



General Assembly

Amendment

February Session, 2006

LCO No. 5627

HB0584605627HDO

Offered by:
REP. MERRILL, 54th Dist.

To: House Bill No. 5846

File No.

Cal. No. 506

"AN ACT REQUIRING A STUDY OF BUDGETED STATE AGENCIES WITH RESPECT TO THE EXPENDITURES OF SUCH AGENCIES IN RELATION TO PROGRAMS ADMINISTERED OR SERVICES PROVIDED BY SUCH AGENCIES."

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

3 "Section 1. Section 12-19b of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective July 1, 2006*):

5 (a) Not later than April first in any assessment year, any town or
6 borough to which a grant is payable under the provisions of section 12-
7 19a shall provide the Secretary of the Office of Policy and Management
8 with the assessed valuation of the real property eligible therefor as of
9 the first day of October immediately preceding, adjusted in accordance
10 with any gradual increase in or deferment of assessed values of real
11 property implemented in accordance with section 12-62c or subsection
12 (e) of section 12-62a, which is required for computation of such grant.
13 Any town which neglects to transmit to the secretary the assessed

14 valuation as required by this section shall forfeit two hundred fifty
15 dollars to the state, provided the secretary may waive such forfeiture
16 in accordance with procedures and standards adopted by regulation in
17 accordance with chapter 54. Said secretary may on or before the first
18 day of August of the state fiscal year in which such grant is payable,
19 reevaluate any such property when, in the secretary's judgment, the
20 valuation is inaccurate and shall notify such town of such reevaluation
21 by certified or registered mail. Any town or borough aggrieved by the
22 action of the secretary under the provisions of this section may, not
23 later than ten business days following receipt of such notice, appeal to
24 the secretary for a hearing concerning such reevaluation. Such appeal
25 shall be in writing and shall include a statement as to the reasons for
26 such appeal. The secretary shall, not later than ten business days
27 following receipt of such appeal, grant or deny such hearing by
28 notification in writing, including in the event of a denial, a statement
29 as to the reasons for such denial. Such notification shall be sent by
30 certified or registered mail. If any town or borough is aggrieved by the
31 action of the secretary following such hearing or in denying any such
32 hearing, the town or borough may not later than ten business days
33 after receiving such notice, appeal to the superior court for the judicial
34 district wherein such town is located. Any such appeal shall be
35 privileged.

36 (b) Notwithstanding the provisions of section 12-19a or subsection
37 (a) of this section, the amount due the municipality of Voluntown, on
38 or before the thirtieth day of September, annually, with respect to any
39 state-owned forest shall be sixty thousand dollars, which amount shall
40 be paid from the annual appropriation, from the General Fund, for
41 reimbursement to towns for loss of taxes on private tax-exempt
42 property.

43 Sec. 2. Subsection (c) of section 12-20b of the 2006 supplement to the
44 general statutes is repealed and the following is substituted in lieu
45 thereof (*Effective July 1, 2006*):

46 (c) Notwithstanding the provisions of section 12-20a or subsection

47 (a) of this section, the amount due the city of New London, on or
48 before the thirtieth day of September, annually, with respect to the
49 United States Coast Guard Academy in New London, shall be [five
50 hundred thousand] one million dollars, which amount shall be paid
51 from the annual appropriation, from the General Fund, for
52 reimbursement to towns for loss of taxes on private tax-exempt
53 property.

54 Sec. 3. (NEW) (*Effective July 1, 2006*) (a) There is established an Office
55 of Ombudsman for Property Rights which shall be within the Office of
56 Policy and Management for administrative purposes only. The Office
57 of Ombudsman for Property Rights shall be under the direction of an
58 Ombudsman for Property Rights who shall be appointed in
59 accordance with section 4 of this act.

60 (b) The Office of Ombudsman for Property Rights shall:

61 (1) Develop and maintain expertise in, and understanding of, the
62 (A) provisions of the federal and state constitutions governing the
63 taking of private property and provisions of state law authorizing a
64 public agency to take private property, and (B) case law interpreting
65 such provisions;

66 (2) At the request of a public agency, assist the public agency in
67 applying constitutional and statutory provisions concerning eminent
68 domain;

69 (3) At the request of a public agency, provide assistance in
70 analyzing actions that have potential eminent domain implications;

71 (4) At the request of a private property owner, provide assistance
72 concerning eminent domain procedures;

73 (5) Identify state or local governmental actions that have potential
74 eminent domain implications and, if appropriate, advise the
75 appropriate public agency about such implications;

76 (6) Provide information to private citizens, civic groups and other

77 interested parties about eminent domain law and their rights with
78 respect to eminent domain;

79 (7) Mediate disputes between private property owners and public
80 agencies concerning the use of eminent domain or related relocation
81 assistance as provided in section 5 of this act, and the Office of
82 Ombudsman for Property Rights may, within available
83 appropriations, hire an independent real estate appraiser to assist in
84 such mediation; and

85 (8) Recommend to the General Assembly changes that, in the
86 opinion of the Ombudsman for Property Rights, should be made to the
87 general statutes related to eminent domain powers and procedures.

88 (c) For the purposes of this section and sections 4 to 10, inclusive, of
89 this act, "public agency" means a public agency, as defined in section 1-
90 200 of the general statutes, with the power to acquire property through
91 eminent domain and includes an entity authorized to acquire property
92 through eminent domain on behalf of the public agency.

93 Sec. 4. (NEW) (*Effective July 1, 2006*) The Ombudsman for Property
94 Rights shall be appointed by the Governor in accordance with sections
95 4-5 to 4-8, inclusive, of the general statutes, as amended by this act. The
96 Ombudsman for Property Rights shall be an elector of the state who is
97 an attorney admitted to practice law in this state with expertise or
98 experience in the field of real estate law or land use regulation.

99 Sec. 5. (NEW) (*Effective July 1, 2006*) (a) The Ombudsman for
100 Property Rights shall adopt regulations, in accordance with chapter 54
101 of the general statutes, to establish a mediation procedure for requests
102 to mediate eminent domain or relocation assistance disputes filed with
103 the Office of Ombudsman for Property Rights. Such regulations shall
104 also establish criteria to be used by the Ombudsman for Property
105 Rights in determining whether to accept or reject a request for
106 mediation.

107 (b) If a request to mediate an eminent domain or relocation

108 assistance dispute is filed with the Ombudsman for Property Rights,
109 pursuant to this section, any party to the dispute may file a motion in
110 the superior court to stay any related action during the pendency of
111 mediation under this section or the consideration of a request for such
112 mediation under this section. The court shall grant such motion for
113 cause shown and the order shall provide that the stay shall terminate
114 upon motion of either party or, in the event no motion is filed, on the
115 earlier of: (1) The resolution of the dispute through mediation; or (2)
116 the earlier of (A) the expiration of any period for conducting mediation
117 pursuant to regulations adopted pursuant to subsection (a) of this
118 section, or (B) a decision by the Ombudsman for Property Rights to
119 deny a request for mediation.

120 Sec. 6. (NEW) (*Effective July 1, 2006*) Each public agency shall (1)
121 comply with reasonable requests of the Office of Ombudsman for
122 Property Rights for information and assistance, and (2) participate in
123 mediation if requested to do so by the Office of Ombudsman for
124 Property Rights.

125 Sec. 7. (NEW) (*Effective July 1, 2006*) No employee of the Office of
126 Ombudsman for Property Rights may:

127 (1) Be employed by, or hold a position on, any public agency other
128 than the Office of Ombudsman for Property Rights;

129 (2) Receive or have the right to receive, directly or indirectly,
130 remuneration under a compensation arrangement with respect to an
131 eminent domain procedure; or

132 (3) Knowingly accept employment with a public agency for a period
133 of one year following termination of that person's services with the
134 Office of Ombudsman for Property Rights.

135 Sec. 8. (NEW) (*Effective July 1, 2006*) The Ombudsman for Property
136 Rights may apply for and accept grants, gifts and bequests of funds
137 from other states, federal and interstate agencies and independent
138 authorities and private firms, individuals and foundations, for the

139 purpose of carrying out the responsibilities of the Office of
140 Ombudsman for Property Rights.

141 Sec. 9. (NEW) (*Effective July 1, 2006*) There is established, within the
142 General Fund, an Ombudsman for Property Rights account that shall
143 be a separate nonlapsing account. Any funds received under this
144 section shall, upon deposit in the General Fund, be credited to said
145 account and may be used by the Office of Ombudsman for Property
146 Rights in the performance of its duties.

147 Sec. 10. (NEW) (*Effective July 1, 2006*) Each public agency seeking to
148 acquire property by eminent domain shall: (1) Before filing a statement
149 of compensation pursuant to section 8-129 of the general statutes, as
150 amended by this act, or otherwise initiating an eminent domain action,
151 make a reasonable effort to negotiate with the property owner for the
152 purchase of the property; and (2) as early in the negotiation process for
153 the real property as practicable, but not later than fourteen days before
154 filing such statement of compensation or otherwise initiating the
155 eminent domain action, unless the court for good cause allows a
156 shorter period: (A) Advise the property owner of the services provided
157 by the Ombudsman for Property Rights appointed pursuant to section
158 4 of this act, and the mediation available under section 5 of this act, (B)
159 provide the name, address and telephone number of the Ombudsman
160 for Property Rights, and (C) provide the property owner with a written
161 statement explaining that oral representations or promises made
162 during the negotiation process are not binding on the public agency
163 seeking to acquire the property by eminent domain. The information
164 provided under subparagraphs (A) to (C), inclusive, of this subdivision
165 shall be in such form as the Ombudsman for Property Rights
166 prescribes.

167 Sec. 11. Section 4-5 of the general statutes is repealed and the
168 following is substituted in lieu thereof (*Effective July 1, 2006*):

169 As used in sections 4-6, 4-7, as amended, and 4-8, the term
170 "department head" means Secretary of the Office of Policy and

171 Management, Commissioner of Administrative Services,
172 Commissioner of Revenue Services, Banking Commissioner,
173 Commissioner of Children and Families, Commissioner of Consumer
174 Protection, Commissioner of Correction, Commissioner of Economic
175 and Community Development, State Board of Education,
176 Commissioner of Emergency Management and Homeland Security,
177 Commissioner of Environmental Protection, Commissioner of
178 Agriculture, Commissioner of Public Health, Insurance Commissioner,
179 Labor Commissioner, Liquor Control Commission, Commissioner of
180 Mental Health and Addiction Services, Commissioner of Public Safety,
181 Commissioner of Social Services, Commissioner of Mental Retardation,
182 Commissioner of Motor Vehicles, Commissioner of Transportation,
183 Commissioner of Public Works, Commissioner of Veterans' Affairs,
184 Commissioner of Health Care Access, Chief Information Officer, the
185 chairperson of the Public Utilities Control Authority, the executive
186 director of the Board of Education and Services for the Blind, [and] the
187 executive director of the Connecticut Commission on Culture and
188 Tourism and the Ombudsman for Property Rights.

189 Sec. 12. Subdivision (12) of subsection (a) of section 32-9t of the 2006
190 supplement to the general statutes is repealed and the following is
191 substituted in lieu thereof (*Effective from passage*):

192 (12) "Eligible municipality" means (A) a municipality with an area
193 designated as an enterprise zone pursuant to section 32-70, (B) a
194 distressed municipality, as defined in subsection (b) of section 32-9p,
195 [or] (C) a municipality that has a population in excess of one hundred
196 thousand, or (D) any municipality that the commissioner determines is
197 connected with the relocation of an out-of-state operation or the
198 expansion of an existing facility that will result in a capital investment
199 by a company of not less than fifty million dollars.

200 Sec. 13. (*Effective from passage*) Section 8 of house bill 5845 of the
201 current session shall take effect from passage.

202 Sec. 14. (NEW) (*Effective July 1, 2006*) (a) The Labor Commissioner,

203 in consultation with the Commissioner of Economic and Community
204 Development and the Commissioner of Education, shall, within
205 available appropriations, establish and operate the Twenty-First
206 Century Skills Training Program, the purposes of which shall be to: (1)
207 Sustain high growth occupation and economically vital industries
208 identified by such commissioners; and (2) assist workers in obtaining
209 skills to start or move up their career ladder. Such job training
210 program may include training designed to increase the basic skills of
211 employees, including, but not limited to, training in written and oral
212 communication, mathematics or science, or training in technical and
213 technological skills and such other training as such commissioners
214 determine is necessary to meet the needs of the employer. No more
215 than five per cent of the appropriation for the program may be used
216 for administrative purposes.

217 (b) Not less than fifty per cent of the cost of such training shall be
218 borne by the employer requesting the training.

219 (c) The Labor Commissioner is authorized to adopt, pursuant to
220 chapter 54 of the general statutes, any regulations required to carry out
221 this section.

222 Sec. 15. Section 4-89 of the general statutes is amended by adding
223 subsection (i) as follows (*Effective July 1, 2006*):

224 (NEW) (i) The provisions of this section shall not apply to
225 appropriations to the Labor Department, from the General Fund, for
226 the federal Workforce Investment Act. Such appropriations shall not
227 lapse.

228 Sec. 16. (*Effective from passage*) There is established a juvenile
229 jurisdiction planning and implementation committee that shall consist
230 of the following members: (1) Six members of the General Assembly,
231 one of whom shall be appointed by the speaker of the House of
232 Representatives, one of whom shall be appointed by the president pro
233 tempore of the Senate, one of whom shall be appointed by the majority
234 leader of the House of Representatives, one of whom shall be

235 appointed by the majority leader of the Senate, one of whom shall be
236 appointed by the minority leader of the House of Representatives and
237 one of whom shall be appointed by the minority leader of the Senate;
238 (2) the chairpersons and ranking members of the joint standing
239 committees of the General Assembly having cognizance of matters
240 relating to the judiciary and human services, or their designees; (3) the
241 Chief Court Administrator, or the Chief Court Administrator's
242 designee; (4) the Commissioner of Children and Families, or the
243 commissioner's designee; (5) the Commissioner of Correction, or the
244 commissioner's designee; (6) a judge of the superior court assigned to
245 hear juvenile matters, appointed by the Chief Justice; (7) the Chief
246 Public Defender, or the Chief Public Defender's designee; (8) the Child
247 Advocate, or the Child Advocate's designee; (9) the Chief State's
248 Attorney, or the Chief State's Attorney's designee; (10) the Secretary of
249 the Office of Policy and Management, or the secretary's designee; and
250 (11) four members of the advocacy community, two of whom shall be
251 appointed by each of the cochairs of the Juvenile Court Jurisdiction
252 Committee. The members of the General Assembly appointed by the
253 speaker of the House of Representatives and the president pro tempore
254 of the Senate shall serve as the cochairs of the committee. All
255 appointments to the committee shall be made not later than thirty days
256 after the effective date of this section. Any vacancy shall be filled by
257 the appointing authority. The chairpersons of the committee shall
258 schedule the first meeting of the committee to be held not later than
259 sixty days after the effective date of this section. The committee shall
260 plan for the implementation of any changes in the juvenile justice
261 system that would be required in order to extend jurisdiction in
262 delinquency matters and proceedings to include sixteen-year-old and
263 seventeen-year-old children within the Superior Court for Juvenile
264 Matters. On or before February 1, 2007, the committee shall submit a
265 report, in accordance with section 11-4a of the general statutes, on the
266 committee's findings, together with any recommendations for
267 appropriate legislation, to the joint standing committees of the General
268 Assembly having cognizance of matters relating to the judiciary and
269 human services.

270 Sec. 17. Section 29-179f of the general statutes is repealed and the
271 following is substituted in lieu thereof (*Effective July 1, 2006*):

272 (a) There shall be in the Division of State Police within the
273 Department of Public Safety a [state-wide cooperative crime control
274 task force] State Urban Violence and Cooperative Crime Control Task
275 Force that shall conduct and coordinate investigations in connection
276 with crimes of violence and other criminal activity deemed beyond the
277 ability of local authorities to contain.

278 (b) [The] Upon agreement between the chief elected official or chief
279 of police of any municipality and the Commissioner of Public Safety,
280 the task force may conduct any investigation [authorized by this
281 section] under the direction of the Commissioner of Public Safety, or
282 the commissioner's designee, at any place within the state [as may be
283 deemed] it deems necessary.

284 (c) The task force may request and may receive from any federal,
285 state or local agency, cooperation and assistance in the performance of
286 its duties, including the temporary assignment of personnel necessary
287 to carry out the performance of its functions.

288 (d) The task force may enter into mutual assistance and cooperation
289 agreements with other states pertaining to law enforcement matters
290 extending across state boundaries and may consult and exchange
291 information and personnel with agencies of other states with reference
292 to law enforcement problems of mutual concern.

293 (e) The Commissioner of Public Safety shall appoint a commanding
294 officer and other personnel as he deems necessary for the duties of the
295 task force, within available appropriations.

296 (f) In order to participate in and utilize the task force, a municipality
297 shall petition the Commissioner of Public Safety for assistance. Such
298 petition shall contain [plans for continuing community programs,
299 including, but not limited to, the enforcement of housing and health
300 codes, street clean-up, graffiti removal and condemnation and

301 demolition of abandoned buildings] a description of the problem, a
302 record of the efforts made to solve or contain the problem by local
303 authorities and a request for the deployment of the task force to
304 address specific problems or investigations. The task force may deploy
305 subject to agreement as described in subsection (b) of this section.
306 Municipalities participating in the task force shall assign local
307 resources and personnel to the extent of their ability to do so.

308 (g) The Commissioner of Public Safety may select such personnel
309 from any municipality of the state as the commissioner deems
310 necessary to act as temporary special state police officers to carry out
311 the duties of the task force.

312 (h) Any municipal police officer while assigned to duty with the
313 task force and working at the direction of the Commissioner of Public
314 Safety, or the commissioner's designee, shall, when acting within the
315 scope of such officer's authority, have the same powers, duties,
316 privileges and immunities as are conferred upon a state police officer.

317 (i) Each municipality shall be responsible for the full payment of the
318 compensation of personnel temporarily assigned to the task force and
319 such salary shall be payable to such assigned personnel while on duty
320 with the task force.

321 (j) For purposes of indemnification of such personnel and its
322 municipalities against any losses, damages or liabilities arising out of
323 the service and activities of the task force, personnel while assigned to,
324 and performing the duties of, the task force shall be deemed to be
325 acting as employees of the state.

326 Sec. 18. Section 2 of public act 05-4 of the October 25 special session
327 is repealed and the following is substituted in lieu thereof (*Effective*
328 *June 1, 2006*):

329 (a) For purposes of this section, "residential weatherization
330 products" means programmable thermostats, window film, caulking,
331 window and door weather strips, insulation, water heater blankets,

332 water heaters that meet the federal Energy Star standard, natural gas
333 furnaces that meet the federal Energy Star standard, windows that
334 meet the federal Energy Star standard, and oil furnaces that are not
335 less than eighty-five per cent efficient.

336 (b) Notwithstanding the provisions of the general statutes, from
337 November 25, 2005, to [April 1, 2006] June 30, 2007, the provisions of
338 chapter 219 of the general statutes shall not apply to sales of any
339 residential weatherization products.

340 Sec. 19. (NEW) (*Effective from passage and applicable to projects with a*
341 *commencement date on or after September 1, 2005*) (a) As used in this
342 section:

343 (1) "Approved employment expansion project" means an
344 employment expansion project approved by the commissioner
345 pursuant to subsection (e) of this section.

346 (2) "Commencement date" means the commencement date of the
347 approved employment expansion project as provided in the certificate
348 of eligibility issued by the commissioner pursuant to subsection (f) of
349 this section.

350 (3) "Commissioner" means the Commissioner of Economic and
351 Community Development.

352 (4) "Constituent corporation" means any corporation that holds or
353 has held an interest in the sponsor of an approved employment
354 expansion project (A) as a general partner, limited partner, member or
355 otherwise, and (B) is subject to tax under chapter 208 of the general
356 statutes either directly or by virtue of holding an interest in such
357 sponsor.

358 (5) "Employment expansion project" means a project: (A) That will
359 result in the creation of at least four hundred new jobs in this state over
360 a period of not more than five full income years following the income
361 year in which the commencement date occurs; (B) for which the

362 allowance to the constituent corporations of credits under this section
363 will be necessary to attract the project to this state; (C) that will be
364 economically viable and will generate direct and indirect economic
365 benefits to the state; and (D) that is, in the judgment of the
366 commissioner, consistent with the strategic economic development
367 priorities of the state and the municipality or municipalities in which
368 the new jobs are to be created.

369 (6) "Income year" shall have the same meaning as in subdivision (5)
370 of subsection (a) of section 12-213 of the 2006 supplement to the
371 general statutes.

372 (7) "New employee" means a person hired by a sponsor or a
373 constituent corporation to fill a new job full-time in this state. A new
374 employee does not include a person who was employed in
375 Connecticut by a related person with respect to the sponsor or
376 constituent corporation during the prior twelve months. The aggregate
377 number of new employees at the end of any income year shall be equal
378 to the excess, if any, of the (A) aggregate number of employees
379 employed in this state by the sponsor and constituent corporations at
380 the end of any income year, less (B) the aggregate number of
381 employees employed in this state by the sponsor and constituent
382 corporations on the commencement date.

383 (8) "New job" means a full-time job that (A) did not exist in this state
384 prior to the sponsor's application to the commissioner for a certificate
385 of eligibility under this section, and (B) is filled by a new employee.
386 "New job" does not include a job created when an employee is shifted
387 from an existing location in this state of the sponsor or any constituent
388 corporation to such job.

389 (9) "Sponsor" means a partnership, limited partnership, limited
390 liability company or other entity that is treated as a pass-through
391 entity for federal income tax purposes.

392 (10) "Full-time job" means a job in which an employee is required to
393 work at least thirty-five or more hours per week. A full-time job does

394 not include a temporary or seasonal job.

395 (11) "Related person" means (A) a corporation, limited liability
396 company, partnership, association or trust controlled by the taxpayer,
397 (B) an individual, corporation, limited liability company, partnership,
398 association or trust that is in control of the taxpayer, (C) a corporation,
399 limited liability company, partnership, association or trust controlled
400 by an individual, corporation, limited liability company, partnership,
401 association or trust that is in control of the taxpayer, or (D) a member
402 of the same controlled group as the taxpayer.

403 (12) "Control", with respect to a corporation, means ownership,
404 directly or indirectly, of stock possessing fifty per cent or more of the
405 total combined voting power of all classes of the stock of such
406 corporation entitled to vote. "Control", with respect to a trust, means
407 ownership, directly or indirectly, of fifty per cent or more of the
408 beneficial interest in the principal or income of such trust. The
409 ownership of stock in a corporation, of a capital or profits interest in a
410 partnership, limited liability company or association or of a beneficial
411 interest in a trust shall be determined in accordance with the rules for
412 constructive ownership of stock provided in Section 267(c) of the
413 Internal Revenue Code of 1986, or any subsequent corresponding
414 internal revenue code of the United States, as from time to time
415 amended, other than paragraph (3) of said Section 267(c).

416 (b) (1) There shall be allowed to each constituent corporation such
417 credits that the constituent corporation otherwise would have been
418 allowed under chapter 208 of the general statutes had such constituent
419 corporation itself conducted its pro rata share of the business
420 conducted by the sponsor during any relevant income year.

421 (2) Credits shall be allowable under this section for each of the five
422 full income years following the income year in which the
423 commencement date occurs.

424 (c) (1) For the purposes of chapter 208 of the general statutes, each
425 constituent corporation shall be deemed to have itself conducted its

426 pro rata share of the business conducted by the sponsor.

427 (2) The pro rata share of the business conducted by the sponsor that
428 shall be deemed to have been conducted by each constituent
429 corporation shall be the same percentage as such constituent
430 corporation's distributive share of the profit or loss of the sponsor for
431 any relevant income year.

432 (3) The limitation of section 12-217zz of the general statutes shall be
433 applied on the return of each constituent corporation or on the
434 combined return filed by two or more constituent corporations.

435 (d) Any sponsor of an employment expansion project may submit
436 an application for a certificate of eligibility to the commissioner in
437 accordance with the provisions of this section. The application shall
438 contain sufficient information to establish that the project is an
439 employment expansion project, and shall include information
440 concerning (1) the location or locations of the new jobs, (2) the number
441 of new jobs to be created in each of the five full income years following
442 the income year in which the commencement date occurs, (3) the
443 physical infrastructure that might be created, renovated or expanded,
444 (4) feasibility studies or business plans for the project, and (5) such
445 other information the commissioner determines is necessary to
446 demonstrate the financial viability of the employment expansion
447 project. The commissioner may impose a fee for such application as the
448 commissioner deems appropriate.

449 (e) (1) The commissioner, upon consideration of the application and
450 any additional information that the commissioner requires concerning
451 a proposed employment expansion project, may approve the project if
452 the commissioner finds that the project is an employment expansion
453 project. If the commissioner rejects an application, the commissioner
454 shall specifically identify the defects in the application and specifically
455 explain the reasons for such rejection. The commissioner shall render a
456 decision on an application not later than ninety days after its receipt by
457 the commissioner.

458 (2) The approval of an employment expansion project by the
459 commissioner may be combined with the exercise of any of the other
460 powers of the commissioner, including, but not limited to, the
461 provision of financial assistance.

462 (3) The commissioner shall require the applicant to reimburse the
463 commissioner for all or any part of the cost of any activities performed
464 in the exercise of due diligence reviewing an application pursuant to
465 this subsection.

466 (f) Upon approving an employment expansion project, the
467 commissioner shall issue a certificate of eligibility certifying that the
468 applicant has complied with the provisions of this section. The
469 certificate of eligibility shall set forth the commencement date, as well
470 as any other requirements the commissioner deems appropriate.

471 (g) Each constituent corporation claiming a credit or credits allowed
472 under this section shall retain a copy of the certificate of eligibility
473 issued under subsection (f) of this section and a copy of the certificate
474 of continuing eligibility issued under subsection (g) of this section for
475 each income year for which a credit is claimed for at least as long as
476 such income year would otherwise be subject to audit.

477 (h) The credits allowed under this section may be used by
478 constituent corporations joining in a combined corporation business
479 tax return under section 12-223a of the general statutes.

480 (i) Any constituent corporation allowed a credit under this section
481 may assign such credit to another constituent corporation, provided
482 such other constituent corporation may claim such credit only with
483 respect to an income year for which the assigning constituent
484 corporation would have been eligible to claim such credit and such
485 other constituent corporation or constituent corporations may not
486 further assign such credit. The assignor and assignee shall jointly
487 submit written notification of such assignment to the commission not
488 later than thirty days after such assignment. The notification shall
489 include the credit certificate number, the date of assignment, the

490 amount of such credit assigned, the tax identification numbers for both
491 the assignor and assignee, and any other information required by the
492 commissioner. Failure to comply with this subsection will result in a
493 disallowance of the tax credit until there is full compliance on both the
494 part of the assignor and the assignee. The commissioner shall provide
495 a copy of the notification of assignment to the Commissioner of
496 Revenue Services upon request.

497 (j) (1) The determination of whether the aggregate number of new
498 jobs has been created shall be made as of the end of each of the five full
499 income years following the income year in which the commencement
500 date occurs. Not later than the first day of the fourth month of each
501 year following each of such five income years, the commissioner shall
502 require the sponsor to certify the aggregate number of new jobs
503 created by the end of the preceding income year. Not later than the
504 first day of the seventh month of each year following each of the five
505 income years, the commissioner shall review such certification and, if
506 the aggregate number of new jobs at the end of the preceding income
507 year is at least ninety per cent of the aggregate number of such new
508 jobs set forth in the certificate of eligibility for such income year, shall
509 issue a certificate of continuing eligibility for such preceding income
510 year.

511 (2) If the aggregate number of new jobs at the end of any such
512 income year is less than ninety per cent of the aggregate number of
513 such new jobs set forth in the certificate of eligibility for such income
514 year, no credits attributable to the activities of the sponsor during such
515 income year shall be allowed to the constituent corporations. The
516 failure to achieve ninety per cent of the aggregate number of new jobs
517 by the end of any applicable income year shall not preclude the
518 allowance to the constituent corporations of credits from any prior or
519 subsequent income year otherwise available under this section.

520 Sec. 20. Subdivision (8) of section 10 of house bill 5844 of the current
521 session is repealed and the following is substituted in lieu thereof
522 (*Effective July 1, 2006*):

523 (8) "Proceedings" means the proceedings of the State Bond
 524 Commission authorizing or relating to the issuance of bonds pursuant
 525 to [subsection (b)] subdivision (5) of subsection (d) of this section, the
 526 provisions of any indenture of trust securing bonds, which provisions
 527 are incorporated into such proceedings, the provisions of any other
 528 documents or agreements which are incorporated into such
 529 proceedings and, to the extent applicable, a certificate of determination
 530 filed by the Treasurer in accordance with subdivision (3) of subsection
 531 (d) of this section.

532 Sec. 21. Subsections (b) and (c) of section 13b-61a of the 2006
 533 supplement to the general statutes, as amended by section 15 of house
 534 bill 5844 of the current session, are repealed and the following is
 535 substituted in lieu thereof (*Effective July 1, 2006*):

536 (b) Notwithstanding the provisions of section 13b-61, as amended,
 537 for calendar quarters ending on or after September 30, 2006, the
 538 Comptroller shall deposit into the Special Transportation Fund an
 539 annual amount in accordance with the following schedule, from such
 540 funds received by the state from the tax imposed under said section 12-
 541 587 on the gross earnings from the sales of petroleum products,
 542 [attributable to sales of motor vehicle fuel.] Such transfers shall be
 543 made in quarterly installments.

T1	Fiscal Year	Annual Transfer
T2	2007	\$141,000,000
T3	2008	\$164,000,000
T4	2009	\$180,900,000
T5	2010	\$180,900,000
T6	2011	\$200,900,000
T7	2012	\$200,900,000
T8	2013	\$200,900,000
T9	2014 and thereafter	\$219,400,000

544 (c) If in any calendar quarter ending on or after September 30, 2006,
 545 receipts from the tax imposed under section 12-587, as amended, are
 546 less than twenty-five per cent of the total of (1) the amount required to

547 be transferred pursuant to the Special Transportation Fund pursuant
548 to [subsection] subsections (a) and (b) of this section, and (2) any other
549 transfers required by law, the Comptroller shall certify to the Treasurer
550 the amount of such shortfall and shall forthwith transfer an amount
551 equal to such shortfall from the resources of the General Fund into the
552 Special Transportation Fund.

553 Sec. 22. (*Effective from passage*) (a) The Commissioner of Consumer
554 Protection, in consultation with the Attorney General, shall study the
555 feasibility of establishing an electronic message registry that permits
556 residents of this state to register with the Department of Consumer
557 Protection an electronic mail address, Internet messaging address,
558 facsimile number, wireless telephone number or electronic pager
559 number for the purpose of preventing unsolicited electronic messages
560 from being sent to such address or number.

561 (b) Not later than January 1, 2007, the commissioner shall submit a
562 report pursuant to subsection (c) of this section, in accordance with
563 section 11-4a of the general statutes, to the joint standing committees of
564 the General Assembly having cognizance of matters relating to the
565 judiciary and consumer protection, and to the select committee of the
566 General Assembly having cognizance of matters relating to children.

567 (c) At a minimum, the study and report shall address:

568 (1) The process by which such registry would operate, including,
569 but not limited, the process for (A) establishing and maintaining such
570 registry, and (B) adding, removing and verifying information received
571 from registrants;

572 (2) Whether such registry places an undue burden on interstate or
573 foreign commerce, and the extent to which such registry may be
574 implemented pursuant to the Constitution of the United States and the
575 laws of the United States enacted under the Constitution;

576 (3) Whether such registry should be limited (A) to registrants who
577 have not attained the age of eighteen years, or (B) based on the content

578 of the electronic message;

579 (4) The estimated cost of implementing and maintaining such
580 registry, and potential sources of revenue for funding the
581 implementation and maintenance of such registry;

582 (5) Whether criminal or civil liability should be imposed for the
583 intentional or inadvertent sending of unsolicited electronic messages in
584 violation of the requirements of such registry, and the feasibility of
585 identifying the sender of the unsolicited electronic message; and

586 (6) The experience of other states in implementing and operating
587 such registry.

588 Sec. 23. Section 46b-123d of the 2006 supplement to the general
589 statutes is repealed and the following is substituted in lieu thereof
590 (*Effective October 1, 2006*):

591 The Chief Child Protection Attorney appointed under section 46b-
592 123c shall, on or before July 1, 2006:

593 (1) Establish a system for the provision of: (A) Legal services and
594 guardians ad litem to children and indigent respondents in family
595 [contempt and paternity] matters in which the state has been ordered
596 to pay the cost of such legal services and guardians ad litem, and (B)
597 legal services and guardians ad litem to children and indigent
598 [parents] legal parties in proceedings before the superior court for
599 juvenile matters, [as defined in subsection (a) of section 46b-121, other
600 than representation of] other than legal services for children in
601 delinquency matters. To carry out the requirements of this section, the
602 Chief Child Protection Attorney may contract with (i) appropriate not-
603 for-profit legal services agencies, and (ii) individual lawyers for the
604 delivery of legal services to represent children and indigent [parents]
605 legal parties in such proceedings;

606 (2) Ensure that attorneys providing legal services pursuant to this
607 section are assigned to cases in a manner that will avoid conflicts of

608 interest, as defined by the Rules of Professional Conduct; and

609 (3) Provide initial and in-service training for guardians ad litem
610 provided pursuant to this section and for attorneys providing legal
611 services pursuant to this section, and establish training, practice and
612 caseload standards for the representation of: (A) Indigent respondents
613 in family [contempt and paternity] matters, and (B) children and
614 indigent [parents] legal parties in juvenile matters, [as defined in
615 subsection (a) of section 46b-121,] other than representation of children
616 in delinquency matters. Such standards shall apply to any attorney
617 who represents children or indigent [parents] respondents or legal
618 parties in such matters pursuant to this section and shall be designed
619 to ensure a high quality of legal representation. The training for
620 attorneys required by this subdivision shall be designed to ensure
621 proficiency in the procedural and substantive law related to such
622 matters and to establish a minimum level of proficiency in relevant
623 subject areas, including, but not limited to, family violence, child
624 development, behavioral health, educational disabilities and cultural
625 competence.

626 Sec. 24. Subsection (a) of section 46b-123e of the 2006 supplement to
627 the general statutes is repealed and the following is substituted in lieu
628 thereof (*Effective October 1, 2006*):

629 (a) The judicial authority before whom a juvenile or family matter
630 described in section 46b-123d, as amended by this act, is pending shall
631 determine eligibility for counsel for a child or youth and the parents or
632 guardian of a child or youth if they are unable to afford counsel. Upon
633 a finding that a party is unable to afford counsel, the judicial authority
634 shall appoint the Chief Child Protection Attorney [appointed under
635 section 46b-123c] to provide representation. For purposes of
636 determining eligibility for appointment of counsel, the judicial
637 authority shall cause the parent or guardian of a child or youth to
638 complete a written statement under oath or affirmation setting forth
639 the parent or guardian's liabilities and assets, income and sources
640 thereof, and such other information which the Commission on Child

641 Protection shall designate and require on forms adopted by the
642 Commission on Child Protection. Upon the appointment of [counsel
643 for a parent, guardian, child or youth, the judicial authority shall
644 notify] the Chief Child Protection Attorney pursuant to this subsection,
645 [who] the Chief Child Protection Attorney shall assign the matter to an
646 attorney under contract with the [Commission on Child Protection]
647 Chief Child Protection Attorney to provide such representation.

648 Sec. 25. Section 21a-195a of the general statutes is repealed and the
649 following is substituted in lieu thereof (*Effective October 1, 2006*):

650 (a) There is established the Connecticut Boxing [Promotion]
651 Commission which shall be within the Department of [Consumer
652 Protection for administrative purposes only] Public Safety. The
653 commission shall consist of nine members, three to be appointed by
654 the Governor, one to be appointed by the speaker of the House of
655 Representatives, one to be appointed by the president pro tempore of
656 the Senate, one to be appointed by the majority leader of the House of
657 Representatives, one to be appointed by the majority leader of the
658 Senate, one to be appointed by the minority leader of the House of
659 Representatives and one to be appointed by the minority leader of the
660 Senate. The initial appointments to the commission shall be made not
661 later than November 1, 1998. Notwithstanding the provisions of
662 subsection (c) of section 4-9a, as amended, the terms of each member of
663 the commission shall be coterminous with the term of the appointing
664 authority or until a successor is chosen, whichever is later. The
665 appointing authority shall fill any vacancy for the unexpired portion of
666 the term. Members of the commission shall receive no compensation
667 for their services. The commission shall hold at least one meeting each
668 quarter.

669 (b) The commission shall make recommendations to the Governor,
670 the Commissioner of [Consumer Protection, the Commissioner of
671 Economic and Community Development] Public Safety and the
672 General Assembly, upon the request thereof or at such time or times as
673 the commission may determine, to encourage, develop and promote

674 the sport of boxing in this state. Such recommendations shall include,
675 but not be limited to: (1) Identifying any legal or administrative
676 impediments to the development of the sport of boxing in this state; (2)
677 identifying ways to improve state and local services designed to
678 support and promote boxing; (3) identifying ways of developing
679 young boxers through amateur boxing clubs and other programs;
680 [and] (4) developing strategies to assist promoters of small-scale
681 professional boxing events and to aid in the development of a market
682 for large-scale professional boxing events in this state; and (5)
683 developing ways to protect the health and safety of participants in
684 boxing.

685 Sec. 26. Section 21a-196 of the general statutes is repealed and the
686 following is substituted in lieu thereof (*Effective October 1, 2006*):

687 (a) As used in this chapter, "commissioner" means the
688 Commissioner of [Consumer Protection] Public Safety.

689 (b) The commissioner shall have sole control of and jurisdiction over
690 all amateur and professional boxing and sparring matches [and
691 wrestling exhibitions] held, conducted or given within the state by any
692 person or persons, club, corporation or association, except amateur
693 boxing and sparring matches [or wrestling exhibitions] held under the
694 supervision of any school, college or university having an academic
695 course of study or of the recognized athletic association connected
696 with such school, college or university or amateur boxing and sparring
697 matches [and wrestling exhibitions] held under the auspices of any
698 amateur athletic association that has been determined by the
699 commissioner to be capable of ensuring the health and safety of the
700 participants; provided the commissioner may at any time assume
701 jurisdiction over any amateur boxing or sparring match [or wrestling
702 exhibition] if the commissioner determines that the health and safety
703 of the participants is not being sufficiently safeguarded. The
704 commissioner may appoint inspectors who shall, on the order of the
705 commissioner, represent the commissioner at all boxing matches. [and
706 wrestling exhibitions.] The commissioner may appoint a secretary who

707 shall prepare for service such notices and papers as may be required
708 and perform such other duties as the commissioner directs.

709 (c) The commissioner or the commissioner's authorized
710 representative may [:(1) Issue subpoenas to any person involved in
711 any matter under investigation pursuant to this chapter; (2) subpoena
712 documentary material relating to any such matter; (3) administer an
713 oath or affirmation to any person; or (4) conduct hearings in aid of any
714 such investigation, provided none of the powers conferred by this
715 chapter shall be used for the purpose of compelling any natural person
716 to furnish testimony or evidence which might tend to incriminate the
717 person or subject the person to a penalty or forfeiture. If any person
718 fails or refuses to obey any such subpoena, the commissioner, after
719 giving notice, may apply to the superior court for the judicial district of
720 Hartford which court, after a hearing, may issue an order requiring
721 such person to obey such subpoena or any part of such subpoena. Any
722 disobedience of a final order of any court under this section shall be
723 punished as contempt] cause a full investigation of the location,
724 paraphernalia and equipment in respect to any boxing or sparring
725 match and all other matters relating thereto to be made and shall
726 determine whether or not such match will be reasonably safe for the
727 participants and for public attendance and may make reasonable
728 orders concerning alterations, or betterments to the equipment,
729 paraphernalia, and concerning the character and arrangement of the
730 seating, means of egress, lighting, firefighting appliances, fire and
731 police protection and such other provisions as shall make the match
732 reasonably safe against both fire and casualty hazards.

733 (d) When any serious physical injury, as defined in subdivision (4)
734 of section 53a-3, or death occurs in connection with a boxing or
735 sparring match, the owner of the location of the match shall, not later
736 than four hours after such occurrence, report the injury or death to the
737 commissioner or the commissioner's designee. Not later than four
738 hours after receipt of such report, the commissioner or the
739 commissioner's designee shall cause an investigation of the occurrence
740 to determine the cause of such serious physical injury or death. The

741 commissioner or the commissioner's designee may enter into any place
742 or upon any premises so registered or licensed in furtherance of such
743 investigation and inspection.

744 [(d)] (e) The commissioner, in consultation with the Connecticut
745 Boxing Commission shall adopt such regulations in accordance with
746 chapter 54 as the commissioner deems necessary and desirable for the
747 conduct, supervision and safety of boxing matches, including the
748 licensing of the sponsors and the participants of such boxing matches,
749 and for the development and promotion of the sport of boxing in this
750 state, including, but not limited to, regulations to improve the
751 competitiveness of the sport of boxing in this state relative to other
752 states. Such regulations shall require fees for the issuance of licenses to
753 such sponsors and participants as follows: (1) For referees, a fee of not
754 less than sixty-three dollars; (2) for matchmakers and assistant
755 matchmakers, a fee of not less than sixty-three dollars; (3) for
756 timekeepers, a fee of not less than thirteen dollars; (4) for professional
757 boxers, a fee of not less than thirteen dollars; (5) for amateur boxers, a
758 fee of not less than three dollars; (6) for managers, a fee of not less than
759 sixty-three dollars; (7) for trainers, a fee of not less than thirteen
760 dollars; (8) for seconds, a fee of not less than thirteen dollars; (9) for
761 announcers, a fee of not less than thirteen dollars; and (10) for
762 promoters, a fee of not less than two hundred fifty dollars.

763 (f) No organization, gymnasium or independent club shall host a
764 sparring match unless such organization, gymnasium or independent
765 club registers with the Department of Public Safety in accordance with
766 this subsection. The commissioner shall register any organization,
767 gymnasium or independent club that the commissioner deems
768 qualified to host such matches. Application for such registration shall
769 be made on forms provided by the department and accompanied by a
770 fee of fifty dollars. For the purpose of enforcing the provisions of this
771 chapter, the commissioner or an authorized representative may inspect
772 the facility of any such organization, gymnasium or independent club.
773 The Attorney General, at the request of the Commissioner of Public
774 Safety, may apply in the name of the state of Connecticut to the

775 Superior Court for an order temporarily or permanently restraining
776 any organization, gymnasium or independent club from operating in
777 violation of any provision of this chapter or the regulations adopted
778 pursuant to this subsection. The commissioner, in consultation with
779 the Connecticut Boxing Commission shall adopt such regulations, in
780 accordance with chapter 54, as the commissioner deems necessary for
781 the conduct, supervision and safety of sparring matches.

782 [(e)] (g) The state, acting by and in the discretion of the
783 commissioner, may enter into a contract with any person for the
784 services of such person acting as an inspector appointed in accordance
785 with the provisions of this section.

786 [(f) The commissioner may disallow the conduct of any professional
787 wrestling exhibition if the commissioner determines that the health
788 and safety of the participants is not being sufficiently safeguarded.]

789 Sec. 27. Section 4-124hh of the 2006 supplement to the general
790 statutes is repealed and the following is substituted in lieu thereof
791 (*Effective July 1, 2006*):

792 (a) The Office of Workforce Competitiveness shall, within available
793 appropriations, establish a grant program to provide a flexible source
794 of funding the creation and generation of talent in institutions of
795 higher education and, with appropriate connections to vocational-
796 technical schools and other secondary schools, for student outreach
797 and development. Grants pursuant to this subsection shall be awarded
798 to institutions of higher education and may be used to:

799 (1) Upgrade instructional laboratories to meet specific industry-
800 standard laboratory and instrumentation skill requirements;

801 (2) Develop new curriculum and certificate and degree programs at
802 the level of associate, bachelor, master's and doctorate, tied to industry
803 identified needs;

804 (3) Develop seamlessly articulated career development programs in

805 workforce shortage areas forecasted pursuant to subdivision (9) of
806 subsection (b) of section 4-124w in collaboration with vocational-
807 technical schools and other secondary schools and institutions of
808 higher education; [and]

809 (4) Support undergraduate and graduate student research projects
810 and experimental learning activities; and

811 (5) Establish a nanotechnology post-secondary education program
812 and clearinghouse for curriculum development, scholarships and
813 student outreach.

814 (b) The Office of Workforce Competitiveness shall, within available
815 appropriations, establish a grant program to provide funding for the
816 advancement of research capabilities and research opportunities.
817 Grants pursuant to this subsection shall be awarded to institutions of
818 higher education and technology focused organizations and may be
819 used to:

820 (1) Recruit eminent faculty in basic and applied research;

821 (2) Leverage federal funding for research centers; [and]

822 (3) Provide pilot funding for faculty to develop initial research data
823 for the development of larger grant funding proposals and to nonstate
824 granting entities, such as federal agencies; and

825 (4) Establish a Connecticut Nanotechnology Collaboration Initiative
826 to foster industry-university relationships by providing:

827 (A) Discovery grants, not to exceed fifty thousand dollars, to
828 support post-doctorate or graduate students working with industry on
829 nanotechnology projects under the supervision of faculty members.
830 Each discovery grant shall be matched with a direct or in-kind
831 industry grant in the same amount;

832 (B) Collaborative grants, not to exceed one hundred fifty thousand
833 dollars, to support university research teams working with industry on

834 collaborative research projects focused on specific application
835 development. Each collaborative grant shall be matched with an
836 industry grant in the same amount;

837 (C) Prototype grants, not to exceed two hundred fifty thousand
838 dollars, to enable universities and companies to demonstrate whether
839 a prototype is manufacturable and functional and the cost effectiveness
840 of nanotechnology-related applications. Each prototype grant shall be
841 matched with an industry grant in an amount equal to two dollars for
842 every one dollar of such prototype grant.

843 (c) The Office of Workforce Competitiveness shall, within available
844 appropriations, establish a grant program to provide funding for the
845 promotion of collaborative research applications between industry and
846 institutions of higher education. Grants pursuant to this subsection
847 shall be awarded to institutions of higher education, technology-
848 focused organizations and business entities may be used:

849 (1) To improve technology infrastructure by advancing the
850 development of shared use between institutions of higher education
851 and business entities of laboratories and equipment, including, but not
852 limited to, technology purchase, lease and installation, operating and
853 necessary support personnel and maintenance; [and]

854 (2) As matching grants for joint projects between an industry, a
855 technology-focused organization or a university. The office shall
856 structure the matching grants to provide two rounds of funding
857 annually and shall do outreach to companies. The matching grant part
858 of the program shall include, but not be limited to, (A) one-to-one
859 matching grants not to exceed one hundred thousand dollars, with in-
860 kind match allowed for small and mid-sized companies, (B)
861 involvement of a competitive process with outside reviewers using as
862 key criteria (i) the demonstration of commercial relevance, and (ii) a
863 clear path to the marketplace for any innovations developed in the
864 course of the research, and (C) an aggressive marketing campaign
865 through business organizations to raise industry awareness of

866 resources from universities or technology-focused organizations; and

867 (3) To develop a Connecticut Center for Nanoscale Sciences and
868 Development to provide a shared-use laboratory in one or more sites
869 in the state to advance university research, industry application
870 development and education involving the synthesis, characterization
871 and fabrication of nanoscale materials, intermediates and devices and
872 related program activities. The Office of Workforce Competitiveness
873 shall conduct a feasibility study and business planning model leading
874 to the establishment of such center, including strategies for securing
875 investments from the federal government and private entities. On or
876 before January 1, 2007, said office shall submit the results of such
877 study, in accordance with the provisions of section 11-4a, to the joint
878 standing committees of the General Assembly having cognizance of
879 matters relating to commerce and higher education and employment
880 advancement.

881 (d) The Office of Workforce Competitiveness shall, within available
882 appropriations, establish a grant program to provide funding for the
883 promotion of commercialization of research done by institutions of
884 higher education. Grants pursuant to this subsection shall be awarded
885 to institutions of higher education and business entities and may be
886 used; [to:]

887 (1) [Provide] To provide funding to verify the technical and
888 commercial feasibility of early stage discoveries by institutions of
889 higher education that are disclosed or patented to accelerate and
890 increase the likelihood that the technology will be successfully
891 commercialized; [and]

892 (2) [Provide] To provide matching support for smaller institutions
893 of higher education to allow for contracts with independent
894 technology transfer organizations to provide specific service to support
895 specific needs; and

896 (3) Through the Connecticut Small Business Innovation Research
897 Office, supported by the Office of Workforce Competitiveness, to

898 provide specialized technical assistance to advance nanotechnology
899 awards to Connecticut companies and the small business innovation
900 research program, including nanotechnology-related workshops and
901 seminars, grant preparation assistance, marketing assistance, services
902 related to matching grants and other technical assistance to assist
903 companies with nanotechnology-related applications for the small
904 business innovation research program.

905 Sec. 28. Section 54-256 of the general statutes is repealed and the
906 following is substituted in lieu thereof (*Effective July 1, 2006*):

907 (a) Any court, the Commissioner of Correction or the Psychiatric
908 Security Review Board, prior to releasing into the community any
909 person convicted or found not guilty by reason of mental disease or
910 defect of a criminal offense against a victim who is a minor, a
911 nonviolent sexual offense, a sexually violent offense or a felony found
912 by the sentencing court to have been committed for a sexual purpose,
913 except a person being released unconditionally at the conclusion of
914 such person's sentence or commitment, shall require as a condition of
915 such release that such person complete the registration procedure
916 established by the Commissioner of Public Safety under sections 54-
917 251, 54-252 and 54-254, as amended by this act. The court, the
918 Commissioner of Correction or the Psychiatric Security Review Board,
919 as the case may be, shall provide the person with a written summary
920 of the person's obligations under sections 54-102g and 54-250 to 54-
921 258a, inclusive, as amended by this act, and transmit the completed
922 registration package to the Commissioner of Public Safety who shall
923 enter the information into the registry established under section
924 54-257, as amended by this act. If a court transmits the completed
925 registration package to the Commissioner of Public Safety with respect
926 to a person released by the court, such package need not include
927 identifying factors for such person. In the case of a person being
928 released unconditionally who declines to complete the registration
929 package through the court or the releasing agency, the court or agency
930 shall: (1) Except with respect to information that is not available to the
931 public pursuant to court order, rule of court or any provision of the

932 general statutes, provide to the Commissioner of Public Safety the
933 person's name, date of release into the community, anticipated
934 residence address, if known, criminal history record, any known
935 treatment history and any other relevant information; (2) inform the
936 person that such person has an obligation to register within three days
937 with the Commissioner of Public Safety for a period of ten years
938 following the date of such person's release or for life, as the case may
939 be, and that if such person changes such person's address such person
940 shall within five days register the new address in writing with the
941 Commissioner of Public Safety and, if the new address is in another
942 state or if such person is employed in another state, carries on a
943 vocation in another state or is a student in another state, such person
944 shall also register with an appropriate agency in that state, provided
945 that state has a registration requirement for such offenders; (3) provide
946 the person with a written summary of the person's obligations under
947 sections 54-102g and 54-250 to 54-258a, inclusive, as amended by this
948 act, as explained to the person under subdivision (2) of this section;
949 and (4) make a specific notation on the record maintained by that
950 agency with respect to such person that the registration requirements
951 were explained to such person and that such person was provided
952 with a written summary of such person's obligations under sections
953 54-102g and 54-250 to 54-258a, inclusive, as amended by this act.

954 (b) Whenever a person is convicted or found not guilty by reason of
955 mental disease or defect of an offense that will require such person to
956 register under section 54-251, 54-252 or 54-254, as amended by this act,
957 the court shall provide to the Department of Public Safety a written
958 summary of the offense that includes the age and sex of any victim of
959 the offense and a specific description of the offense. Such summary
960 shall be added to the registry information made available to the public
961 through the Internet.

962 Sec. 29. Section 53a-30 of the 2006 supplement to the general statutes
963 is repealed and the following is substituted in lieu thereof (*Effective July*
964 *1, 2006*):

965 (a) When imposing sentence of probation or conditional discharge,
966 the court may, as a condition of the sentence, order that the defendant:
967 (1) Work faithfully at a suitable employment or faithfully pursue a
968 course of study or of vocational training that will equip the defendant
969 for suitable employment; (2) undergo medical or psychiatric treatment
970 and remain in a specified institution, when required for that purpose;
971 (3) support the defendant's dependents and meet other family
972 obligations; (4) make restitution of the fruits of the defendant's offense
973 or make restitution, in an amount the defendant can afford to pay or
974 provide in a suitable manner, for the loss or damage caused thereby
975 and the court may fix the amount thereof and the manner of
976 performance; (5) if a minor, (A) reside with the minor's parents or in a
977 suitable foster home, (B) attend school, and (C) contribute to the
978 minor's own support in any home or foster home; (6) post a bond or
979 other security for the performance of any or all conditions imposed; (7)
980 refrain from violating any criminal law of the United States, this state
981 or any other state; (8) if convicted of a misdemeanor or a felony, other
982 than a capital felony, a class A felony or a violation of section 21a-278,
983 as amended, 21a-278a, 53a-55, 53a-56, 53a-56b, 53a-57, 53a-58 or 53a-
984 70b or any offense for which there is a mandatory minimum sentence
985 which may not be suspended or reduced by the court, and any
986 sentence of imprisonment is suspended, participate in an alternate
987 incarceration program; (9) reside in a residential community center or
988 halfway house approved by the Commissioner of Correction, and
989 contribute to the cost incident to such residence; (10) participate in a
990 program of community service labor in accordance with section 53a-
991 39c; (11) participate in a program of community service in accordance
992 with section 51-181c; (12) if convicted of a violation of subdivision (2)
993 of subsection (a) of section 53-21, section 53a-70, 53a-70a, 53a-70b, 53a-
994 71, 53a-72a or 53a-72b, undergo specialized sexual offender treatment;
995 (13) if convicted of a criminal offense against a victim who is a minor, a
996 nonviolent sexual offense or a sexually violent offense, as defined in
997 section 54-250, as amended by this act, or of a felony that the court
998 finds was committed for a sexual purpose, as provided in section 54-
999 254, as amended by this act, register such person's identifying factors,

1000 as defined in section 54-250, as amended by this act, with the
1001 Commissioner of Public Safety when required pursuant to section 54-
1002 251, 54-252 or 54-253, as amended by this act, as the case may be; (14)
1003 be subject to electronic monitoring, which may include the use of a
1004 global positioning system; (15) if convicted of a violation of section
1005 46a-58, as amended, 53-37a, 53a-181j, 53a-181k or 53a-181l, participate
1006 in an anti-bias crime education program; (16) if convicted of a violation
1007 of section 53-247, undergo psychiatric or psychological counseling or
1008 participate in an animal cruelty prevention and education program
1009 provided such a program exists and is available to the defendant; or
1010 (17) satisfy any other conditions reasonably related to the defendant's
1011 rehabilitation. The court shall cause a copy of any such order to be
1012 delivered to the defendant and to the probation officer, if any.

1013 (b) When a defendant has been sentenced to a period of probation,
1014 the Court Support Services Division may require that the defendant
1015 comply with any or all conditions which the court could have imposed
1016 under subsection (a) of this section which are not inconsistent with any
1017 condition actually imposed by the court.

1018 (c) At any time during the period of probation or conditional
1019 discharge, after hearing and for good cause shown, the court may
1020 modify or enlarge the conditions, whether originally imposed by the
1021 court under this section or otherwise, and may extend the period,
1022 provided the original period with any extensions shall not exceed the
1023 periods authorized by section 53a-29, as amended. The court shall
1024 cause a copy of any such order to be delivered to the defendant and to
1025 the probation officer, if any.

1026 (d) The period of participation in an alternate incarceration
1027 program, unless terminated sooner, shall not exceed the period of
1028 probation authorized by section 53a-29, as amended, or two years,
1029 whichever is less.

1030 (e) The court may require that the person subject to electronic
1031 monitoring pursuant to subsection (a) of this section pay directly to the

1032 electronic monitoring service provider a fee for the cost of such
1033 electronic monitoring services. If the court finds that the person subject
1034 to electronic monitoring is indigent and unable to pay the costs of
1035 electronic monitoring services, it shall waive such costs. Any contract
1036 entered into by the judicial branch and the electronic monitoring
1037 service provider shall include a provision stating that the total cost for
1038 electronic monitoring services shall not exceed [five] six dollars per
1039 day. Such amount shall be indexed annually to reflect the rate of
1040 inflation.

1041 Sec. 30. (NEW) (*Effective July 1, 2006*) (a) There is established a Risk
1042 Assessment Board consisting of the Commissioner of Correction, the
1043 Commissioner of Mental Health and Addiction Services, the
1044 Commissioner of Public Safety, the Chief State's Attorney, the Chief
1045 Public Defender, the Chairperson of the Board of Pardons and Paroles,
1046 the Victim Advocate, the Executive Director of the Court Support
1047 Services Division of the Judicial Department and the chairpersons and
1048 ranking members of the joint standing committees of the General
1049 Assembly having cognizance of matters relating to the judiciary and
1050 public safety, or their designees, a forensic psychiatrist with experience
1051 in the treatment of sexual offenders appointed by the Governor and a
1052 person trained in the identification, assessment and treatment of sexual
1053 offenders appointed by the Governor.

1054 (b) The board shall develop a risk assessment scale that assigns
1055 weights to various risk factors including, but not limited to, the
1056 seriousness of the offense, the offender's prior offense history, the
1057 offender's characteristics, the availability of community supports,
1058 whether the offender has indicated or credible evidence in the record
1059 indicates that the offender will reoffend if released into the community
1060 and whether the offender demonstrates a physical condition that
1061 minimizes the risk of reoffending, and specifies the risk level to which
1062 offenders with various risk assessment scores shall be assigned.

1063 (c) The board shall use the risk assessment scale to assess the risk of
1064 reoffending of each person subject to registration under chapter 969 of

1065 the general statutes, including incarcerated offenders who are within
1066 one year of their estimated release date, and assign each such person a
1067 risk level of high, medium or low.

1068 (d) Not later than February 1, 2007, the board shall submit a report
1069 to the joint standing committee of the General Assembly on the
1070 judiciary in accordance with section 11-4a of the general statutes
1071 setting forth its findings and recommendations concerning: (1)
1072 Whether information about sexual offenders assigned a risk level of
1073 high, medium or low should be made available to the public through
1074 the Internet; (2) the types of information about sexual offenders that
1075 should be made available to the public through the Internet which may
1076 include, but not be limited to, (A) the name, residential address,
1077 physical description and photograph of the registrant, (B) the offense
1078 or offenses of which the registrant was convicted or found not guilty
1079 by reason of mental disease or defect that required registration under
1080 chapter 969 of the general statutes, (C) a brief description of the facts
1081 and circumstances of such offense or offenses, (D) the criminal record
1082 of the registrant with respect to any prior convictions or findings of not
1083 guilty by reason of mental disease or defect for the commission of an
1084 offense requiring registration under chapter 969 of the general statutes,
1085 and (E) the name of the registrant's supervising correctional, probation
1086 or parole officer, and contact information for such officer; (3) whether
1087 any of the persons assigned a high risk level by the board pursuant to
1088 subsection (c) of this section meets the criteria for civil commitment
1089 pursuant to section 17a-498 of the general statutes; (4) whether
1090 additional restrictions should be placed on persons subject to
1091 registration under chapter 969 of the general statutes such as curfews
1092 and intensive monitoring on certain holidays; and (5) whether persons
1093 convicted of a sexual offense who pose a high risk of reoffending
1094 should be required to register under chapter 969 of the general statutes
1095 regardless of when they were convicted or released into the
1096 community.

1097 Sec. 31. Subdivision (2) of section 54-250 of the general statutes is
1098 repealed and the following is substituted in lieu thereof (*Effective July*

1099 1, 2006):

1100 (2) "Criminal offense against a victim who is a minor" means (A) a
1101 violation of subdivision (2) of section 53-21 of the general statutes in
1102 effect prior to October 1, 2000, subdivision (2) of subsection (a) of
1103 section 53-21, subdivision (2) of subsection (a) of section 53a-70,
1104 subdivision (1), (4), ~~z~~ [or] (8) or (10) or subparagraph (B) of subdivision
1105 (9) of subsection (a) of section 53a-71, subdivision (2) of subsection (a)
1106 of section 53a-72a, subdivision (2) of subsection (a) of section 53a-86,
1107 subdivision (2) of subsection (a) of section 53a-87, section 53a-90a,
1108 53a-196a, 53a-196b, 53a-196c, 53a-196d, 53a-196e or 53a-196f, (B) a
1109 violation of subparagraph (A) of subdivision (9) of subsection (a) of
1110 section 53a-71 or section 53a-92, 53a-92a, 53a-94, 53a-94a, 53a-95, 53a-96
1111 or 53a-186, provided the court makes a finding that, at the time of the
1112 offense, the victim was under eighteen years of age, (C) a violation of
1113 any of the offenses specified in subparagraph (A) or (B) of this
1114 subdivision for which a person is criminally liable under section 53a-8,
1115 53a-48 or 53a-49, or (D) a violation of any predecessor statute to any
1116 offense specified in subparagraph (A), (B) or (C) of this subdivision the
1117 essential elements of which are substantially the same as said offense.

1118 Sec. 32. Subdivision (5) of section 54-250 of the general statutes is
1119 repealed and the following is substituted in lieu thereof (*Effective July*
1120 *1, 2006*):

1121 (5) "Nonviolent sexual offense" means (A) a violation of section 53a-
1122 73a or subdivision (2) of subsection (a) of section 53a-189a, or (B) a
1123 violation of any of the offenses specified in subparagraph (A) of this
1124 subdivision for which a person is criminally liable under section 53a-8,
1125 53a-48 or 53a-49.

1126 Sec. 33. Subdivision (11) of section 54-250 of the general statutes is
1127 repealed and the following is substituted in lieu thereof (*Effective July*
1128 *1, 2006*):

1129 (11) "Sexually violent offense" means (A) a violation of section
1130 53a-70, except subdivision (2) of subsection (a) of said section, 53a-70a,

1131 53a-70b, 53a-71, except subdivision (1), (4), [or] (8) or (10) or
1132 subparagraph (B) of subdivision (9) of subsection (a) of said section or
1133 subparagraph (A) of subdivision (9) of subsection (a) of said section if
1134 the court makes a finding that, at the time of the offense, the victim
1135 was under eighteen years of age, 53a-72a, except subdivision (2) of
1136 subsection (a) of said section, or 53a-72b, or of section 53a-92 or
1137 53a-92a, provided the court makes a finding that the offense was
1138 committed with intent to sexually violate or abuse the victim, (B) a
1139 violation of any of the offenses specified in subparagraph (A) of this
1140 subdivision for which a person is criminally liable under section 53a-8,
1141 53a-48 or 53a-49, or (C) a violation of any predecessor statute to any of
1142 the offenses specified in subparagraph (A) or (B) of this subdivision
1143 the essential elements of which are substantially the same as said
1144 offense.

1145 Sec. 34. Subsection (a) of section 54-251 of the 2006 supplement to
1146 the general statutes is repealed and the following is substituted in lieu
1147 thereof (*Effective July 1, 2006*):

1148 (a) Any person who has been convicted or found not guilty by
1149 reason of mental disease or defect of a criminal offense against a victim
1150 who is a minor or a nonviolent sexual offense, and is released into the
1151 community on or after October 1, 1998, shall, within three days
1152 following such release or, if such person is in the custody of the
1153 Commissioner of Correction, at such time prior to release as the
1154 commissioner shall direct, and whether or not such person's place of
1155 residence is in this state, register such person's name, identifying
1156 factors, criminal history record and residence address with the
1157 Commissioner of Public Safety, on such forms and in such locations as
1158 the commissioner shall direct, and shall maintain such registration for
1159 ten years except that any person who has one or more prior
1160 convictions of any such offense or who is convicted of a violation of
1161 subdivision (2) of subsection (a) of section 53a-70 shall maintain such
1162 registration for life. Prior to accepting a plea of guilty or nolo
1163 contendere from a person with respect to a criminal offense against a
1164 victim who is a minor or a nonviolent sexual offense, the court shall (1)

1165 inform the person that the entry of a finding of guilty after acceptance
1166 of the plea will subject the person to the registration requirements of
1167 this section, and (2) determine that the person fully understands the
1168 consequences of the plea. If any person who is subject to registration
1169 under this section changes such person's name, such person shall,
1170 without undue delay, notify the Commissioner of Public Safety in
1171 writing of the new name. If [such] any person who is subject to
1172 registration under this section changes such person's address, such
1173 person shall, [within five days, register the new address in writing
1174 with the Commissioner of Public Safety,] without undue delay, notify
1175 the Commissioner of Public Safety in writing of the new address and,
1176 if the new address is in another state, such person shall also register
1177 with an appropriate agency in that state, provided that state has a
1178 registration requirement for such offenders. If any person who is
1179 subject to registration under this section is employed at, carries on a
1180 vocation at or is a student at a trade or professional institution or
1181 institution of higher learning in this state, such person shall, without
1182 undue delay, notify the Commissioner of Public Safety of such status
1183 and of any change in such status. If any person who is subject to
1184 registration under this section is employed in another state, carries on
1185 a vocation in another state or is a student in another state, such person
1186 shall, without undue delay, notify the Commissioner of Public Safety
1187 and shall also register with an appropriate agency in that state
1188 provided that state has a registration requirement for such offenders.
1189 During such period of registration, each registrant shall complete and
1190 return forms mailed to such registrant to verify such registrant's
1191 residence address and shall submit to the retaking of a photographic
1192 image upon request of the Commissioner of Public Safety. [If any
1193 person who is subject to registration under this section is employed at,
1194 carries on a vocation at or is a student at a trade or professional
1195 institution or institution of higher learning in this state, such person
1196 shall notify the Commissioner of Public Safety of such status and of
1197 any change in such status.]

1198 Sec. 35. Subsection (c) of section 54-251 of the 2006 supplement to

1199 the general statutes is repealed and the following is substituted in lieu
1200 thereof (*Effective July 1, 2006*):

1201 (c) Notwithstanding the provisions of subsection (a) of this section,
1202 the court may exempt any person who has been convicted or found
1203 not guilty by reason of mental disease or defect of a violation of
1204 subdivision (2) of subsection (a) of section 53a-73a or subdivision (2) of
1205 subsection (a) of section 53a-189a, from the registration requirements
1206 of this section if the court finds that registration is not required for
1207 public safety.

1208 Sec. 36. Subsection (e) of section 54-251 of the 2006 supplement to
1209 the general statutes is repealed and the following is substituted in lieu
1210 thereof (*Effective July 1, 2006*):

1211 (e) Any person who violates the provisions of subsection (a) of this
1212 section shall be guilty of a class D felony, except that, if such person
1213 violates the provisions of this section by failing to notify the
1214 Commissioner of Public Safety without undue delay of a change of
1215 name, address or status or another reportable event, such person shall
1216 be subject to such penalty if such failure continues for five business
1217 days.

1218 Sec. 37. Section 54-252 of the general statutes is repealed and the
1219 following is substituted in lieu thereof (*Effective July 1, 2006*):

1220 (a) Any person who has been convicted or found not guilty by
1221 reason of mental disease or defect of a sexually violent offense, and (1)
1222 is released into the community on or after October 1, 1988, and prior to
1223 October 1, 1998, and resides in this state, shall, on October 1, 1998, or
1224 within three days of residing in this state, whichever is later, or (2) is
1225 released into the community on or after October 1, 1998, shall, within
1226 three days following such release or, if such person is in the custody of
1227 the Commissioner of Correction, at such time prior to release as the
1228 commissioner shall direct, register such person's name, identifying
1229 factors, criminal history record, documentation of any treatment
1230 received for mental abnormality or personality disorder, and residence

1231 address with the Commissioner of Public Safety on such forms and in
1232 such locations as said commissioner shall direct, and shall maintain
1233 such registration for life. Prior to accepting a plea of guilty or nolo
1234 contendere from a person with respect to a sexually violent offense, the
1235 court shall (A) inform the person that the entry of a finding of guilty
1236 after acceptance of the plea will subject the person to the registration
1237 requirements of this section, and (B) determine that the person fully
1238 understands the consequences of the plea. If any person who is subject
1239 to registration under this section changes such person's name, such
1240 person shall, without undue delay, notify the Commissioner of Public
1241 Safety in writing of the new name. If [such] any person who is subject
1242 to registration under this section changes such person's address, such
1243 person shall, [within five days, register the new address in writing
1244 with the Commissioner of Public Safety,] without undue delay, notify
1245 the Commissioner of Public Safety in writing of the new address and,
1246 if the new address is in another state, such person shall also register
1247 with an appropriate agency in that state, provided that state has a
1248 registration requirement for such offenders. If any person who is
1249 subject to registration under this section is employed at, carries on a
1250 vocation at or is a student at a trade or professional institution or
1251 institution of higher learning in this state, such person shall, without
1252 undue delay, notify the Commissioner of Public Safety of such status
1253 and of any change in such status. If any person who is subject to
1254 registration under this section is employed in another state, carries on
1255 a vocation in another state or is a student in another state, such person
1256 shall, without undue delay, notify the Commissioner of Public Safety
1257 and shall also register with an appropriate agency in that state,
1258 provided that state has a registration requirement for such offenders.
1259 During such period of registration, each registrant shall complete and
1260 return forms mailed to such registrant to verify such registrant's
1261 residence address and shall submit to the retaking of a photographic
1262 image upon request of the Commissioner of Public Safety. [If any
1263 person who is subject to registration under this section is employed at,
1264 carries on a vocation at or is a student at a trade or professional
1265 institution or institution of higher learning in this state, such person

1266 shall notify the Commissioner of Public Safety of such status and of
1267 any change in such status.]

1268 (b) Any person who has been subject to the registration
1269 requirements of section 54-102r of the general statutes, revised to
1270 January 1, 1997, as amended by section 1 of public act 97-183, shall, not
1271 later than three working days after October 1, 1998, register under this
1272 section and thereafter comply with the provisions of sections 54-102g
1273 and 54-250 to 54-258a, inclusive, as amended by this act, except that
1274 any person who was convicted or found not guilty by reason of mental
1275 disease or defect of an offense that is classified as a criminal offense
1276 against a victim who is a minor under subdivision (2) of section 54-250,
1277 as amended by this act, and that is subject to a ten-year period of
1278 registration under section 54-251, as amended by this act, shall
1279 maintain such registration for ten years.

1280 (c) Notwithstanding the provisions of subsections (a) and (b) of this
1281 section, during the initial registration period following October 1, 1998,
1282 the Commissioner of Public Safety may phase in completion of the
1283 registration procedure for persons released into the community prior
1284 to said date over the first three months following said date, and no
1285 such person shall be prosecuted for failure to register under this
1286 section during those three months provided such person complies
1287 with the directives of said commissioner regarding registration
1288 procedures.

1289 (d) Any person who violates the provisions of this section shall be
1290 guilty of a class D felony, except that, if such person violates the
1291 provisions of this section by failing to notify the Commissioner of
1292 Public Safety without undue delay of a change of name, address or
1293 status or another reportable event, such person shall be subject to such
1294 penalty if such failure continues for five business days.

1295 Sec. 38. Section 54-253 of the general statutes is repealed and the
1296 following is substituted in lieu thereof (*Effective July 1, 2006*):

1297 (a) Any person who has been convicted or found not guilty by

1298 reason of mental disease or defect in any other state, in a federal or
1299 military court or in any foreign jurisdiction of any crime [] (1) the
1300 essential elements of which are substantially the same as any of the
1301 crimes specified in subdivisions (2), (5) and (11) of section 54-250, as
1302 amended by this act, or (2) which requires registration as a sexual
1303 offender in such other state or in the federal or military system, and
1304 who resides in this state on and after October 1, 1998, shall, [within ten
1305 days of] without undue delay upon residing in this state, register with
1306 the Commissioner of Public Safety in the same manner as if such
1307 person had been convicted or found not guilty by reason of mental
1308 disease or defect of such crime in this state, except that [for purposes of
1309 determining the ten-year period of registration under section 54-251, as
1310 amended by this act, such person shall be deemed to have initially
1311 registered on the date of such person's release into the community] the
1312 commissioner shall maintain such registration until such person is
1313 released from the registration requirement in such other state, federal
1314 or military system or foreign jurisdiction.

1315 (b) If any person who is subject to registration under this section
1316 changes such person's name, such person shall, without undue delay,
1317 notify the Commissioner of Public Safety in writing of the new name.
1318 If any person who is subject to registration under this section changes
1319 such person's address, such person shall, without undue delay, notify
1320 the Commissioner of Public Safety in writing of the new address and,
1321 if the new address is in another state, such person shall also register
1322 with an appropriate agency in that state, provided that state has a
1323 registration requirement for such offenders. If any person who is
1324 subject to registration under this section is employed at, carries on a
1325 vocation at or is a student at a trade or professional institution or
1326 institution of higher learning in this state, such person shall, without
1327 undue delay, notify the Commissioner of Public Safety of such status
1328 and of any change in such status. If any person who is subject to
1329 registration under this section is employed in another state, carries on
1330 a vocation in another state or is a student in another state, such person
1331 shall, without undue delay, notify the Commissioner of Public Safety

1332 and shall also register with an appropriate agency in that state,
1333 provided that state has a registration requirement for such offenders.
1334 During such period of registration, each registrant shall complete and
1335 return forms mailed to such registrant to verify such registrant's
1336 residence address and shall submit to the retaking of a photographic
1337 image upon request of the Commissioner of Public Safety.

1338 [(b)] (c) Any person not a resident of this state who is registered as a
1339 sexual offender under the laws of any other state and who is employed
1340 in this state, carries on a vocation in this state or is a student in this
1341 state, shall, [within five days] without undue delay after the
1342 commencement of such employment, vocation or education in this
1343 state, register such person's name, identifying factors, criminal history
1344 record, locations visited on a recurring basis or residence address, if
1345 any, in this state, and residence address in such person's home state
1346 with the Commissioner of Public Safety on such forms and in such
1347 locations as said commissioner shall direct and shall maintain such
1348 registration until such employment, vocation or education terminates
1349 or until such person is released from registration as a sexual offender
1350 in such other state. If such person terminates such person's
1351 employment, vocation or education in this state or changes such
1352 person's address in this state such person shall, [within five days,
1353 provide notice in writing to the Commissioner of Public Safety]
1354 without undue delay, notify the Commissioner of Public Safety in
1355 writing of such termination or new address.

1356 [(c) If any person who is subject to registration under this section is
1357 employed at, carries on a vocation at or is a student at a trade or
1358 professional institution or institution of higher learning in this state,
1359 such person shall notify the Commissioner of Public Safety of such
1360 status and of any change in such status.]

1361 (d) Any person not a resident of this state who is registered as a
1362 sexual offender under the laws of any other state and who travels in
1363 this state on a recurring basis for periods of less than five days shall
1364 notify the Commissioner of Public Safety of such person's temporary

1365 residence in this state and of a telephone number at which such person
1366 may be contacted.

1367 (e) Any person who violates the provisions of this section shall be
1368 guilty of a class D felony, except that, if such person violates the
1369 provisions of this section by failing to register with the Commissioner
1370 of Public Safety without undue delay or notify the Commissioner of
1371 Public Safety without undue delay of a change of name, address or
1372 status or another reportable event, such person shall be subject to such
1373 penalty if such failure continues for five business days.

1374 Sec. 39. Section 54-254 of the general statutes is repealed and the
1375 following is substituted in lieu thereof (*Effective July 1, 2006*):

1376 (a) Any person who has been convicted or found not guilty by
1377 reason of mental disease or defect in this state on or after October 1,
1378 1998, of any felony that the court finds was committed for a sexual
1379 purpose, may be required by the court upon release into the
1380 community or, if such person is in the custody of the Commissioner of
1381 Correction, at such time prior to release as the commissioner shall
1382 direct to register such person's name, identifying factors, criminal
1383 history record and residence address with the Commissioner of Public
1384 Safety, on such forms and in such locations as the commissioner shall
1385 direct, and to maintain such registration for ten years. If the court finds
1386 that a person has committed a felony for a sexual purpose and intends
1387 to require such person to register under this section, prior to accepting
1388 a plea of guilty or nolo contendere from such person with respect to
1389 such felony, the court shall (1) inform the person that the entry of a
1390 finding of guilty after acceptance of the plea will subject the person to
1391 the registration requirements of this section, and (2) determine that the
1392 person fully understands the consequences of the plea. If any person
1393 who is subject to registration under this section changes such person's
1394 name, such person shall, without undue delay, notify the
1395 Commissioner of Public Safety in writing of the new name. If [such]
1396 any person who is subject to registration under this section changes
1397 such person's address, such person shall, [within five days, register the

1398 new address in writing with the Commissioner of Public Safety,]
1399 without undue delay, notify the Commissioner of Public Safety in
1400 writing of the new address and, if the new address is in another state,
1401 such person shall also register with an appropriate agency in that state,
1402 provided that state has a registration requirement for such offenders. If
1403 any person who is subject to registration under this section is
1404 employed at, carries on a vocation at or is a student at a trade or
1405 professional institution or institution of higher learning in this state,
1406 such person shall, without undue delay, notify the Commissioner of
1407 Public Safety of such status and of any change in such status. If any
1408 person who is subject to registration under this section is employed in
1409 another state, carries on a vocation in another state or is a student in
1410 another state, such person shall, without undue delay, notify the
1411 Commissioner of Public Safety and shall also register with an
1412 appropriate agency in that state, provided that state has a registration
1413 requirement for such offenders. During such period of registration,
1414 each registrant shall complete and return forms mailed to such
1415 registrant to verify such registrant's residence address and shall submit
1416 to the retaking of a photographic image upon request of the
1417 Commissioner of Public Safety.

1418 (b) Any person who violates the provisions of this section shall be
1419 guilty of a class D felony, except that, if such person violates the
1420 provisions of this section by failing to notify the Commissioner of
1421 Public Safety without undue delay of a change of name, address or
1422 status or another reportable event, such person shall be subject to such
1423 penalty if such failure continues for five business days.

1424 Sec. 40. Section 54-257 of the general statutes is repealed and the
1425 following is substituted in lieu thereof (*Effective July 1, 2006*):

1426 (a) The Department of Public Safety shall, not later than January 1,
1427 1999, establish and maintain a registry of all persons required to
1428 register under sections 54-251, 54-252, 54-253 and 54-254, as amended
1429 by this act. The department shall, in cooperation with the Office of the
1430 Chief Court Administrator, the Department of Correction and the

1431 Psychiatric Security Review Board, develop appropriate forms for use
1432 by agencies and individuals to report registration information,
1433 including changes of address. Upon receipt of registration information,
1434 the department shall enter the information into the registry and notify
1435 the local police department or state police troop having jurisdiction
1436 where the registrant resides or plans to reside. If a registrant notifies
1437 the Department of Public Safety that such registrant is employed at,
1438 carries on a vocation at or is a student at a trade or professional
1439 institution or institution of higher learning in this state, the department
1440 shall notify the law enforcement agency with jurisdiction over such
1441 institution. If a registrant reports a residence in another state, the
1442 department shall notify the state police agency of that state or such
1443 other agency in that state that maintains registry information, if
1444 known. The department shall also transmit all registration information,
1445 conviction data, photographic images and fingerprints to the Federal
1446 Bureau of Investigation in such form as said bureau shall require for
1447 inclusion in a national registry.

1448 (b) The Department of Public Safety may suspend the registration of
1449 any person registered under section 54-251, 54-252, 54-253 or 54-254, as
1450 amended by this act, while such person is incarcerated, under civil
1451 commitment or residing outside this state. During the period that such
1452 registration is under suspension, the department is not required to
1453 verify the address of the registrant pursuant to subsection (c) of this
1454 section and may withdraw the registration information from public
1455 access. Upon the release of the registrant from incarceration or civil
1456 commitment or resumption of residency in this state by the registrant,
1457 the department shall reinstate the registration, redistribute the
1458 registration information in accordance with subsection (a) of this
1459 section and resume verifying the address of the registrant in
1460 accordance with subsection (c) of this section. Suspension of
1461 registration shall not affect the date of expiration of the registration
1462 obligation of the registrant under section 54-251, 54-252 or 54-253, as
1463 amended by this act.

1464 (c) Except as provided in subsection (b) of this section, the

1465 Department of Public Safety shall verify the address of each registrant
1466 by mailing a nonforwardable verification form to the registrant at the
1467 registrant's last reported address. Such form shall require the registrant
1468 to sign a statement that the registrant continues to reside at the
1469 registrant's last reported address and return the form by mail by a date
1470 which is ten days after the date such form was mailed to the registrant.
1471 The form shall contain a statement that failure to return the form or
1472 providing false information is a violation of section 54-251, 54-252, 54-
1473 253 or 54-254, as amended by this act, as the case may be. Each person
1474 required to register under section 54-251, 54-252, 54-253 or 54-254, as
1475 amended by this act, shall have such person's address verified in such
1476 manner every ninety days after such person's initial registration date.
1477 In the event that a registrant fails to return the address verification
1478 form, the Department of Public Safety shall notify the local police
1479 department or the state police troop having jurisdiction over the
1480 registrant's last reported address, and that agency shall apply for a
1481 warrant to be issued for the registrant's arrest under section 54-251,
1482 54-252, 54-253 or 54-254, as amended by this act, as the case may be.
1483 The Department of Public Safety shall not verify the address of
1484 registrants whose last reported address was outside this state.

1485 (d) The Department of Public Safety shall include in the registry the
1486 most recent photographic image of each registrant taken by the
1487 department, the Department of Correction, a law enforcement agency
1488 or the Court Support Services Division of the Judicial Department and
1489 shall retake the photographic image of each registrant at least once
1490 every five years.

1491 (e) Whenever the Commissioner of Public Safety receives notice
1492 from a superior court pursuant to section 52-11 or a probate court
1493 pursuant to section 45a-99 that such court has ordered the change of
1494 name of a person, and the department determines that such person is
1495 listed in the registry, the department shall revise such person's
1496 registration information accordingly.

1497 (f) The Commissioner of Public Safety shall develop a protocol for

1498 the notification of other state agencies, the Judicial Department and
1499 local police departments whenever a person listed in the registry
1500 changes such person's name and notifies the commissioner of the new
1501 name pursuant to section 54-251, 54-252, 54-253 or 54-254, as amended
1502 by this act, or whenever the commissioner determines pursuant to
1503 subsection (e) of this section that a person listed in the registry has
1504 changed such person's name.

1505 Sec. 41. (NEW) (*Effective July 1, 2006*) Not later than January fifteenth
1506 of each year, the Department of Correction, the Board of Pardons and
1507 Paroles and the Court Support Services Division of the Judicial
1508 Department shall each submit a report setting forth the number of
1509 persons subject to registration under chapter 969 of the general statutes
1510 who are being electronically monitored while being supervised in the
1511 community by such agency, including monitoring by global
1512 positioning system devices, and what, if any, additional resources are
1513 needed by such agency to ensure that persons subject to registration
1514 under chapter 969 of the general statutes are being supervised while in
1515 the community.

1516 Sec. 42. Section 53a-189a of the general statutes is repealed and the
1517 following is substituted in lieu thereof (*Effective July 1, 2006*):

1518 (a) A person is guilty of voyeurism when, (1) with malice, [or intent
1519 to arouse or satisfy the sexual desire of such person or any other
1520 person,] such person knowingly photographs, films, videotapes or
1521 otherwise records the image of another person [(1)] (A) without the
1522 knowledge and consent of such other person, [(2)] (B) while such other
1523 person is not in plain view, and [(3)] (C) under circumstances where
1524 such other person has a reasonable expectation of privacy, or (2) with
1525 intent to arouse or satisfy the sexual desire of such person or any other
1526 person, such person knowingly photographs, films, videotapes or
1527 otherwise records the image of another person (A) without the
1528 knowledge and consent of such other person, (B) while such other
1529 person is not in plain view, and (C) under circumstances where such
1530 other person has a reasonable expectation of privacy.

1531 (b) Voyeurism is a class D felony.

1532 Sec. 43. (NEW) (*Effective July 1, 2006*) (a) The State Police Bureau of
1533 Identification may maintain the fingerprints of arrested persons
1534 received pursuant to section 29-12 of the 2006 supplement to the
1535 general statutes and of persons who have submitted fingerprints in
1536 connection with a criminal history records check pursuant to section
1537 29-17a of the 2006 supplement to the general statutes in an electronic
1538 format in lieu of a paper format.

1539 (b) Whenever the bureau converts fingerprints contained in its files
1540 from a paper format to an electronic format, it may destroy the paper
1541 copy of such fingerprints.

1542 Sec. 44. (NEW) (*Effective October 1, 2006*) (a) No person shall practice
1543 hypnosis or hold himself or herself out as a hypnotist in this state
1544 without first registering with the Department of Consumer Protection
1545 pursuant to subsection (b) of this section.

1546 (b) Each person who practices hypnosis in this state shall, upon
1547 payment of an application fee of fifty dollars, register with the
1548 Department of Consumer Protection on a form provided by the
1549 department with such information and attestation as the
1550 Commissioner of Consumer Protection deems necessary, including,
1551 but not limited to, (1) such person's name in full, (2) such person's
1552 residential and business addresses, and (3) a representation, in writing,
1553 that such person is not subject to the registration requirements of
1554 chapter 969 of the general statutes. Each such person shall notify the
1555 department, in writing, not later than thirty days after the date of any
1556 change in such person's name, residential address or business address
1557 or if such person becomes subject to the registration requirements of
1558 chapter 969 of the general statutes. A registration shall expire annually
1559 and may be renewed upon payment of a renewal fee of fifty dollars.

1560 (c) The Commissioner of Consumer Protection may deny
1561 registration as a hypnotist to an individual who has been the subject of
1562 a finding rendered pursuant to subsection (d) of this section. The

1563 registry shall contain information concerning any individual who has
1564 been denied said registration, as well as any brief statement disputing
1565 such denial by such individual.

1566 (d) The Department of Consumer Protection shall receive and
1567 investigate complaints against individuals who are practicing or have
1568 practiced hypnosis in this state and may cause a prosecution to be
1569 instigated based on such investigation. The grounds for complaint
1570 shall include physical or sexual abuse, misappropriation of property,
1571 and fraud or deceit in obtaining or attempting to obtain registration as
1572 a hypnotist. A hypnotist shall be given written notice by certified mail
1573 by the commissioner of any complaint against him or her. A hypnotist
1574 who wishes to appeal a complaint against him or her shall, not later
1575 than thirty days after the date of the mailing, file with the department
1576 a request in writing for a hearing to contest the complaint. Any such
1577 hearing shall be conducted pursuant to chapter 54 of the general
1578 statutes. The commissioner shall render a finding on such complaint
1579 and enter such finding on the registry. The commissioner shall have
1580 the authority to render a finding and enter such finding on the registry
1581 against an individual who is practicing or has practiced hypnosis in
1582 this state, without regard to whether such individual is on the registry
1583 or has obtained registration as a hypnotist from the department.

1584 (e) A hypnotist may petition the Commissioner of Consumer
1585 Protection to have the finding removed from the registry upon a
1586 determination by the commissioner that: (1) The employment and
1587 personal history of the hypnotist does not reflect a pattern of abusive,
1588 deceitful or fraudulent behavior; and (2) the conduct involved in the
1589 original finding was a singular occurrence. In no case shall a
1590 determination on a petition submitted under this subsection be made
1591 prior to the expiration of a one-year period beginning on the date on
1592 which the finding was added to the registry pursuant to subsection (d)
1593 of this section.

1594 (f) The Commissioner of Consumer Protection may, after notice and
1595 hearing, in accordance with the provisions of chapter 54 of the general

1596 statutes, assess a civil penalty of not more than one hundred dollars
1597 against any person who has practiced hypnosis in this state without
1598 first registering with the department pursuant to subsection (b) of this
1599 section.

1600 (g) The Commissioner of Consumer Protection shall revoke the
1601 registration of a person under this section after notice and hearing in
1602 accordance with the provisions of chapter 54 of the general statutes if
1603 such person becomes subject to the registration requirements of
1604 chapter 969 of the general statutes.

1605 (h) The provisions of this section do not apply to any person
1606 licensed in this state to provide medical, dental, nursing, counseling or
1607 other health care, substance abuse or mental health services.

1608 (i) The Commissioner of Consumer Protection, in consultation with
1609 the Commissioner of Public Health, may adopt regulations, in
1610 accordance with chapter 54 of the general statutes, to implement the
1611 provisions of this section.

1612 (j) For purposes of this section, "hypnosis" means an artificially
1613 induced altered state of consciousness, characterized by heightened
1614 suggestibility and receptivity to direction.

1615 Sec. 45. Subdivision (9) of section 53a-65 of the general statutes is
1616 repealed and the following is substituted in lieu thereof (*Effective*
1617 *October 1, 2006*):

1618 (9) "Psychotherapist" means a physician, psychologist, nurse,
1619 substance abuse counselor, social worker, clergyman, marital and
1620 family therapist, mental health service provider, hypnotist or other
1621 person, whether or not licensed or certified by the state, who performs
1622 or purports to perform psychotherapy.

1623 Sec. 46. (NEW) (*Effective from passage*) (a) There is established a
1624 Lobster Restoration Advisory Committee to advise the Commissioner
1625 of Environmental Protection on matters relating to the development of

1626 a lobster v-notch conservation program to enhance recovery and
1627 rebuilding of lobster stock in Long Island Sound.

1628 (b) The committee shall be comprised of the following eleven
1629 members: (1) The Commissioner of Environmental Protection, or the
1630 commissioner's designee, (2) the Commissioner of Agriculture, or the
1631 commissioner's designee, (3) the state's administrative commissioner to
1632 the Atlantic States Marine Fisheries Commission, (4) the state's
1633 legislative commissioner to the Atlantic States Marine Fisheries
1634 Commission, (5) the state's commissioner who has been appointed by
1635 the Governor to the Atlantic States Marine Fisheries Commission, (6) a
1636 representative of the Southern New England Fishermen's and
1637 Lobsterman's Association, (7) a representative of the Connecticut
1638 Commercial Lobstermen's Association, (8) a representative of the Long
1639 Island Western End Lobstermen's Association, (9) a representative of
1640 the state vocational aquaculture school known as the Sound School in
1641 New Haven, (10) a representative of a state vocational aquaculture
1642 school in Bridgeport, and (11) a representative of the Connecticut
1643 Seafood Council.

1644 (c) The committee shall be appointed jointly by the Commissioners
1645 of Environmental Protection and Agriculture, after receiving
1646 appointment nominations from each group listed in subsection (b) of
1647 this section, not more than thirty days after the effective date of this
1648 section. The committee shall elect its own chairman and such other
1649 officers and adopt such rules of procedure as it may deem appropriate.
1650 Members of said committee shall receive no compensation for their
1651 services but shall be reimbursed for necessary expenses in the
1652 performance of their duties.

1653 Sec. 47. (NEW) (*Effective from passage*) If the Lobster Management
1654 Board of the Atlantic States Marine Fisheries Commission approves a
1655 lobster v-notch restoration program having equivalent conservation
1656 value to the approved or future requirements of the Commission's
1657 Lobster Management Plan for Lobster Management Area 6 on or
1658 before November 1, 2006, then one hundred per cent of any

1659 appropriations made for the fiscal year ending June 30, 2007, for
1660 lobster stock recovery and conservation shall be made for the
1661 implementation of such program. If said Lobster Management Board
1662 does not approve such lobster restoration program on or before
1663 November 1, 2006, then sixty per cent of any such appropriations shall
1664 be used to implement the provisions of section 49 of this act and
1665 subsection (b) of section 26-157c of the general statutes, as amended by
1666 this act, and forty per cent of any such appropriation shall be used to
1667 implement the provisions of section 50 of this act.

1668 Sec. 48. (NEW) (*Effective from passage*) Within available
1669 appropriations, the Commissioner of Environmental Protection shall
1670 establish a lobster trap allocation buy-back program to permanently
1671 retire lobster traps from the lobster fishery. The program shall provide
1672 for payment of fifteen dollars for each allocated lobster trap
1673 permanently retired from the lobster fishery.

1674 Sec. 49. Section 26-157c of the general statutes is repealed and the
1675 following is substituted in lieu thereof (*Effective from passage*):

1676 (a) The Commissioner of Environmental Protection shall adopt
1677 regulations, in accordance with the provisions of chapter 54, governing
1678 the taking of lobsters in the waters of this state and the possession of
1679 lobsters in the state regardless of where taken for the purpose of
1680 conserving and managing the populations of American lobster.

1681 (b) Not later than April 1, 2007, the commissioner may adopt
1682 regulations, in accordance with the provisions of chapter 54, to
1683 implement the lobster trap allocation buy-back program established
1684 pursuant to section 48 of this act. Said regulations shall include, but
1685 not be limited to, provisions for a payment of fifteen dollars for each
1686 allocated lobster trap permanently retired from the lobster fishery.
1687 Said regulations shall be limited to the buy-back of lobster trap
1688 allocations of resident commercial lobster fishermen holding lobster
1689 trap allocations issued by the commissioner and who have reported
1690 lobster landings between January 1, 1999, and December 31, 2005, as

1691 determined by the commissioner, based on reports submitted pursuant
1692 to section 26-157b, or who have received license transfers with trap
1693 allocations, and shall not require the buy-back of lobster traps. For
1694 purposes of this subsection, "lobster trap" means lobster pot.

1695 Sec. 50. (NEW) (*Effective from passage*) (a) The Commissioner of
1696 Environmental Protection shall establish an economic assistance
1697 program for resident commercial lobster fishermen.

1698 (b) Not later than April 1, 2007, the Commissioner of Environmental
1699 Protection may adopt regulations, in accordance with the provisions of
1700 chapter 54 of the general statutes, to implement the economic
1701 assistance program established in subsection (a) of this section for any
1702 resident commercial lobster fisherman who held a Connecticut license
1703 to take lobsters in 2006 and who held a lobster trap allocation issued
1704 by the commissioner, or who has received a license transfer with a trap
1705 allocation, and who, not later than January 24, 2006, reported the
1706 landing of lobsters between January 1, 2004, and December 31, 2005, as
1707 determined by the commissioner, based on reports submitted pursuant
1708 to section 26-157b of the general statutes. The regulations shall include,
1709 but not be limited to, provisions for direct payment to such lobsterman
1710 based on the contribution such lobsterman's lobster catch made to the
1711 total qualifying catch of all qualifying lobster fishermen from Long
1712 Island Sound with any gear between January 1, 2004, and December
1713 31, 2005, provided, in cases in which more than one fisherman has
1714 reported on the same catch report form, catches are attributed and
1715 payments made to the lead license holder indicated on the form.

1716 Sec. 51. (NEW) (*Effective from passage*) A seafood dealer, wholesaler
1717 or shipper may possess and sell lobsters less than the Atlantic States
1718 Marine Fisheries Commission's American Lobster Fishery
1719 Management Plan Lobster Management Area 6 minimum legal length,
1720 as defined in regulations adopted pursuant to section 26-157c of the
1721 general statutes, as amended by this act, provided: (1) Such lobsters are
1722 not taken from said Lobster Management Area 6 waters or landed in
1723 this state, regardless of where such lobsters were taken, (2) such

1724 lobsters are not less than the minimum legal length in effect in the
1725 waters of the Lobster Management Area or nation of origin where
1726 taken and not less than three and one-quarter inches carapace length
1727 regardless of where taken, (3) such lobsters are not bartered,
1728 exchanged, sold or offered for sale to retail consumers in this state, and
1729 (4) such seafood dealer, wholesaler or shipper in possession of such
1730 lobsters possesses a manifest, bill of lading, invoice, purchase order or
1731 other written documentation identifying the state, Lobster
1732 Management Area or nation of origin, as applicable, where such
1733 lobsters were received, the number of such lobsters received that are
1734 less than said Lobster Management Area 6 minimum legal length and
1735 the date such lobsters were received. Such documentation shall be
1736 retained by the seafood dealer, wholesaler or shipper for a period of
1737 six months from the date such lobsters were received and shall be
1738 made available to law enforcement officers upon request.

1739 Sec. 52. (NEW) (*Effective October 1, 2006*) As used in sections 52 to 62,
1740 inclusive, of this act:

1741 (1) "Certificate" means a certificate of registration issued under
1742 section 54 of this act.

1743 (2) "Commissioner" means the Commissioner of Consumer
1744 Protection or any person designated by the commissioner to
1745 administer and enforce the provisions of sections 52 to 62, inclusive, of
1746 this act.

1747 (3) "Companion services" means nonmedical, basic supervision
1748 services to ensure the well-being and safety of a person in such
1749 person's home.

1750 (4) "Employee" means any person employed by, or who enters into a
1751 contract to perform services for, a homemaker-companion agency,
1752 including, but not limited to, temporary employees, pool employees
1753 and independent contractors.

1754 (5) "Homemaker services" means nonmedical, supportive services

1755 that ensure a safe and healthy environment for a person in such
1756 person's home, such services to include assistance with personal
1757 hygiene, cooking, household cleaning, laundry and other household
1758 chores.

1759 (6) "Homemaker-companion agency" means any public or private
1760 organization, employing one or more persons that is engaged in the
1761 business of providing companion services or homemaker services.
1762 Homemaker-companion agency shall not include a home health care
1763 agency, as defined in subsection (d) of section 19a-490 of the general
1764 statutes, or a homemaker-home health aide agency, as defined in
1765 subsection (e) of section 19a-490 of the general statutes.

1766 (7) "Service plan" means a written document provided by a
1767 homemaker-companion agency to a person utilizing services provided
1768 by such agency, that specifies the anticipated scope, type, frequency
1769 and duration of homemaker or companion services that are to be
1770 provided by such agency for the benefit of the person.

1771 Sec. 53. (NEW) (*Effective October 1, 2006*) No person acting
1772 individually or jointly with any other person shall establish, conduct,
1773 operate or maintain a homemaker-companion agency in this state
1774 without first obtaining a certificate of registration from the
1775 Commissioner of Consumer Protection pursuant to section 54 of this
1776 act.

1777 Sec. 54. (NEW) (*Effective October 1, 2006*) (a) Any person seeking a
1778 certificate of registration as a homemaker-companion agency shall
1779 apply to the Commissioner of Consumer Protection, in writing, on a
1780 form provided by the commissioner. The application shall include the
1781 applicant's name, residence address, business address, business
1782 telephone number and such other information as the commissioner
1783 may require. An applicant shall also be required to certify under oath
1784 to the commissioner that: (1) Such agency complies with the
1785 requirements of section 60 of this act concerning employee
1786 comprehensive background checks, (2) such agency provides all

1787 persons receiving homemaker or companion services with a written
1788 individualized contract or service plan that specifically identifies the
1789 anticipated scope, type, frequency and duration of homemaker or
1790 companion services provided by the agency to the person, (3) such
1791 agency maintains a surety bond, and (4) all records maintained by
1792 such agency shall be open, at all reasonable hours, for inspection,
1793 copying or audit by the commissioner.

1794 (b) Each application for a certificate of registration as a homemaker-
1795 companion agency shall be accompanied by a fee of three hundred
1796 dollars.

1797 (c) Upon the failure by a homemaker-companion agency to comply
1798 with the registration provisions of this section, the Attorney General, at
1799 the request of the Commissioner of Consumer Protection, is authorized
1800 to apply in the name of the state of Connecticut to the Superior Court
1801 for an order temporarily or permanently restraining and enjoining a
1802 homemaker-companion agency from continuing to do business in the
1803 state.

1804 Sec. 55. (NEW) (*Effective October 1, 2006*) Upon receipt of a
1805 completed application and fee, the Commissioner of Consumer
1806 Protection shall issue and deliver to the applicant a certificate to
1807 engage in the business for which the application was made; or refuse
1808 to issue the certificate. The commissioner may suspend, revoke or
1809 refuse to issue or renew any certificate issued under sections 52 to 62,
1810 inclusive, of this act or may place a registrant on probation or issue a
1811 letter of reprimand. No application for the reinstatement of a certificate
1812 which has been revoked shall be accepted by the commissioner within
1813 one year after the date of such revocation.

1814 Sec. 56. (NEW) (*Effective October 1, 2006*) (a) Upon refusal to issue or
1815 renew a certificate, the Commissioner of Consumer Protection shall
1816 notify the applicant of the denial and of the applicant's right to request
1817 a hearing not later than ten days after the date of receipt of the notice
1818 of denial.

1819 (b) If the applicant requests a hearing within such ten days, the
1820 commissioner shall give notice of the grounds for the commissioner's
1821 refusal and shall conduct a hearing concerning such refusal in
1822 accordance with the provisions of chapter 54 of the general statutes
1823 concerning contested cases.

1824 (c) If the commissioner's denial of a certificate is sustained after such
1825 hearing, an applicant may make new application not less than one year
1826 after the date on which such denial was sustained.

1827 Sec. 57. (NEW) (*Effective October 1, 2006*) (a) The Commissioner of
1828 Consumer Protection, at all reasonable hours, may inspect, copy or
1829 audit all records maintained by such agency. The commissioner may
1830 conduct investigations and hold hearings on any matter under the
1831 provisions of sections 52 to 62, inclusive, of this act. The commissioner
1832 may issue subpoenas, administer oaths, compel testimony and order
1833 the production of books, records and documents. If any person refuses
1834 to appear, to testify or to produce any book, record, paper or document
1835 when so ordered, upon application of the commissioner, a judge of the
1836 Superior Court may make such order as may be appropriate to aid in
1837 the enforcement of this section.

1838 (b) The Attorney General, at the request of the commissioner, is
1839 authorized to apply in the name of the state of Connecticut to the
1840 Superior Court for an order temporarily or permanently restraining
1841 and enjoining any person from violating any provision of sections 52
1842 to 62, inclusive, of this act.

1843 Sec. 58. (NEW) (*Effective October 1, 2006*) (a) The Commissioner of
1844 Consumer Protection may revoke, suspend or refuse to issue or renew
1845 any certificate of registration as a homemaker-companion agency or
1846 place an agency on probation or issue a letter of reprimand for: (1)
1847 Conduct by the agency, or by an employee of the agency while in the
1848 course of employment, of a character likely to mislead, deceive or
1849 defraud the public or the commissioner; or (2) engaging in any
1850 untruthful or misleading advertising.

1851 (b) The commissioner shall not revoke or suspend any certificate of
1852 registration except upon notice and hearing in accordance with chapter
1853 54 of the general statutes.

1854 Sec. 59. (NEW) (*Effective October 1, 2006*) (a) Each person obtaining a
1855 homemaker-companion agency certificate of registration shall: (1)
1856 Exhibit the agency's certificate of registration upon request by any
1857 interested party, (2) state in any advertisement the fact that the agency
1858 is registered, and (3) include the agency's registration number in any
1859 advertisement.

1860 (b) No person shall: (1) Present or attempt to present, as such
1861 person's own, the certificate of another, (2) knowingly give false
1862 evidence of a material nature to the Commissioner of Consumer
1863 Protection for the purpose of procuring a certificate, (3) represent
1864 himself or herself falsely as, or impersonate, a registered homemaker-
1865 companion agency, (4) use or attempt to use a certificate which has
1866 expired or which has been suspended or revoked, (5) offer to provide
1867 homemaker or companion services without having a current certificate
1868 of registration under the provisions of sections 52 to 62, inclusive, of
1869 this act, or (6) represent in any manner that such person's registration
1870 constitutes an endorsement by the commissioner of the quality of
1871 services provided by such person.

1872 (c) In addition to any other remedy provided for in sections 52 to 58,
1873 inclusive, of this act, any person who violates any provision of
1874 subsection (b) of this section, shall be fined not more than one
1875 thousand dollars or imprisoned not more than six months, or both.

1876 (d) Certificates issued to a homemaker-companion agency shall not
1877 be transferable or assignable.

1878 (e) All certificates issued under the provisions of sections 52 to 62,
1879 inclusive, of this act shall expire annually. The fee for renewal of a
1880 certificate shall be the same as the fee charged for an original
1881 application pursuant to section 54 of this act. Fees collected pursuant to
1882 the issuance of a certificate or renewal of a certificate shall be deposited

1883 in the General Fund.

1884 (f) Failure to receive a notice of expiration of registration or a
1885 renewal application shall not exempt a homemaker-companion agency
1886 from the obligation to renew.

1887 Sec. 60. (NEW) (*Effective October 1, 2006*) Each homemaker-
1888 companion agency shall require that any employee of such agency
1889 hired on or after October 1, 2006, submit to a comprehensive
1890 background check. In addition, each homemaker-companion agency
1891 shall require that any employee of such agency hired on or after
1892 October 1, 2006, complete and sign a form which contains questions as
1893 to whether the current or prospective employee was convicted of a
1894 crime involving violence or dishonesty in a state court or federal court
1895 in any state; or was subject to any decision imposing disciplinary
1896 action by a licensing agency in any state, the District of Columbia, a
1897 United States possession or territory or a foreign jurisdiction. Any
1898 employee of a homemaker-companion agency hired on or after
1899 October 1, 2006, who makes a false written statement regarding such
1900 prior criminal convictions or disciplinary action shall be guilty of a
1901 class A misdemeanor.

1902 Sec. 61. (NEW) (*Effective October 1, 2006*) Not later than seven
1903 calendar days after the date on which a homemaker-companion
1904 agency commences providing homemaker services or companion
1905 services, such agency shall provide the person who receives the
1906 services, or the authorized representative of such person, with a
1907 written contract or service plan that prescribes the anticipated scope,
1908 type, frequency, duration and cost of the services provided by the
1909 agency. In addition, any contract or service plan provided by a
1910 homemaker-companion agency to a person receiving services shall
1911 also provide notice (1) of the person's right to request changes to, or
1912 review of the contract or service plan, (2) of the employees of such
1913 agency who, pursuant to section 60 of this act are required to submit to
1914 a comprehensive background check, and (3) that such agency's records
1915 are available for inspection or audit by the Department of Consumer

1916 Protection. No contract or service plan for the provision of homemaker
1917 or companion services shall be valid against the person who receives
1918 the services or the authorized representative of such person, unless the
1919 contract or service plan has been signed by a duly authorized
1920 representative of the homemaker-companion agency and the person
1921 who receives the services or the authorized representative of such
1922 person. The requirements of this section shall not apply to homemaker
1923 services or companion services provided under the Connecticut home-
1924 care program for the elderly administered by the Department of Social
1925 Services in accordance with section 17b-342 of the 2006 supplement to
1926 the general statutes.

1927 Sec. 62. (NEW) (*Effective October 1, 2006*) (a) The Commissioner of
1928 Consumer Protection shall adopt regulations, in accordance with
1929 chapter 54 of the general statutes, to carry out the provisions of
1930 sections 52 to 61, inclusive, of this act. The Commissioner of Consumer
1931 Protection may implement policies and procedures necessary to
1932 administer the provisions of said sections 52 to 61, inclusive, while in
1933 the process of adopting such policies and procedures as regulations,
1934 provided the commissioner prints notice of the intent to adopt the
1935 regulations in the Connecticut Law Journal not later than twenty days
1936 after the date of implementation. Such policies and procedures shall be
1937 valid until the time final regulations are adopted.

1938 (b) Not later than January 1, 2008, the Commissioner of Consumer
1939 Protection shall report, in accordance with section 11-4a of the general
1940 statutes, on the implementation of the provisions of sections 52 to 61,
1941 inclusive, of this act to the select committee of the General Assembly
1942 having cognizance of matters relating to aging and to the office of the
1943 Governor. Such report may include recommended revisions to the
1944 general statutes or other changes that the commissioner deems
1945 necessary or advisable to enhance the implementation of the
1946 provisions of sections 52 to 61, inclusive, of this act.

1947 Sec. 63. (NEW) (*Effective from passage*) The Department of Economic
1948 and Community Development shall establish, in consultation with the

1949 Connecticut Center for Advanced Technology, a Connecticut
1950 Hydrogen-Fuel Cell Coalition.

1951 Sec. 64. (NEW) (*Effective from passage*) The Department of Economic
1952 and Community Development shall contract with the Connecticut
1953 Center for Advanced Technology to develop a plan for fuel cell
1954 economic development, in consultation with the Connecticut
1955 Hydrogen-Fuel Cell Coalition, the Renewable Energy Investment
1956 Fund, established pursuant to subsection (c) of section 16-245n of the
1957 2006 supplement to the general statutes and other appropriate state
1958 agencies. The plan shall include a strategy to (1) facilitate the
1959 commercialization of hydrogen-based technologies and fuel cells; (2)
1960 enhance energy reliability and security; (3) promote the improved
1961 efficiency and environmental performance of transportation and
1962 electric generation with reduced emissions, reduced greenhouse gases,
1963 more efficient use of nonrenewable fuels, and increased use of
1964 renewable and sustainable fuels; (4) facilitate the installation of
1965 infrastructure for hydrogen production, storage, transportation and
1966 fueling capability; (5) disseminate information regarding the benefits
1967 of hydrogen-based technologies and fuel cells; (6) develop strategies to
1968 retain and expand hydrogen and fuel cell industries in Connecticut; (7)
1969 in consultation with the Department of Transportation, identify areas
1970 within the state transportation system that would benefit from the
1971 integration of potential mass transit and fleet transit locations with
1972 hydrogen or natural gas and hydrogen mixture refueling stations; and
1973 (8) in consultation with electric and natural gas service providers,
1974 identify areas in the electric and natural gas distribution system of the
1975 state that would benefit from the development of distributed
1976 generation through hydrogen or fuel cell technology as a reliability
1977 asset necessary for voltage control, grid security, or system reliability,
1978 or for the provision of required uninterruptible service at customer
1979 sites. On or before January 1, 2007, the department shall submit a
1980 preliminary report, in accordance with section 11-4a of the general
1981 statutes, to the joint standing committee of the General Assembly
1982 having cognizance of matters relating to commerce on the progress of

1983 the plan, and on or before January 1, 2008, shall submit a final report,
1984 in accordance with section 11-4a of the general statutes, on such plan
1985 to said committee.

1986 Sec. 65. Section 22-38a of the general statutes is repealed and the
1987 following is substituted in lieu thereof (*Effective July 1, 2006*):

1988 The Commissioner of Agriculture shall establish and administer a
1989 program to promote the marketing of farm products grown and
1990 produced in Connecticut for the purpose of encouraging the
1991 development of agriculture in the state. The commissioner may, within
1992 available appropriations, provide a grant-in-aid to any person, firm,
1993 partnership or corporation engaged in the promotion and marketing of
1994 such farm products, provided the words "CONNECTICUT-GROWN"
1995 or "CT-Grown" are clearly incorporated in such promotional and
1996 marketing activities. The commissioner shall (1) provide for the design,
1997 plan and implementation of a multiyear, state-wide marketing and
1998 advertising campaign, including, but not limited to, television and
1999 radio advertisements, promoting the availability of, and advantages of
2000 purchasing, Connecticut-grown farm products, (2) establish and
2001 continuously update a web site connected with such advertising
2002 campaign that includes, but is not limited to, a comprehensive listing
2003 of Connecticut farmers' markets, pick-your-own farms, roadside and
2004 on-farm markets, farm wineries, garden centers and nurseries selling
2005 predominantly Connecticut-grown horticultural products and agri-
2006 tourism events and attractions, and (3) conduct efforts to promote
2007 interaction and business relationships between farmers and
2008 restaurants, grocery stores, institutional cafeterias and other potential
2009 institutional purchasers of Connecticut-grown farm products,
2010 including, but not limited to, (A) linking farmers and potential
2011 purchasers through a separate feature of the web site established
2012 pursuant to this section, and (B) organizing state-wide or regional
2013 events promoting Connecticut-grown farm products, where farmers
2014 and potential institutional customers are invited to participate. The
2015 commissioner shall use his best efforts to solicit cooperation and
2016 participation from the farm, corporate, retail, wholesale and grocery

2017 communities in such advertising, Internet-related and event planning
2018 efforts, including, but not limited to, soliciting private sector matching
2019 funds. The commissioner shall use all of the funds provided to the
2020 Department of Agriculture pursuant to subparagraph (C) of
2021 subdivision (4) of section 4-66aa of the 2006 supplement to the general
2022 statutes for the purposes of this section. The commissioner shall report
2023 annually to the joint standing committee of the General Assembly
2024 having cognizance of matters relating to the environment on issues
2025 with respect to efforts undertaken pursuant to the requirements of this
2026 section, including, but not limited to, the amount of private matching
2027 funds received and expended by the department. The commissioner
2028 may adopt, in accordance with chapter 54, such regulations as he
2029 deems necessary to carry out the purposes of this section.

2030 Sec. 66. Section 22-38c of the general statutes is repealed and the
2031 following is substituted in lieu thereof (*Effective July 1, 2006*):

2032 There shall be an expand and grow Connecticut agriculture account,
2033 which shall be a separate, nonlapsing account within the General
2034 Fund. Funds received pursuant to section 26-194 and section 22-38a,
2035 shall be deposited into said account. The Commissioner of Agriculture
2036 [may] shall make payments from said account to fund the programs
2037 established in [section] sections 22-38a, and 22-38b.

2038 Sec. 67. Subsection (a) of section 9-7a of the general statutes is
2039 repealed and the following is substituted in lieu thereof (*Effective from*
2040 *passage*):

2041 (a) There is established a State Elections Enforcement Commission
2042 to consist of five members, not more than two of whom shall be
2043 members of the same political party and at least one of whom shall not
2044 be affiliated with any political party. Of the members first appointed
2045 hereunder, one shall be appointed by the minority leader of the House
2046 of Representatives and shall hold office for a term of one year from
2047 July 1, 1974; one shall be appointed by the minority leader of the
2048 Senate and shall hold office for a term of three years from said July

2049 first; one shall be appointed by the speaker of the House of
2050 Representatives and shall hold office for a term of one year from said
2051 July first; one shall be appointed by the president pro tempore of the
2052 Senate and shall hold office for a term of three years from said July
2053 first, and one shall be appointed by the Governor, provided that such
2054 member shall not be affiliated with any political party, and shall hold
2055 office for a term of five years from said July first. Thereafter, members
2056 shall be appointed for terms of five years from July first in the year of
2057 their appointment and shall be appointed by the person holding the
2058 same office as was held by the person making the original
2059 appointment, provided any person chosen to fill a vacancy shall be
2060 appointed only for the unexpired term of the member whom he shall
2061 succeed. All appointments shall be made with the consent of the state
2062 Senate and House of Representatives, provided the initial appointees
2063 may serve without confirmation from July 1, 1974, subject to approval
2064 at the next regular session of the General Assembly. No person who
2065 has served within the previous three years as a public official, other
2066 than a member of the State Elections Enforcement Commission, or who
2067 has served within the previous three years as a political party officer,
2068 shall be appointed to membership on the commission. For purposes of
2069 this subsection the term "public official" means an individual who
2070 holds or has held a state, district or municipal office as defined in
2071 section 9-372 but shall not include a justice of the peace or a notary
2072 public and the term "political party officer" means an officer or
2073 member of a national committee of a political party, state central or
2074 town committee, or any person employed by any such committee for
2075 compensation. The commission shall elect one of its members to serve
2076 as chairperson and another member to serve as vice-chairperson. Each
2077 member of the commission shall be compensated at the rate of [fifty]
2078 two hundred dollars per day for any day on which he participates in a
2079 regular commission meeting or hearing, and shall be paid by the state
2080 for his reasonable expenses, including necessary stenographic and
2081 clerical help.

2082 Sec. 68. Subsection (f) of section 1-80 of the 2006 supplement to the

2083 general statutes is repealed and the following is substituted in lieu
2084 thereof (*Effective from passage*):

2085 (f) Members of the board shall be compensated at the rate of [fifty]
2086 two hundred dollars per day for each day they attend a meeting or
2087 hearing and shall receive reimbursement for their necessary expenses
2088 incurred in the discharge of their official duties.

2089 Sec. 69. Subsection (b) of section 1-205 of the general statutes is
2090 repealed and the following is substituted in lieu thereof (*Effective from*
2091 *passage*):

2092 (b) Each member shall receive [fifty] two hundred dollars per day
2093 for each day such member is present at a commission hearing or
2094 meeting, and shall be entitled to reimbursement for actual and
2095 necessary expenses incurred in connection therewith, in accordance
2096 with the provisions of section 4-1.

2097 Sec. 70. (NEW) (*Effective October 1, 2006*) (a) Notwithstanding any
2098 provision of the general statutes, any new construction of a state
2099 facility, except salt sheds, parking garages, maintenance facilities or
2100 school construction, that is projected to cost five million dollars or
2101 more, and is approved and funded on or after January 1, 2007, shall
2102 comply with the regulations adopted pursuant to subsection (b) of this
2103 section. The Secretary of the Office of Policy and Management, in
2104 consultation with the Commissioner of Public Works and the Institute
2105 for Sustainable Energy, shall exempt any facility from complying with
2106 said regulations if said secretary finds, in a written analysis, that the
2107 cost of such compliance significantly outweighs the benefits.

2108 (b) Not later than January 1, 2007, the Secretary of the Office of
2109 Policy and Management, in consultation with the Commissioner of
2110 Public Works, the Commissioner of Environmental Protection and the
2111 Commissioner of Public Safety, shall adopt regulations, in accordance
2112 with the provisions of chapter 54 of the general statutes, to adopt
2113 building construction standards that are consistent with or exceed the
2114 silver building rating of the Leadership in Energy and Environmental

2115 Design's rating system for new commercial construction and major
2116 renovation projects, as established by the United States Green Building
2117 Council, or an equivalent standard, including, but not limited to, a
2118 two-globe rating in the Green Globes USA design program, and
2119 thereafter update such regulations as the secretary deems necessary.

2120 Sec. 71. Section 2-9 of the general statutes is repealed and the
2121 following is substituted in lieu thereof (*Effective January 3, 2007*):

2122 The clerk of the Senate shall receive a salary of [~~eighteen~~] twenty-
2123 five thousand dollars for each regular session of the General Assembly
2124 and sixty dollars per day for each day the General Assembly is
2125 convened in special session; the assistant clerk of the Senate, [~~sixteen~~
2126 ~~thousand eight hundred~~] twenty-three thousand three hundred fifty
2127 dollars for each regular session of the General Assembly and forty-
2128 eight dollars per day for each day the General Assembly is convened
2129 in special session; the clerk of the House of Representatives, [~~eighteen~~]
2130 twenty-five thousand dollars for each regular session of the General
2131 Assembly and sixty dollars per day for each day the General Assembly
2132 is convened in special session; the assistant clerk of the House of
2133 Representatives, [~~sixteen thousand eight hundred~~] twenty-three
2134 thousand three hundred fifty dollars for each regular session of the
2135 General Assembly and forty-eight dollars per day for each day the
2136 General Assembly is convened in special session; the chaplains of the
2137 Senate and the House of Representatives, [~~seven thousand two~~
2138 ~~hundred~~] ten thousand dollars each for each regular session of the
2139 General Assembly and thirty dollars per day for each day the General
2140 Assembly is convened in special session; the messengers of the Senate
2141 and of the House of Representatives, [~~three thousand nine hundred~~]
2142 five thousand four hundred twenty-five dollars each for each regular
2143 session and twenty-four dollars per day for each day the General
2144 Assembly is convened in special session; which salaries shall be full
2145 payment for the performance of all services required of said officers in
2146 the discharge of their duties, and for all assistance and all expenses and
2147 disbursements not otherwise provided for. The Comptroller shall draw
2148 his order on the Treasurer for transportation for said officers, and for

2149 the messengers assigned to the speaker of the House, the president pro
2150 tempore of the Senate and the minority and majority leaders of the
2151 House and Senate and the sergeants-at-arms and assistant sergeants-
2152 at-arms of the House and the Senate, between their respective homes
2153 and Hartford during the session of the General Assembly at such sum
2154 per mile as shall from time to time be determined by the Joint
2155 Committee on Legislative Management. The clerk of the Senate and
2156 the clerk of the House of Representatives shall, with the approval and
2157 consent of the Joint Committee on Legislative Management, obtain
2158 such suitable offices and, with the approval of said committee, such
2159 office fixtures and supplies, including telephone, as may be necessary
2160 to the performance of their respective duties. The Comptroller is
2161 directed to draw his order on the Treasurer in payment for the same.
2162 The salaries of the clerks and employees of the General Assembly for a
2163 regular session shall be paid as follows: In each year, one-fifth of such
2164 compensation in the month of February and thereafter one-fifth of
2165 such compensation within each succeeding month until such
2166 compensation is paid in full or such employee may elect in each year
2167 to receive the compensation for such year in twelve monthly
2168 installments of substantially equal amount. Compensation for any
2169 special session shall be payable monthly during such session.

2170 Sec. 72. (*Effective from passage*) To the extent that a permanent full-
2171 time employee of the Joint Committee on Legislative Management
2172 received one hour of compensatory time for each two hours of
2173 overtime worked by such employee prior to the effective date of this
2174 section, such employee shall receive, on and after January 1, 2006, one
2175 hour of compensatory time for each one hour of overtime worked by
2176 such employee after January 1, 2006. On and after the effective date of
2177 this section, each such permanent full-time employee shall receive one
2178 hour of compensatory time for each one hour of overtime worked.

2179 Sec. 73. (NEW) (*Effective July 1, 2006*) There is established an account
2180 within the General Fund to be known as the "state-wide tourism
2181 marketing account". The account may contain all moneys required by
2182 law to be deposited in the account. Any balance remaining in said

2183 account at the end of any fiscal year shall be carried forward in said
2184 account for the fiscal year next succeeding. The moneys in said account
2185 shall be allocated for implementation of the state-wide marketing plan.

2186 Sec. 74. Subsection (e) of section 4-89 of the general statutes is
2187 repealed and the following is substituted in lieu thereof (*Effective July*
2188 *1, 2006*):

2189 (e) The provisions of this section shall not apply to appropriations
2190 for Department of Transportation equipment, the highway and
2191 planning research program administered by the Department of
2192 Transportation, Department of Environmental Protection equipment
2193 or the purchase of public transportation equipment, the minor capital
2194 improvement account in the Department of Public Works, the
2195 litigation/settlement account in the Office of Policy and Management,
2196 library or educational equipment for the constituent units of the state
2197 system of higher education, or library or educational materials for the
2198 State Library, or the state-wide tourism marketing account of the
2199 Commission on Culture and Tourism. Such appropriations shall not
2200 lapse until the end of the fiscal year succeeding the fiscal year of the
2201 appropriation, provided an obligation to spend such funds has been
2202 incurred in the next preceding fiscal year, except that for the purposes
2203 of library or educational equipment or materials, such funds shall not
2204 exceed twenty-five per cent of the amount of the appropriation for
2205 such purposes.

2206 Sec. 75. Subsection (b) of section 46b-124 of the 2006 supplement to
2207 the general statutes is repealed and the following is substituted in lieu
2208 thereof (*Effective October 1, 2006*):

2209 (b) All records of cases of juvenile matters, as provided in section
2210 46b-121, except delinquency proceedings, or any part thereof, and all
2211 records of appeals from probate brought to the superior court for
2212 juvenile matters pursuant to subsection (b) of section 45a-186, shall be
2213 confidential and for the use of the court in juvenile matters, and open
2214 to inspection or disclosure to any third party, including bona fide

2215 researchers commissioned by a state agency, only upon order of the
2216 Superior Court, except that: (1) The records concerning any matter
2217 transferred from a court of probate pursuant to section 45a-623 or
2218 subsection (g) of section 45a-715 or any appeal from probate to the
2219 superior court for juvenile matters pursuant to subsection (b) of section
2220 45a-186 shall be available to the court of probate from which such
2221 matter was transferred or from which such appeal was taken; (2) such
2222 records shall be available to (A) the attorney representing the child or
2223 youth, including the Division of Public Defender Services, in any
2224 proceeding in which such records are relevant, (B) the parents or
2225 guardian of the child or youth until such time as the child or youth
2226 reaches the age of majority or becomes emancipated, (C) an adult
2227 adopted person in accordance with the provisions of sections 45a-736,
2228 45a-737 and 45a-743 to 45a-757, inclusive, (D) employees of the
2229 Division of Criminal Justice who in the performance of their duties
2230 require access to such records, (E) employees of the judicial branch
2231 who in the performance of their duties require access to such records,
2232 (F) another court under the provisions of subsection (d) of section 46b-
2233 115j, (G) the subject of the record, upon submission of satisfactory
2234 proof of the subject's identity, pursuant to guidelines prescribed by the
2235 Office of the Chief Court Administrator, provided the subject has
2236 reached the age of majority or has been emancipated, [and] (H) the
2237 Department of Children and Families, and (I) the employees of the
2238 Commission on Child Protection who in the performance of their
2239 duties require access to such records; and (3) all or part of the records
2240 concerning a youth in crisis with respect to whom a court order has
2241 been issued pursuant to subdivision (1) of subsection (c) of section 46b-
2242 150f may be made available to the Department of Motor Vehicles,
2243 provided such records are relevant to such order. Any records of cases
2244 of juvenile matters, or any part thereof, provided to any persons,
2245 governmental and private agencies, and institutions pursuant to this
2246 section shall not be disclosed, directly or indirectly, to any third party
2247 not specified in subsection (d) of this section, except as provided by
2248 court order or in the report required under section 54-76d, as
2249 amended, or 54-91a.

2250 Sec. 76. Subsection (f) of section 17a-28 of the 2006 supplement to
2251 the general statutes is repealed and the following is substituted in lieu
2252 thereof (*Effective October 1, 2006*):

2253 (f) The commissioner or the commissioner's designee shall, upon
2254 request, promptly provide copies of records, without the consent of a
2255 person, to (1) a law enforcement agency, (2) the Chief State's Attorney
2256 or the Chief State's Attorney's designee or a state's attorney for the
2257 judicial district in which the child resides or in which the alleged abuse
2258 or neglect occurred or the state's attorney's designee, for purposes of
2259 investigating or prosecuting an allegation of child abuse or neglect, (3)
2260 the attorney appointed to represent a child in any court in litigation
2261 affecting the best interests of the child, (4) a guardian ad litem
2262 appointed to represent a child in any court in litigation affecting the
2263 best interests of the child, (5) the Department of Public Health, which
2264 licenses any person to care for children for the purposes of
2265 determining suitability of such person for licensure, subject to the
2266 provisions of sections 17a-101g, as amended, and 17a-101k, as
2267 amended, (6) any state agency which licenses such person to educate
2268 or care for children pursuant to section 10-145b, as amended, or 17a-
2269 101j, subject to the provisions of sections 17a-101g, as amended, and
2270 17a-101k, as amended, concerning nondisclosure of findings of
2271 responsibility for abuse and neglect, (7) the Governor, when requested
2272 in writing, in the course of the Governor's official functions or the
2273 Legislative Program Review and Investigations Committee, the
2274 committee of the General Assembly on judiciary and the committee of
2275 the General Assembly having cognizance of matters involving children
2276 when requested in the course of such committees' official functions in
2277 writing, and upon a majority vote of said committee, provided no
2278 names or other identifying information shall be disclosed unless it is
2279 essential to the legislative or gubernatorial purpose, (8) a local or
2280 regional board of education, provided the records are limited to
2281 educational records created or obtained by the state or Connecticut-
2282 Unified School District #2, established pursuant to section 17a-37,
2283 [and] (9) a party in a custody proceeding under section 17a-112 or 46b-

2284 129, in the Superior Court where such records concern a child who is
2285 the subject of the proceeding or the parent of such child, and (10) to the
2286 Chief Child Protection Attorney, or his or her designee, for purposes of
2287 ensuring competent representation by the attorneys who the Chief
2288 Child Protection Attorney contracts with to provide legal and guardian
2289 ad litem services to the subjects of said records and to ensure accurate
2290 payments for services rendered by said contract attorneys. A
2291 disclosure under this section shall be made of any part of a record,
2292 whether or not created by the department, provided no confidential
2293 record of the Superior Court shall be disclosed other than the petition
2294 and any affidavits filed therewith in the superior court for juvenile
2295 matters, except upon an order of a judge of the Superior Court for
2296 good cause shown. The commissioner shall also disclose the name of
2297 any individual who cooperates with an investigation of a report of
2298 child abuse or neglect to such law enforcement agency or state's
2299 attorney for purposes of investigating or prosecuting an allegation of
2300 child abuse or neglect. The commissioner or the commissioner's
2301 designee shall, upon request, subject to the provisions of sections 17a-
2302 101g, as amended, and 17a-101k, as amended, promptly provide copies
2303 of records, without the consent of the person, to (A) the Department of
2304 Public Health for the purpose of determining the suitability of a person
2305 to care for children in a facility licensed under sections 19a-77 to 19a-
2306 80, inclusive, as amended, 19a-82 to 19a-87, inclusive, and 19a-87b, as
2307 amended, and (B) the Department of Social Services for determining
2308 the suitability of a person for any payment from the department for
2309 providing child care.

2310 Sec. 77. Section 2-71x of the general statutes is repealed and the
2311 following is substituted in lieu thereof (*Effective July 1, 2006*):

2312 For the fiscal year ending June 30, [2004] 2007, and each fiscal year
2313 thereafter, the [Commissioner of Revenue Services] Comptroller shall
2314 segregate two million five hundred thousand dollars of the amount of
2315 the funds received by the state from the tax imposed under chapter 211
2316 on public service companies providing community antenna television
2317 service in this state. The moneys segregated by the [commissioner]

2318 Comptroller shall be deposited with the Treasurer and made available
2319 to the Office of Legislative Management to defray the cost of providing
2320 the citizens of this state with Connecticut Television Network coverage
2321 of state government deliberations and public policy events.

2322 Sec. 78. Subdivision (20) of section 32-34 of the general statutes, as
2323 amended by section 3 of senate bill 702 of the current session, is
2324 repealed and the following is substituted in lieu thereof (*Effective July*
2325 *1, 2006*):

2326 (20) "Start-up financing" means financial aid to companies in the
2327 process of organizing as a business or that have been in operation for
2328 less than one year and (A) have completed product development and
2329 initial marketing but have not sold such product commercially, and (B)
2330 have established viability by performing market studies, assembling
2331 key management, developing a business plan [or] and may also qualify
2332 for start-up financing by demonstrating viability by other means
2333 deemed appropriate by the [grantor] corporation.

2334 Sec. 79. Subsection (f) of section 20 of senate bill 702 of the current
2335 session is repealed and the following is substituted in lieu thereof
2336 (*Effective July 1, 2006*):

2337 (f) The [commissioner] commission, in consultation with the
2338 [commission, may] commissioner, shall adopt regulations, in
2339 accordance with the provisions of chapter 54 of the general statutes, as
2340 may be necessary for the administration of this section.

2341 Sec. 80. Subdivision (58) of section 12-412 of the 2006 supplement to
2342 the general statutes is repealed and the following is substituted in lieu
2343 thereof (*Effective from passage*):

2344 (58) Sales of any services rendered for purposes of (A) personnel
2345 services, (B) commercial or industrial marketing, development, testing
2346 or research services, or (C) business analysis and management
2347 services, whenever, pursuant to a joint venture agreement, the
2348 recipient of any such services is either a corporation, [or] a partnership,

2349 or a limited liability company, and such services are rendered by one
2350 or more corporate shareholders, or a corporate partner or corporate
2351 member in such joint venture, and in accordance with which the
2352 company rendering such service must have an ownership interest
2353 equivalent to not less than twenty-five per cent of total ownership in
2354 such joint venture, provided (i) the purpose of such joint venture is
2355 directly related to production or development of new or experimental
2356 products or systems and the marketing and support thereof, (ii) at least
2357 one of the corporations participating in such joint venture shall have
2358 been actively engaged in business in this state for not less than ten
2359 years, and (iii) exemption for such sales in accordance with this
2360 subsection, with respect to any single joint venture, shall not be
2361 allowed for a period in excess of [ten consecutive years] twenty
2362 consecutive years from the date of such venture's incorporation,
2363 formation or organization, or in the case of a joint venture in existence
2364 prior to January 1, 1986, within the aircraft industry, for a period in
2365 excess of thirty consecutive years, and such exemption shall be
2366 applicable to sales of such services rendered on or after January 1,
2367 1986.

2368 Sec. 81. Subparagraph (FF) of subdivision (37) of subsection (a) of
2369 section 12-407 of the 2006 supplement to the general statutes is
2370 repealed and the following is substituted in lieu thereof (*Effective July*
2371 *1, 2006*):

2372 (FF) Health and athletic club services, exclusive of (i) any such
2373 services provided without any additional charge which are included in
2374 any dues or initiation fees paid to any such club, which dues or fees
2375 are subject to tax under section 12-543, [and] (ii) any such services
2376 provided by a municipality or an organization that is described in
2377 Section 501(c) of the Internal Revenue Code of 1986, or any subsequent
2378 corresponding internal revenue code of the United States, as from time
2379 to time amended, and (iii) yoga instruction provided at a yoga studio.

2380 Sec. 82. Subdivision (1) of section 12-412 of the 2006 supplement to
2381 the general statutes is repealed and the following is substituted in lieu

2382 thereof (*Effective July 1, 2006*):

2383 (1) (A) Sales of tangible personal property or services to the United
2384 States, the state of Connecticut or any of the political subdivisions
2385 thereof, or its or their respective agencies; (B) sales of tangible personal
2386 property or services used to develop property which the state of
2387 Connecticut is under contract to purchase through a long-term
2388 financing contract; (C) sales and use of any services or tangible
2389 personal property to be incorporated into or used or otherwise
2390 consumed in (i) the demolition, remediation or preparation of the
2391 Adriaen's Landing site and the stadium facility site for purposes of the
2392 overall project, each as defined in section 32-651, (ii) the construction of
2393 the convention center, the Connecticut Center for Science and
2394 Exploration, the stadium facility and the related parking facilities and
2395 site preparation and infrastructure improvements, each as defined in
2396 section 32-651, or (iii) the construction of any future capital
2397 improvement to the convention center, the stadium facility or the
2398 related parking facilities.

2399 Sec. 83. Section 32-651 of the general statutes is amended by adding
2400 subdivision (43) as follows (*Effective July 1, 2006*):

2401 (NEW) (43) "Connecticut Center for Science and Exploration" means
2402 the science center facility constructed and operated in the Adriaen's
2403 Landing site.

2404 Sec. 84. (NEW) (*Effective October 1, 2006*) For the purposes of sections
2405 84 to 87, inclusive, of this act:

2406 (1) "Barrier" means a denial of employment or a license based on an
2407 eligible offender's conviction of a crime without due consideration of
2408 whether the nature of the crime bears a direct relationship to such
2409 employment or license;

2410 (2) "Eligible offender" means a person who has been convicted of a
2411 crime or crimes in this state or another jurisdiction and who is a
2412 resident of this state and is applying for a provisional pardon or is

2413 under the jurisdiction of the Board of Pardons and Paroles;

2414 (3) "Employment" means any remunerative work, occupation or
2415 vocation or any form of vocational training, but does not include
2416 employment with a law enforcement agency;

2417 (4) "Forfeiture" means a disqualification or ineligibility for
2418 employment or a license by reason of law based on an eligible
2419 offender's conviction of a crime;

2420 (5) "License" means any license, permit, certificate or registration
2421 that is required to be issued by the state or any of its agencies to
2422 pursue, practice or engage in an occupation, trade, vocation, profession
2423 or business; and

2424 (6) "Provisional pardon" means a form of relief from barriers or
2425 forfeitures to employment or the issuance of licenses granted to an
2426 eligible offender by the Board of Pardons and Paroles pursuant to
2427 section 85 of this act.

2428 Sec. 85. (NEW) (*Effective October 1, 2006*) (a) The Board of Pardons
2429 and Paroles may issue a provisional pardon to relieve an eligible
2430 offender of barriers or forfeitures by reason of such person's conviction
2431 of the crime or crimes specified in such provisional pardon. Such
2432 provisional pardon may be limited to one or more enumerated barriers
2433 or forfeitures or may relieve the eligible offender of all barriers and
2434 forfeitures. No provisional pardon shall apply or be construed to apply
2435 to the right of such person to retain or be eligible for public office.

2436 (b) The Board of Pardons and Paroles may, in its discretion, issue a
2437 provisional pardon to an eligible offender upon verified application of
2438 such person. The board may issue a provisional pardon at any time
2439 after the sentencing of an eligible offender.

2440 (c) The board shall not issue a provisional pardon unless the board
2441 is satisfied that:

2442 (1) The person to whom the provisional pardon is to be issued is an

2443 eligible offender;

2444 (2) The relief to be granted by the provisional pardon may promote
2445 the public policy of rehabilitation of ex-offenders through
2446 employment; and

2447 (3) The relief to be granted by the provisional pardon is consistent
2448 with the public interest in public safety and the protection of property.

2449 (d) In accordance with the provisions of subsection (c) of this
2450 section, the board may limit the applicability of the provisional pardon
2451 to specified types of employment or licenses for which the eligible
2452 offender is otherwise qualified.

2453 (e) The board may, for the purpose of determining whether such
2454 provisional pardon should be issued, request its staff to conduct an
2455 investigation of the applicant and submit to the board a report of the
2456 investigation. Any written report submitted to the board pursuant to
2457 this subsection shall be confidential and not disclosed except where
2458 required or permitted by any provision of the general statutes or upon
2459 specific authorization of the board.

2460 (f) If a provisional pardon is issued by the board while an eligible
2461 offender is on probation or parole, the provisional pardon shall be
2462 deemed to be temporary until the person completes such person's
2463 period of probation or parole. During the period that such provisional
2464 pardon is temporary, the board may revoke such provisional pardon
2465 for violation of the conditions of such person's probation or parole.

2466 (g) The board may at any time issue a new provisional pardon to
2467 enlarge the relief previously granted, and the provisions of subsections
2468 (a) to (e), inclusive, of this section shall apply to the issuance of any
2469 new provisional pardon.

2470 (h) The application for a provisional pardon, the report of an
2471 investigation conducted pursuant to subsection (e) of this section, the
2472 provisional pardon and the revocation of a provisional pardon shall be

2473 in such form and contain such information as the Board of Pardons
2474 and Paroles shall prescribe.

2475 Sec. 86. Section 54-130a of the general statutes is repealed and the
2476 following is substituted in lieu thereof (*Effective October 1, 2006*):

2477 (a) Jurisdiction over the granting of, and the authority to grant,
2478 commutations of punishment or releases, conditioned or absolute, in
2479 the case of any person convicted of any offense against the state and
2480 commutations from the penalty of death shall be vested in the Board of
2481 Pardons and Paroles.

2482 (b) Said board shall have authority to grant pardons, conditioned,
2483 provisional or absolute, for any offense against the state at any time
2484 after the imposition and before or after the service of any sentence.

2485 (c) Whenever the board grants an absolute pardon to any person,
2486 the [secretary of said] board shall cause notification of such pardon to
2487 be made in writing to the clerk of the court in which such person was
2488 convicted, or the Office of the Chief Court Administrator if such
2489 person was convicted in the Court of Common Pleas, the Circuit
2490 Court, a municipal court, or a trial justice court.

2491 (d) Whenever the board grants a provisional pardon to any person,
2492 the board shall cause notification of such pardon to be made in writing
2493 to the clerk of the court in which such person was convicted. The
2494 granting of a provisional pardon does not entitle such person to
2495 erasure of the record of the conviction of the offense or relieve such
2496 person from disclosing the existence of such conviction as may be
2497 required.

2498 Sec. 87. Section 31-51i of the general statutes is repealed and the
2499 following is substituted in lieu thereof (*Effective October 1, 2006*):

2500 (a) For the purposes of this section, "employer" means any person
2501 engaged in business who has one or more employees, including the
2502 state or any political subdivision of the state.

2503 (b) No employer or an employer's agent, representative or designee
2504 may require an employee or prospective employee to disclose the
2505 existence of any arrest, criminal charge or conviction, the records of
2506 which have been erased pursuant to section 46b-146, 54-76o or 54-142a.

2507 (c) An employment application form that contains any question
2508 concerning the criminal history of the applicant shall contain a notice,
2509 in clear and conspicuous language: (1) That the applicant is not
2510 required to disclose the existence of any arrest, criminal charge or
2511 conviction, the records of which have been erased pursuant to section
2512 46b-146, 54-76o or 54-142a, (2) that criminal records subject to erasure
2513 pursuant to section 46b-146, 54-76o or 54-142a are records pertaining to
2514 a finding of delinquency or that a child was a member of a family with
2515 service needs, an adjudication as a youthful offender, a criminal charge
2516 that has been dismissed or nolle, a criminal charge for which the
2517 person has been found not guilty or a conviction for which the person
2518 received an absolute pardon, and (3) that any person whose criminal
2519 records have been erased pursuant to section 46b-146, 54-76o or 54-
2520 142a shall be deemed to have never been arrested within the meaning
2521 of the general statutes with respect to the proceedings so erased and
2522 may so swear under oath.

2523 (d) No employer or an employer's agent, representative or designee
2524 shall deny employment to a prospective employee solely on the basis
2525 that the prospective employee had a prior arrest, criminal charge or
2526 conviction, the records of which have been erased pursuant to section
2527 46b-146, 54-76o or 54-142a or that the prospective employee had a prior
2528 conviction for which the prospective employee has received a
2529 provisional pardon pursuant to section 54-130a, as amended by this
2530 act.

2531 (e) No employer or an employer's agent, representative or designee
2532 shall discharge, or cause to be discharged, or in any manner
2533 discriminate against, any employee solely on the basis that the
2534 employee had, prior to being employed by such employer, an arrest,
2535 criminal charge or conviction, the records of which have been erased

2536 pursuant to section 46b-146, 54-76o or 54-142a or that the employee
2537 had, prior to being employed by such employer, a prior conviction for
2538 which the employee has received a provisional pardon pursuant to
2539 section 54-130a, as amended by this act.

2540 (f) The portion of an employment application form which contains
2541 information concerning the criminal history record of an applicant or
2542 employee shall only be available to the members of the personnel
2543 department of the company, firm or corporation or, if the company,
2544 firm or corporation does not have a personnel department, the person
2545 in charge of employment, and to any employee or member of the
2546 company, firm or corporation, or an agent of such employee or
2547 member, involved in the interviewing of the applicant.

2548 (g) Notwithstanding the provisions of subsection (f) of this section,
2549 the portion of an employment application form which contains
2550 information concerning the criminal history record of an applicant or
2551 employee may be made available as necessary to persons other than
2552 those specified in said subsection (f) by:

2553 (1) A broker-dealer or investment adviser registered under chapter
2554 672a in connection with (A) the possible or actual filing of, or the
2555 collection or retention of information contained in, a form U-4 Uniform
2556 Application for Securities Industry Registration or Transfer, (B) the
2557 compliance responsibilities of such broker-dealer or investment
2558 adviser under state or federal law, or (C) the applicable rules of self-
2559 regulatory organizations promulgated in accordance with federal law;

2560 (2) An insured depository institution in connection with (A) the
2561 management of risks related to safety and soundness, security or
2562 privacy of such institution, (B) any waiver that may possibly or
2563 actually be sought by such institution pursuant to section 19 of the
2564 Federal Deposit Insurance Act, 12 USC 1829(a), (C) the possible or
2565 actual obtaining by such institution of any security or fidelity bond, or
2566 (D) the compliance responsibilities of such institution under state or
2567 federal law; and

2568 (3) An insurance producer licensed under chapter 701a in
2569 connection with (A) the management of risks related to security or
2570 privacy of such insurance producer, or (B) the compliance
2571 responsibilities of such insurance producer under state or federal law.

2572 Sec. 88. (*Effective July 1, 2006*) (a) The sum of \$4,000,000 appropriated
2573 to the Office of Policy and Management for fiscal year ending June 30,
2574 2006, for Urban Youth Employment is transferred to the Labor
2575 Department to be distributed to the five regional workforce investment
2576 boards as follows: \$1,300,000 to Capital Workforce Partners; \$900,000
2577 to the Workforce Alliance; \$500,000 to The Workplace, Inc.; \$900,000 to
2578 the Northwest Regional Workforce Investment Board, Inc.; and
2579 \$400,000 to the Eastern CT Workforce Investment Board.

2580 (b) At least seventy-five per cent of the amount appropriated to each
2581 board pursuant to subsection (a) of this section shall be allocated to
2582 one or more distressed municipalities in such board's region, and the
2583 remaining amount shall be allocated to other municipalities in the
2584 region for Summer Youth Employment programs. Each board shall
2585 have the option to allocate up to twenty-five per cent of the amount
2586 appropriated, or any unspent amounts allocated to the Summer Youth
2587 Employment program in such board's region, for other year-round
2588 workforce development programs for youths fourteen to nineteen
2589 years of age who meet family income requirements, as documented by
2590 participation in reduced or fully subsidized school meal programs.

2591 Sec. 89. (*Effective July 1, 2006*) Connecticut Innovations, Incorporated
2592 shall pay to Connecticut United for Research Excellence, the state's
2593 bioscience cluster, the sum of \$1,500,000, to be paid out over five years
2594 commencing July 1, 2006, for the operation of Connecticut United for
2595 Research Excellence's BioBus. Said sum shall be paid from available
2596 appropriations.

2597 Sec. 90. (*Effective July 1, 2006*) During the fiscal year ending June 30,
2598 2007, the Agricultural Experiment Station shall transfer the sum of
2599 \$300,000 from the IPM account to The University of Connecticut to

2600 develop and implement (1) nonagricultural integrated pest
2601 management programs which shall include, but not be limited to,
2602 programs for trees, shrubs, turf and structural applications of
2603 integrated pest management techniques, and (2) agricultural
2604 integrated pest management programs, including, but not limited to,
2605 programs for vegetables, fruit, forage crops and nurseries.

2606 Sec. 91. (*Effective July 1, 2006*) The sum of \$50,000 appropriated to
2607 the Office of Workforce Competitiveness for the fiscal year ending
2608 June 30, 2007, to establish a Nanotechnology Collaboration Initiative
2609 shall be transferred to the Department of Higher Education for the
2610 identification of model nanotechnology curriculum and assessment of
2611 its application in Connecticut colleges and universities.

2612 Sec. 92. (*Effective July 1, 2006*) The sum of \$75,000, appropriated to
2613 the victim security account within the Judicial Department, from the
2614 General Fund, for the fiscal year ending June 30, 2007, shall be
2615 transferred to the witness protection account of the Division of
2616 Criminal Justice for the purposes of providing protective services in
2617 accordance with sections 54-82t and 54-82u of the general statutes to
2618 victims of the offense of trafficking in persons as provided in section 1
2619 of substitute senate bill 153 of the current session, as amended by
2620 senate amendment schedules "A" and "B".

2621 Sec. 93. (NEW) (*Effective July 1, 2006*) Up to \$234,000 of the
2622 unexpended balance of funds appropriated to the Public Defenders
2623 Services Commission in subsection (a) of section 47 of public act 05-3,
2624 for Personnel Services, for the Child Protection Commission, and
2625 transferred by the Finance Advisory Committee to the Child Protection
2626 Commission account, shall not lapse on June 30, 2006, and such funds
2627 shall continue to be available for such purpose during the fiscal year
2628 ending June 30, 2007.

2629 Sec. 94. (*Effective July 1, 2006*) The sum of \$50,000 appropriated to
2630 the Department of Public Safety for the fiscal year ending June 30,

2631 2007, for Other Expenses shall be transferred to the Department of
2632 Consumer Protection for Other Expenses.

2633 Sec. 95. (*Effective July 1, 2006*) The sum of \$450,000 appropriated to
2634 the Department of Environmental Protection, from the General Fund,
2635 for the fiscal year ending June 30, 2006, for PAYMENT TO LOCAL
2636 GOVERNMENTS, Beach Erosion Pilot Project, shall be transferred to
2637 the Department of Environmental Protection, OTHER CURRENT
2638 EXPENSES, for Beach Erosion Pilot Project.

2639 Sec. 96. (NEW) (*Effective July 1, 2006*) For the fiscal year ending June
2640 30, 2008, and each fiscal year thereafter, one million six hundred
2641 thousand dollars of the appropriation to the Mashantucket Pequot and
2642 Mohegan Fund, for Grants to Towns, shall be distributed to
2643 municipalities that are members of the Southeastern Connecticut
2644 Council of Governments and to any distressed municipality that is a
2645 member of the Northeastern Connecticut Council of Governments or
2646 the Windham Area Council of Governments. Said amount shall be
2647 distributed proportionately to each such municipality based on the
2648 total amount of payments received by all such municipalities from said
2649 fund in the preceding fiscal year, determined in accordance with
2650 section 3-55j of the general statutes. The grants payable in accordance
2651 with this section shall be determined prior to the determination of
2652 grants pursuant to said section 3-55j and shall not be reduced
2653 proportionately if the total of the grants payable to each municipality
2654 pursuant to said section exceeds the amount appropriated for such
2655 grants with respect to such year. The payments to municipalities
2656 authorized by this section shall be made in accordance with the
2657 schedule set forth in section 3-55i of the general statutes.

2658 Sec. 97. Section 2-1h of the general statutes is repealed. (*Effective from*
2659 *passage*)

2660 Sec. 98. Sections 8 to 11, inclusive, of substitute senate bill 153 of the
2661 current session, as amended by senate amendment schedules "A" and
2662 "B", are repealed. (*Effective July 1, 2006*)

2663 Sec. 99. Subdivision (14) of section 21a-6 of the general statutes is
 2664 repealed. (*Effective October 1, 2006*)"

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2006	12-19b
Sec. 2	July 1, 2006	12-20b(c)
Sec. 3	July 1, 2006	New section
Sec. 4	July 1, 2006	New section
Sec. 5	July 1, 2006	New section
Sec. 6	July 1, 2006	New section
Sec. 7	July 1, 2006	New section
Sec. 8	July 1, 2006	New section
Sec. 9	July 1, 2006	New section
Sec. 10	July 1, 2006	New section
Sec. 11	July 1, 2006	4-5
Sec. 12	<i>from passage</i>	32-9t(a)(12)
Sec. 13	<i>from passage</i>	New section
Sec. 14	July 1, 2006	New section
Sec. 15	July 1, 2006	4-89
Sec. 16	<i>from passage</i>	New section
Sec. 17	July 1, 2006	29-179f
Sec. 18	June 1, 2006	PA 05-4 of the October 25 Sp. Sess., Sec. 2
Sec. 19	<i>from passage and applicable to projects with a commencement date on or after September 1, 2005</i>	New section
Sec. 20	July 1, 2006	HB 5844 (current session), Sec. 10(8)
Sec. 21	July 1, 2006	13b-61a(b) and (c)
Sec. 22	<i>from passage</i>	New section
Sec. 23	October 1, 2006	46b-123d
Sec. 24	October 1, 2006	46b-123e(a)
Sec. 25	October 1, 2006	21a-195a
Sec. 26	October 1, 2006	21a-196
Sec. 27	July 1, 2006	4-124hh
Sec. 28	July 1, 2006	54-256
Sec. 29	July 1, 2006	53a-30
Sec. 30	July 1, 2006	New section

Sec. 31	July 1, 2006	54-250(2)
Sec. 32	July 1, 2006	54-250(5)
Sec. 33	July 1, 2006	54-250(11)
Sec. 34	July 1, 2006	54-251(a)
Sec. 35	July 1, 2006	54-251(c)
Sec. 36	July 1, 2006	54-251(e)
Sec. 37	July 1, 2006	54-252
Sec. 38	July 1, 2006	54-253
Sec. 39	July 1, 2006	54-254
Sec. 40	July 1, 2006	54-257
Sec. 41	July 1, 2006	New section
Sec. 42	July 1, 2006	53a-189a
Sec. 43	July 1, 2006	New section
Sec. 44	October 1, 2006	New section
Sec. 45	October 1, 2006	53a-65(9)
Sec. 46	from passage	New section
Sec. 47	from passage	New section
Sec. 48	from passage	New section
Sec. 49	from passage	26-157c
Sec. 50	from passage	New section
Sec. 51	from passage	New section
Sec. 52	October 1, 2006	New section
Sec. 53	October 1, 2006	New section
Sec. 54	October 1, 2006	New section
Sec. 55	October 1, 2006	New section
Sec. 56	October 1, 2006	New section
Sec. 57	October 1, 2006	New section
Sec. 58	October 1, 2006	New section
Sec. 59	October 1, 2006	New section
Sec. 60	October 1, 2006	New section
Sec. 61	October 1, 2006	New section
Sec. 62	October 1, 2006	New section
Sec. 63	from passage	New section
Sec. 64	from passage	New section
Sec. 65	July 1, 2006	22-38a
Sec. 66	July 1, 2006	22-38c
Sec. 67	from passage	9-7a(a)
Sec. 68	from passage	1-80(f)
Sec. 69	from passage	1-205(b)
Sec. 70	October 1, 2006	New section

Sec. 71	<i>January 3, 2007</i>	2-9
Sec. 72	<i>from passage</i>	New section
Sec. 73	<i>July 1, 2006</i>	New section
Sec. 74	<i>July 1, 2006</i>	4-89(e)
Sec. 75	<i>October 1, 2006</i>	46b-124(b)
Sec. 76	<i>October 1, 2006</i>	17a-28(f)
Sec. 77	<i>July 1, 2006</i>	2-71x
Sec. 78	<i>July 1, 2006</i>	32-34(20)
Sec. 79	<i>July 1, 2006</i>	SB 702 (current session), Sec. 20SubSec. (f)
Sec. 80	<i>from passage</i>	12-412(58)
Sec. 81	<i>July 1, 2006</i>	12-407(a)(37)(FF)
Sec. 82	<i>July 1, 2006</i>	12-412(1)
Sec. 83	<i>July 1, 2006</i>	32-651
Sec. 84	<i>October 1, 2006</i>	New section
Sec. 85	<i>October 1, 2006</i>	New section
Sec. 86	<i>October 1, 2006</i>	54-130a
Sec. 87	<i>October 1, 2006</i>	31-51i
Sec. 88	<i>July 1, 2006</i>	New section
Sec. 89	<i>July 1, 2006</i>	New section
Sec. 90	<i>July 1, 2006</i>	New section
Sec. 91	<i>July 1, 2006</i>	New section
Sec. 92	<i>July 1, 2006</i>	New section
Sec. 93	<i>July 1, 2006</i>	New section
Sec. 94	<i>July 1, 2006</i>	New section
Sec. 95	<i>July 1, 2006</i>	New section
Sec. 96	<i>July 1, 2006</i>	New section
Sec. 97	<i>from passage</i>	Repealer section
Sec. 98	<i>July 1, 2006</i>	Repealer section
Sec. 99	<i>October 1, 2006</i>	Repealer section