



General Assembly

February Session, 2004

Amendment

LCO No. 2852

SB0040502852SD0

Offered by:

SEN. FONFARA, 1st Dist.
SEN. COLEMAN, 2nd Dist.
SEN. FASANO, 34th Dist.
REP. WALLACE, 109th Dist.
REP. MINER, 66th Dist.

To: Senate Bill No. 405

File No. 193

Cal. No. 172

**"AN ACT PROTECTING HEALTH INSURANCE BENEFITS OF
RETIRED MUNICIPAL EMPLOYEES."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective from passage*) (a) There is established a
4 Geographic Information Systems Council consisting of the following
5 members or their designees: (1) The Secretary of the Office of Policy
6 and Management; (2) the Commissioners of Environmental Protection,
7 Economic and Community Development, Transportation, Public
8 Safety and Public Health; (3) the Chief Information Officer of the
9 Department of Information Technology; (4) one member appointed by
10 the president pro tempore of the Senate representing a municipality
11 with a population of more than sixty thousand; (5) one member
12 appointed by the minority leader of the Senate representing a regional

13 planning agency; (6) two members appointed by the Governor, one
14 representing a municipality with a population of less than sixty
15 thousand but more than thirty thousand and one who is a user of
16 geographic information systems; (7) one member appointed by the
17 speaker of the House of Representatives representing a municipality
18 with a population of less than thirty thousand; and (8) one member
19 appointed by the minority leader of the House of Representatives who
20 is a user of geographic information systems. Within available
21 appropriations, the Secretary of the Office of Policy and Management,
22 or a designee, shall serve as chairperson of the council and shall
23 administer the affairs of the council. The Governor shall fill any
24 vacancy by appointment for the unexpired portion of the term vacated.
25 Members shall receive no compensation for their services on said
26 council, but shall be reimbursed for necessary expenses incurred in the
27 performance of their duties. Said council shall hold one meeting each
28 month and such additional meetings as may be prescribed by council
29 rules. In addition, special meetings may be called by the chairperson or
30 by any three members upon delivery of forty-eight hours written
31 notice to each member.

32 (b) The council, within available appropriations, shall coordinate a
33 uniform geographic information system capacity for the state and
34 municipalities which shall include provisions for application, policy
35 and standards for government information system implementation. In
36 establishing such capacity, the council shall consult with state agencies,
37 municipalities and other users of geographic information system
38 technology.

39 (c) The council shall administer a program of technical assistance to
40 regional planning agencies and municipalities to develop geographic
41 information systems.

42 (d) On or before January 1, 2005, and annually thereafter, the
43 council shall submit a report on activities under this section to the joint
44 standing committee of the General Assembly having cognizance of
45 matters relating to planning and development.

46 Sec. 2. (NEW) (*Effective July 1, 2004*) (a) As used in this section,
47 "build out analysis" means an analysis showing the maximum extent of
48 development permitted in a municipality under the subdivision
49 regulations and zoning regulations at the time of such analysis.

50 (b) The Secretary of the Office of Policy and Management, within
51 available appropriations, shall coordinate a build out analysis to (1)
52 identify areas where it is feasible and prudent to have compact, transit
53 accessible, pedestrian-oriented mixed use development patterns and
54 land reuse and to promote such patterns and reuse, (2) develop
55 strategies for land use and to manage growth, and (3) determine the
56 need for open space. Such program shall include the development of
57 informational materials that describe initial mapping and source
58 material requirements, geographic information system methodology
59 and local review procedures.

60 Sec. 3. Section 12-62a of the general statutes is repealed and the
61 following is substituted in lieu thereof (*Effective October 1, 2004, and*
62 *applicable to assessment years commencing on or after October 1, 2004*):

63 (a) Each municipality, as defined in section 7-381, shall establish a
64 uniform assessment date of October first.

65 (b) Each such municipality shall assess all property for purposes of
66 the local property tax at a uniform rate of seventy per cent of present
67 true and actual value, as determined under section 12-63. For
68 assessment years commencing on and after October 1, 2005, any
69 municipality with a population of more than one hundred thousand,
70 by ordinance adopted by its legislative body, may (1) classify real
71 estate as (A) land or land exclusive of buildings, or (B) buildings on
72 land, and (2) establish a different rate of property tax for each class,
73 provided the higher rate shall apply to land or land exclusive of
74 buildings. As used in this subsection, the term "real estate" does not
75 include farm land, forest land and open space land as such terms are
76 defined in section 12-107b.

77 (c) Repealed by P.A. 96-171, S. 15, 16.

78 (d) Repealed by P.A. 96-171, S. 15, 16.

79 (e) Commencing October 1, 1996, any such municipality may, with
80 respect to the assessment list in such municipality in a year in which a
81 revaluation becomes effective, as required under section 12-62, by vote
82 of its legislative body and in the manner provided in this subsection,
83 defer all or any part of the amount of any increase in the assessed
84 value of real property included in the assessment list in the year such
85 revaluation becomes effective, provided in the year such revaluation
86 becomes effective and in any succeeding year in which such deferment
87 is allowed by such municipality, the assessed value of any real
88 property in the year immediately preceding revaluation shall be
89 increased in such equal amounts in each of such years that the assessed
90 value of such real property in the last year of such deferment, but in no
91 event later than the third year following the year of such revaluation,
92 shall be no less than the assessed value applicable to such property in
93 the year of revaluation except for deferment of such increased
94 assessment in accordance with this subsection. In any municipality
95 with such a revaluation becoming effective and electing to defer all or
96 any part of the amount of such increase in the assessed value of real
97 property over the period of three years immediately following, as
98 provided in this subsection, subject to approval by the legislative body
99 as provided above with respect to real property included in the
100 assessment list in the year of such revaluation, new real estate
101 construction in such municipality which is completed and determined
102 to be subject to property tax as provided in section 12-53a after the
103 assessment date in the year of such revaluation and prior to the
104 assessment date in the third year following the year of such
105 revaluation, may be assessed during such period in a manner similar
106 to that provided in this subsection for real property included in the
107 assessment list in the year of such revaluation, deferring a portion of
108 the actual assessed value of such new construction as of the date
109 liability for property tax is established and adding such portion in
110 equal increments to an assessed value for such new construction
111 estimated as that which would have been applicable if it had been

112 completed immediately prior to the assessment date in the year of such
113 revaluation, such increments to be added in each assessment year
114 commencing with the year in which liability for property tax is so
115 established and ending not later than the third year following the year
116 of such revaluation. The assessed value for purposes of this subsection
117 in each of said years shall be determined as the sum of (1) such
118 estimated assessed value, (2) any of the equal increments already
119 added to such estimated value for purposes of determining the
120 assessed value in accordance with this subsection, and (3) the
121 increment for the year with respect to which such assessed value is
122 being determined. The portion of the actual assessed value of such
123 new construction as of the date of such liability which is to be deferred
124 and added in increments to such estimated assessed value shall be the
125 amount by which the actual assessed value of such new construction
126 on the date tax liability is so established exceeds the estimated assessed
127 value for such new construction as described in this subsection.

128 (f) Any municipality which has elected to defer all or any part of the
129 amount of increase in the assessed value of real property as provided
130 in subsection (e) of this section may (1) continue the plan of such
131 deferment as approved by the legislative body of such municipality
132 until the third year following the year of such revaluation as provided
133 in [said] subsection (e) of this section, or (2) at any time, subject to
134 approval by the legislative body in such municipality, discontinue the
135 plan of such deferment as adopted and notwithstanding the provisions
136 of section 7-344 and any other public or special act or charter, lay such
137 rate of property tax on the assessment list for the assessment year in
138 which such discontinuance occurs, as completed and placed in the
139 town clerk's office in accordance with section 12-55, as amended,
140 without any deferment of amounts of increase in assessed values in
141 accordance with [said] subsection (e) of this section, in the amount that
142 would have been applicable with respect to said assessment list if such
143 plan of deferment had not been adopted. In the event any such tax in
144 accordance with [said] subsection (e) of this section has been levied
145 and become due and payable in such assessment year prior to the date

146 of such discontinuance as provided in this subsection, the amount of
147 tax due and payable under this subsection shall be that portion of such
148 tax in excess of the amount of tax due and payable prior to the date of
149 such discontinuance and which amount, notwithstanding
150 discontinuance of such plan of deferment, shall continue to be
151 collectible by the tax collector. Within a period not exceeding thirty
152 days following the date on which such plan of deferment is
153 discontinued, the assessor in such municipality shall notify the tax
154 collector as to the additional amounts of such tax due with respect to
155 the assessment list for the assessment year in which such
156 discontinuance occurs and the tax collector shall within ten days
157 thereafter mail a bill to the owner of each parcel of real property
158 subject to such additional tax. Such tax shall be due and payable and
159 collectible as other municipal property taxes, provided such tax shall
160 be due and payable in an initial or single installment not sooner than
161 thirty days following the date such bill is mailed to the owner and in
162 any remaining installments of equal amounts as the same are
163 determined to be due and payable by the legislative body.

164 (g) Repealed by P.A. 83-465, S. 3, 4.

165 Sec. 4. (NEW) (*Effective from passage*) The Secretary of the Office of
166 Policy and Management, within available appropriations, shall
167 conduct a tax incidence study. The study shall include an analysis of
168 federal, state and local tax burdens of state taxpayers with different
169 income levels in each municipality and assess how changes in local
170 and state taxes would effect income levels. The study shall be
171 submitted to the General Assembly on or before July 1, 2005, and every
172 two years thereafter.

173 Sec. 5. (*Effective from passage*) On or before January 15, 2005, the
174 Secretary of the Office of Policy and Management, in consultation with
175 the Commissioner of Environmental Protection and the Council on
176 Soil and Water Conservation District, regional planning agencies, the
177 Agricultural Extension Services of The University of Connecticut, the
178 Connecticut Chapter of the American Planning Association and the

179 Rural Development Council, shall prepare a report on land use
180 training and education available to members of local land uses
181 agencies. Such report shall include a survey of existing programs and
182 their utilization and recommendations, if any, for enhancements and
183 additions to such programs."

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>July 1, 2004</i>
Sec. 3	<i>October 1, 2004, and applicable to assessment years commencing on or after October 1, 2004</i>
Sec. 4	<i>from passage</i>
Sec. 5	<i>from passage</i>