



General Assembly

Amendment

February Session, 2006

LCO No. 5771

SB0041705771SD0

Offered by:

SEN. FINCH, 22nd Dist.
SEN. HARRIS, 5th Dist.
SEN. CIOTTO, 9th Dist.
SEN. COLEMAN, 2nd Dist.
SEN. KISSEL, 7th Dist.

SEN. FONFARA, 1st Dist.
SEN. LEBEAU, 3rd Dist.
REP. MCCLUSKEY, 20th Dist.
REP. FLEISCHMANN, 18th Dist.
REP. FELTMAN, 6th Dist.

To: Senate Bill No. 417

File No. 53

Cal. No. 85

**"AN ACT CONCERNING THE CONTROL AND SECURITY OF
RADIOACTIVE MATERIAL."**

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

3 "Sec. 501. Subsection (b) of section 14 of number 511 of the special acts
4 of 1929, as amended by section 1 of number 332 of the special acts of
5 1931, number 127 of the special acts of 1947, section 2 of special act
6 79-102, and special act 80-13 , section 1 of special act 83-31 and section 5
7 of special act 90-27, is amended to read as follows (*Effective from passage*):

8 (b) Any appropriation in excess of five million dollars for any single
9 item of capital expense not regularly recurring, including, but not limited
10 to, a capital purpose, a public improvement or an extraordinary
11 expenditure which may properly be financed long-term rather than from

12 current revenues, notwithstanding that such appropriation is included in
13 the budget to be met from current revenues, and any financing lease
14 under which the total amount of payments shall be in excess of five
15 million dollars, shall be approved by a two-thirds vote of the entire
16 district board and by a majority of the electors of the district at a
17 referendum of the district called by the district board in accordance with
18 the requirements of section 5 of number 511 of the special acts of 1929, as
19 amended by special act 77-54; provided (1) an appropriation for any
20 reason involving not more than ten million dollars in any one year for
21 the purpose of meeting a public emergency threatening the lives, health
22 or property of citizens of the district may be made upon approval by a
23 two-thirds vote of the entire district board without submission to the
24 electors of the district; [provided further,] (2) appropriations may be
25 made in any amount without submission to the electors of the district for
26 any public improvement all or a portion of which is to be paid for by
27 assessments of benefits or from funds established to pay for waste or
28 water facilities pursuant to section 13 of number 511 of the special acts of
29 1929, as amended by number 366 of the special acts of 1949, special act
30 77-54 and special act 83-31; and (3) for the capital expense of a project to
31 comply with a certain consent decree executed by the Metropolitan
32 District Commission of Hartford on or about March 23, 2006, in a case
33 pending in the United States District Court for the District of
34 Connecticut encaptioned United States of America and State of
35 Connecticut v. The Metropolitan District Commission of Hartford,
36 Connecticut, an appropriation of not more than one hundred million
37 dollars annually may be made for the term of such decree upon (A) a
38 finding by the district board that failure to comply with such decree, in
39 all likelihood, would subject the district or citizens of the district to
40 higher costs, tax increases, economic harm, severely inhibit economic
41 development projects and opportunities or otherwise jeopardize the
42 health, safety and welfares of the customers or citizens of the District,
43 and (B) the approval by a two-thirds vote of the entire district board
44 without submission to the electors. The Auditors of Public Accounts
45 shall annually perform a review of the project until such project is
46 completed and upon completion of the project shall submit a report on

47 the status of the project to the joint standing committee of the General
48 Assembly having cognizance of matters relating to planning and
49 development. The district board may determine, in the case of
50 appropriations for water, sewer and utility line extensions and
51 improvements, or the installation or replacement of service meters, the
52 definition of what shall constitute a single item of capital expense for
53 purposes of compliance with the referendum requirement of this section.
54 Such determination may be contained in the capital budget or a
55 resolution making such appropriation or authorizing the issuance of
56 bonds, notes or obligations of the district and any such determination
57 shall be final and conclusive."