facts.

226 (b) For the purpose of reviewing the agency's compliance and
227 certification pursuant to section 8 of this act, the State Auditor, or a
228 designee, may issue a summons to any person to appear and testify
229 under oath and to produce books, papers and other records relating to
230 such review. All provisions of the general statutes relative to
231 summonses in civil cases, including the manner of service, the scope
232 and relevance to such review and the compensation of witnesses who
233 are not state employees shall apply to such summonses.

234 (c) The objection of the State Auditors pursuant to subsection (a) of
235 this section shall be final and binding on the agency, unless the State
236 Auditors thereafter, in writing, withdraw the objection, stating the
237 specific reasons, based upon a revised certificate by the agency and the
238 Commissioner of Administrative Services.

239 Sec. 10. (NEW) (*Effective October 1, 2004*) (a) The Commissioner of
240 Administrative Services shall adopt regulations, in accordance with the
241 provisions of chapter 54 of the general statutes, governing contracts

242 between governmental units and social services program providers
243 that shall include, but not be limited to a provision:

244 (1) Requiring that all transactions between said providers and
245 related parties shall be disclosed in writing in advance to the
246 Department of Administrative Services and to the agency affected by
247 the privatization contract, either of which may prohibit the transaction
248 by written notice to the provider;

249 (2) Requiring that any reductions by said providers in a rate of
250 reimbursement, or other payment method or total expenditure, shall
251 be applied, first against expenditures on managerial personnel,
252 including, but not limited to, management fees, salaries, benefits and
253 other compensation paid to managers and shall be applied in the last
254 instance against expenditures on direct service workers;

255 (3) Requiring that any contracts for funds expended by the state,
256 that does not require the state to be reimbursed or compensated by the
257 provider who amortizes the mortgages for the ownership of property,
258 whether owned directly or indirectly by said provider, shall contain
259 provisions for the recoupment of said reimbursement or compensation
260 by the state in the event said property is sold and may, if necessary,
261 allow for the execution of liens to ensure such recoupment;

262 (4) Requiring a complete inventory of equipment purchased by said
263 providers on behalf of the state and the return of such equipment to
264 the proper governmental unit upon the completion or termination of
265 the contract;

266 (5) Requiring that the uniform financial report include a subsidiary
267 schedule for each component cost and a related party disclosure
268 statement from each officer, director and trustee of said providers;

269 (6) Prohibiting any subcontract or consultant contract for services
270 from a parent organization or parent agency at the national, state or
271 local level;

272 (7) Prohibiting the refusal to service any case or type of case, or
273 place any restrictions or limitation on services, the provisions of which
274 were mutually agreed upon in the conditions specified in the contract,
275 subsequent to the finalization of such contract either primary or
276 secondary; and

277 (8) Prohibiting the use of state funding for investment counseling,
278 fund-raising, management consultants and other services that are not
279 directly related to the servicing of clients, patients and other persons
280 served by the provider agency.

281 (b) If, after a hearing, the Department of Administrative Services
282 finds any violation of any regulations adopted pursuant to subsection
283 (a) of this section, the Department of Administrative Services may
284 order that the contract be terminated, or the Attorney General may
285 assess a civil penalty of not more than two thousand dollars or ten per
286 cent of the amount payable under the contract, whichever is greater,
287 that the agency shall withhold from payments otherwise due under
288 the contract. Notwithstanding any provision of the general statutes,
289 any provider aggrieved under this section may exercise any legal
290 remedy or cause of action available to such provider under the
291 provisions of the general statutes. If, after a hearing, the Commissioner
292 of Administrative Services determines that a provider has committed
293 any wilful violation of subsection (a) of this section, said commissioner
294 may disqualify the provider from bidding on further state contracts.

295 Sec. 11. (NEW) (*Effective October 1, 2004*) (a) Within five days after
296 the State Auditors, pursuant to section 9 of this act, notify an agency of
297 their approval of a proposed privatization contract between such
298 agency and a nongovernmental person or entity, that has a value of
299 five million dollars or more, the agency shall file such contract with the
300 clerks of the House of Representatives and the Senate.

301 (b) Within five days after the clerks receive such contract, the
302 speaker of the House of Representatives and the president pro tempore
303 of the Senate shall submit the contract to the joint standing committees

304 of the General Assembly having cognizance of matters relating to (1)
305 government administration, and (2) appropriations and the budgets of
306 state agencies.

307 (c) Within twenty-five days after the speaker of the House of
308 Representatives and the president pro tempore of the Senate receive
309 such contract, such committees shall hold a public hearing on the
310 contract and shall report their recommendations to the House of
311 Representatives and the Senate concerning the approval or rejection of
312 the contract.

313 (d) The General Assembly may approve the contract, in whole, by a
314 majority vote of each house or may reject the contract, in whole, by a
315 majority vote of either house. If rejected, the contract shall not be valid
316 and shall not be implemented. The contract shall be deemed rejected if
317 the General Assembly fails to vote to approve or reject the contract (1)
318 prior to the adjournment of the regular session of the General
319 Assembly during which the contract is filed, provided the contract is
320 not filed less than thirty days before the end of such regular session, (2)
321 prior to the adjournment of the next regular session of the General
322 Assembly following the date on which the contract is filed if the
323 General Assembly is not in regular session on such date, or (3) prior to
324 the adjournment of a special session convened before the next regular
325 session of the General Assembly for the purpose of considering the
326 contract if the General Assembly is not in regular session on the date
327 on which the contract is filed. If the contract is filed less than thirty
328 days before the end of a regular session, the General Assembly may
329 vote to approve or reject the contract (A) within thirty days after the
330 first day of a special session convened before the next regular session
331 of the General Assembly for the purpose of considering the contract, or
332 (B) within thirty days after the first day of the next regular session of
333 the General Assembly.

334 Sec. 12. (NEW) (*Effective October 1, 2004*) State funds shall not be
335 used to support or oppose union activity by the employees of any
336 contractor that executes a privatization contract, including, but not

337 limited to, preparation and distribution of materials that advocate for
338 or against unionization, hiring or consulting legal counsel or other
339 consultants to advise the contractor how to assist, promote or deter
340 union organizing or how to impede a union that represents the
341 contractor's employees from fulfilling its representational
342 responsibilities.

343 Sec. 13. (NEW) (*Effective October 1, 2004*) (a) No person shall retaliate
344 or discriminate in any manner against any public employee or any
345 employee of a private contractor because the employee, or any person
346 acting on behalf of the employee, acting in good faith (1) engaged in
347 any disclosure of information related to the services provided by the
348 contractor pursuant to a privatization contract, (2) advocated on behalf
349 of service recipients with respect to the care or services provided by
350 the contractor, or (3) initiated, cooperated or otherwise participated in
351 any investigation or proceeding of any governmental entity related to
352 the services provided pursuant to a privatization contract.

353 (b) No person shall retaliate or discriminate in any manner against
354 any public employee or any employee of a private contractor because
355 the employee attempted or intends to engage in an action described in
356 subsection (a) of this section.

357 (c) No person shall, by contract, policy or procedure, prohibit or
358 restrict any employee of a private contractor from engaging in any
359 action for which a protection against discrimination or retaliation is
360 provided under subsection (a) or (b) of this section.

361 (d) Nothing in subsection (a) or (b) of this section shall be construed
362 to protect disclosures that would otherwise violate federal or state law
363 or diminish or impair the rights of any person to the continued
364 protection of confidentiality of communications provided by state or
365 federal law.

366 (e) For purposes of this section, an employee is "acting in good faith"
367 if (1) the employee reasonably believes the information disclosed by
368 the employee is true, and (2) the information disclosed by the

369 employee (A) evidences a violation of any law, rule or regulation, or a
370 generally recognized professional or clinical standard, or (B) relates to
371 care, services or conditions that potentially endanger one or more
372 recipients of services or employees working pursuant to a
373 privatization contract.

374 (f) All privatization contracts shall include a contract provision
375 specifying that in order to determine compliance with the provisions
376 of this section as well as the privatization contract, the private
377 contractor is required to provide the state or its agents, except where
378 prohibited by federal or state laws, regulations or rules, reasonable
379 access, through representatives of the private contractor, to facilities,
380 records and employees that are used in conjunction with the provision
381 of services specified in the privatization contract.

382 Sec. 14. Subdivision (2) of section 32-700 of the general statutes is
383 repealed and the following is substituted in lieu thereof (*Effective*
384 *October 1, 2004*):

385 (2) "State assistance" means any grant, loan, loan guarantee or
386 issuance of tax benefit not of general applicability for the purpose of
387 economic development that is (A) made to a business entity operated
388 for profit, and (B) in an amount greater than one million dollars or
389 that, if added to any other such state assistance made to the same
390 business entity during the preceding two years, would total greater
391 than [one million] five hundred thousand dollars.

392 Sec. 15. Section 32-701 of the general statutes is repealed and the
393 following is substituted in lieu thereof (*Effective October 1, 2004*):

394 (a) The terms and conditions of any agreement for state assistance
395 under any program of the general statutes to a business entity
396 operated for profit administered by the Department of Economic and
397 Community Development, Connecticut Development Authority and
398 Connecticut Innovations, Incorporated, shall include provisions for (1)
399 specific goals for the creation and retention of full-time and part-time
400 jobs and for periodic reports by the recipient on progress in achieving

401 such goals if the primary purpose of the state assistance is job creation
402 or retention, and (2) a requirement that an applicant for any type of
403 state assistance, except grants and loans of a term of less than one year,
404 provide the agency with appropriate security for such financial
405 assistance, including, but not limited to, a letter of credit, a lien on real
406 property or a security interest in goods, equipment, inventory or other
407 property of any kind and that the recipient of such state assistance will
408 remain in substantial material compliance with state and federal law.

409 (b) If a recipient fails to create or retain the number of jobs in this
410 state stipulated in an agreement for state assistance, [and such failure
411 is due to circumstances within the control of such recipient,] the
412 recipient shall repay an amount that is in proportion to the number of
413 jobs that it failed to create or retain. [unless the awarding authority
414 deems it is in the best interests of the state or the community in which
415 the recipient is located to revise such job creation goals. In such event,
416 the parties shall enter into a revised agreement subject to the approvals
417 required by subsection (c) of this section. Upon request of the
418 awarding authority, a recipient shall provide information necessary to
419 determine compliance with this section, including information
420 showing the compensation paid to employees on jobs created as a
421 result of the state assistance.]

422 (c) [The] No awarding authority [, in its discretion, may] shall
423 modify the terms and conditions of any state assistance, including, but
424 not limited to, forgiveness of repayment of a loan, revision of job
425 creation and retention goals or changes to interest rates [, provided
426 such awarding authority notifies] unless such modification has been
427 approved by the State Bond Commission. [or the appropriate board of
428 directors, if any, of the modification.]

429 Sec. 16. Section 32-702 of the general statutes is repealed and the
430 following is substituted in lieu thereof (*Effective October 1, 2004*):

431 If an awarding authority finds that a recipient of state assistance is
432 not in substantial material compliance with any other provision of the

433 agreement, [and such noncompliance is within the recipient's control,]
434 the awarding authority shall provide written notice, by registered
435 mail, to the recipient and shall order the recipient to come into
436 compliance with such agreement not less than one hundred eighty
437 days following receipt of such notice. Failure to comply with reporting
438 requirements set forth in such agreement shall constitute a default. If
439 the recipient fails to come into compliance with such agreement within
440 the one-hundred-eighty-day period, the awarding authority may (1)
441 rescind the agreement and require that the state be made whole by the
442 repayment by the recipient of (A) the amount of any grant made, (B)
443 the amount of any loan outstanding, including any interest necessary
444 to make the state whole, or (C) the amount of any tax benefit received,
445 or (2) impose a penalty on such recipient, for the period of failure to
446 comply, at the rate of one per cent per month or any part thereof of the
447 amount of the grant, tax benefit or loan outstanding. The awarding
448 authority may foreclose on any collateral or bond related to such grant,
449 tax benefit or loan for the purpose of payment of such penalty and any
450 costs incurred by the awarding authority in connection with collection
451 of such penalty.

452 Sec. 17. Section 32-703 of the general statutes is repealed and the
453 following is substituted in lieu thereof (*Effective October 1, 2004*):

454 If the terms and conditions of an agreement for state assistance,
455 except an agreement for grants only, provide for security, the
456 awarding authority providing such state assistance shall have a lien on
457 such security in an amount equal to the amount that is due on such
458 state assistance, [or other appropriate security for such financial
459 assistance.] Any such lien shall have priority over all other subsequent
460 liens except state tax liens, [, except if the awarding authority
461 determines it is not in the best interests of the state to have such
462 priority. The awarding authority shall notify the State Bond
463 Commission or the appropriate board of directors, if any, of such
464 determination.]

This act shall take effect as follows:	
Section 1	<i>October 1, 2004</i>
Sec. 2	<i>October 1, 2004</i>
Sec. 3	<i>October 1, 2004</i>
Sec. 4	<i>October 1, 2004</i>
Sec. 5	<i>October 1, 2004</i>
Sec. 6	<i>October 1, 2004</i>
Sec. 7	<i>October 1, 2004</i>
Sec. 8	<i>October 1, 2004</i>
Sec. 9	<i>October 1, 2004</i>
Sec. 10	<i>October 1, 2004</i>
Sec. 11	<i>October 1, 2004</i>
Sec. 12	<i>October 1, 2004</i>
Sec. 13	<i>October 1, 2004</i>
Sec. 14	<i>October 1, 2004</i>
Sec. 15	<i>October 1, 2004</i>
Sec. 16	<i>October 1, 2004</i>
Sec. 17	<i>October 1, 2004</i>

Statement of Legislative Commissioners:

The title of the bill was changed to clarify that the bill's applicability is not limited to out-of-state programs and services.

LAB

Joint Favorable Subst. C/R-LCO

GAE