



General Assembly

**Amendment**

February Session, 2004

LCO No. 4599

\*HB0504404599HRO\*

Offered by:

REP. CHAPIN, 67<sup>th</sup> Dist.

REP. MINER, 66<sup>th</sup> Dist.

To: Subst. House Bill No. 5044

File No. 248

Cal. No. 190

**"AN ACT CONCERNING PLANS OF CONSERVATION AND DEVELOPMENT."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. (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. 502. (NEW) (*Effective July 1, 2004*) (a) It shall be unlawful for  
47 any person to sell or otherwise disseminate for pecuniary gain any

48 geographical information system information or software that is paid  
49 for, in whole or in part, by federal, state or municipal government  
50 funds and (1) collected or maintained by a public agency, as defined in  
51 section 1-200 of the general statutes, or (2) disclosed pursuant to the  
52 Freedom of Information Act, as defined in section 1-200 of the general  
53 statutes.

54 (b) Any person who violates any provision of this section shall be  
55 subject to a fine of not more than two hundred fifty dollars for each  
56 violation.

57 Sec. 503. Section 1-213 of the general statutes is repealed and the  
58 following is substituted in lieu thereof (*Effective from passage*):

59 (a) The Freedom of Information Act shall be:

60 (1) Construed as requiring each public agency to open its records  
61 concerning the administration of such agency to public inspection; and

62 (2) Construed as requiring each public agency to disclose  
63 information in its personnel files, birth records or confidential tax  
64 records to the individual who is the subject of such information.

65 (b) Nothing in the Freedom of Information Act shall be deemed in  
66 any manner to:

67 (1) Affect the status of judicial records as they existed prior to  
68 October 1, 1975, nor to limit the rights of litigants, including parties to  
69 administrative proceedings, under the laws of discovery of this state;  
70 [or]

71 (2) Require disclosure of any record of a personnel search committee  
72 which, because of name or other identifying information, would reveal  
73 the identity of an executive level employment candidate without the  
74 consent of such candidate; or

75 (3) Require any public agency to transcribe the content of any voice  
76 mail message and retain such record for any period of time. As used in

77 this subdivision, "voice mail" means all information transmitted by  
78 voice for the sole purpose of its electronic receipt, storage and  
79 playback by a public agency."