



Senate

General Assembly

File No. 382

January Session, 2005

Senate Bill No. 770

Senate, April 18, 2005

The Committee on Judiciary reported through SEN. MCDONALD of the 27th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

AN ACT CONCERNING THE AVAILABILITY OF STATE AGENCY REGULATIONS.

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

1 Section 1. Section 4-173 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2005*):

3 (a) The Commission on Official Legal Publications shall publish and
4 distribute a compilation of all effective regulations adopted by all state
5 agencies subsequent to October 27, 1970, except regulations adopted
6 pursuant to subsection [(e)] (f) of section 4-168. Such publication may
7 be a supplement to or revision of the most current compilation, and
8 shall be published at least semiannually. The Commission on Official
9 Legal Publications may omit from such compilation (1) any regulation
10 that is incorporated by reference into a Connecticut regulation and
11 published by or otherwise available in printed form from a federal
12 agency, a government agency of another state or a commercial
13 publishing company, [or] (2) any regulation that is too expensive to

14 publish, or (3) any regulation the publication of which would be
15 unduly cumbersome. If [such] the commission omits a regulation from
16 the compilation, it shall publish in the compilation a notice identifying
17 the omitted regulation, stating the general subject matter of the
18 regulation and stating an address, telephone number and any other
19 information needed to obtain a copy of the regulation. Such address
20 and telephone number shall be kept current in each semiannual
21 publication of the compilation. The commission shall publish any
22 regulation that has been omitted from publication under subdivision
23 (2) of this subsection as soon as the commission has sufficient funds.

24 (b) The Commission on Official Legal Publications shall in addition
25 cause to be published in the Connecticut Law Journal at least monthly
26 the text of all regulations received by [such] the commission from the
27 office of the Secretary of the State pursuant to section 4-172 during the
28 preceding month. The commission may omit from the Connecticut
29 Law Journal (1) any regulation submitted in accordance with
30 subsection [(f)] (g) of section 4-168, for the purposes of renumbering
31 sections only, if a correlated table of the former and new section
32 numbers is published in lieu of the full text, (2) any regulation that is
33 incorporated by reference into a Connecticut regulation and published
34 by or otherwise available in printed form from a federal agency, a
35 government agency of another state or a commercial publishing
36 company, and (3) any regulation the publication of which would be
37 too expensive or unduly cumbersome. If [such] the commission omits
38 a regulation from publication in the Connecticut Law Journal under
39 subdivision (2) or (3) of this subsection, the commission shall publish
40 in the Connecticut Law Journal a notice identifying the omitted
41 regulation, stating the general subject matter of the regulation and
42 stating an address, telephone number and any other information
43 needed to obtain a copy of the regulation.

44 (c) Each agency which adopts a regulation shall make the regulation
45 available for inspection and copying at its main office.

46 (d) Any publication made pursuant to subsections (a) and (b) of this

47 section shall be made available upon request to agencies and officials
48 of this state free of charge, and to other persons at prices fixed by the
49 Commission on Official Legal Publications, in accordance with section
50 51-216b.

51 (e) The compilation of regulations published under subsection (a) of
52 this section and all Connecticut regulations omitted from the
53 compilation under said subsection [(a)] shall be maintained in the
54 reference collection of each law library described in section 11-19a.

55 (f) The commission shall make the compilation of effective
56 regulations published pursuant to subsection (a) of this section and the
57 text of recently-filed regulations published pursuant to subsection (b)
58 of this section available to the public through the Internet.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005</i>	4-173

JUD *Joint Favorable*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 06 \$	FY 07 \$
Judicial Dept.	GF - Cost	100,000 to 200,000	0

Note: GF=General Fund

Municipal Impact: None

Explanation

The Judicial Department would incur a significant one-time cost to procure hardware and software necessary to comply with the bill's requirement that a compilation of effective regulations be made available to the public through the Internet. It is anticipated that the Judicial Department could accommodate the associated workload resulting from the bill without requiring additional appropriations.

OLR Bill Analysis

SB 770

AN ACT CONCERNING THE AVAILABILITY OF STATE AGENCY REGULATIONS**SUMMARY:**

This bill requires the Commission on Official Legal Publications to make regulations the law requires it to publish and distribute available to the public through the Internet.

It also corrects internal references to emergency regulations and technical amendments to existing regulations. By law, the commission publishes and distributes state agency regulations. It publishes (1) in the Connecticut Law Journal at least each month the text of regulations adopted in the preceding month and (2) a compilation of state agency regulations adopted since October 27, 1970 at least semiannually. The commission does not, however, publish technical amendments in the journal or include emergency regulations in the semiannual compilation.

EFFECTIVE DATE: October 1, 2005

COMMITTEE ACTION

Judiciary Committee

Joint Favorable Report

Yea 34 Nay 0