



General Assembly

Substitute Bill No. 5186

January Session, 2007

* _____ HB05186PD _____ 031507 _____ *

AN ACT CONCERNING THE EVACUATION OF PETS AND SERVICE ANIMALS AND APPROVAL OF THE LOCAL EMERGENCY PLAN OF OPERATIONS.

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

1 Section 1. Subdivision (4) of section 28-1 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2007*):

4 (4) "Civil preparedness" means all those activities and measures
5 designed or undertaken (A) to minimize or control the effects upon the
6 civilian population of major disaster, (B) to minimize the effects upon
7 the civilian population caused or which would be caused by an attack
8 upon the United States, (C) to deal with the immediate emergency
9 conditions which would be created by any such attack, major disaster
10 or emergency, and (D) to effectuate emergency repairs to, or the
11 emergency restoration of, vital utilities and facilities destroyed or
12 damaged by any such attack, major disaster or emergency. Such term
13 shall include, but shall not be limited to, (i) measures to be taken in
14 preparation for anticipated attack, major disaster or emergency,
15 including the establishment of appropriate organizations, operational
16 plans and supporting agreements; the recruitment and training of
17 personnel; the conduct of research; the procurement and stockpiling of
18 necessary materials and supplies; the provision of suitable warning
19 systems; the construction and preparation of shelters, shelter areas and

20 control centers; and, when appropriate, the nonmilitary evacuation of
21 the civilian population, pets and service animals; (ii) measures to be
22 taken during attack, major disaster or emergency, including the
23 enforcement of passive defense regulations prescribed by duly
24 established military or civil authorities; the evacuation of personnel to
25 shelter areas; the control of traffic and panic; and the control and use of
26 lighting and civil communication; and (iii) measures to be taken
27 following attack, major disaster or emergency, including activities for
28 fire fighting; rescue, emergency medical, health and sanitation
29 services; monitoring for specific hazards of special weapons;
30 unexploded bomb reconnaissance; essential debris clearance;
31 emergency welfare measures; and immediately essential emergency
32 repair or restoration of damaged vital facilities.

33 Sec. 2. Section 28-7 of the general statutes is repealed and the
34 following is substituted in lieu thereof (*Effective October 1, 2007*):

35 (a) Each town or city of the state shall establish a local organization
36 for civil preparedness in accordance with the state civil preparedness
37 plan and program, provided any two or more towns or cities may,
38 with the approval of the commissioner, establish a joint organization
39 for civil preparedness. The authority of such local or joint organization
40 for civil preparedness shall not supersede that of any regularly
41 organized police or fire department. No town or city of the state shall
42 be eligible for any state or federal benefits under this chapter until such
43 town or city has submitted to the commissioner an emergency plan of
44 operations approved by the local director of civil preparedness and the
45 local chief executive which is subsequently approved by the
46 commissioner. Such emergency plan of operations shall not be
47 approved by the commissioner unless the commissioner determines
48 that the plan proposes strategies that address all the activities and
49 measures of civil preparedness identified in subdivision (4) fo section
50 28-1, as amended by this act.

51 (b) Each local organization for civil preparedness shall consist of an
52 advisory council and a director appointed by the chief executive

53 officer. The advisory council shall contain representatives of city or
54 town agencies concerned with civil preparedness and representatives
55 of interests, including business, labor, agriculture, veterans, women's
56 groups and others, which are important to the civil preparedness
57 program in the particular community. The director shall be responsible
58 for the organization, administration and operation of such local
59 organization, subject to the direction and control of the commissioner.
60 The chief executive officer may remove any local director for cause.

61 (c) Each local or joint organization shall perform such civil
62 preparedness functions in the territorial limits within which it is
63 organized as the commissioner prescribes. In addition, such local or
64 joint organization shall conduct such functions outside such territorial
65 limits as are prescribed by the state civil preparedness plan and
66 program or by the terms of any mutual aid agreements to which the
67 town is a party.

68 (d) The director of each local or joint organization may, with the
69 approval of the commissioner, collaborate with other public and
70 private agencies within the state and develop or cause to be developed
71 mutual aid agreements for civil preparedness aid and assistance in
72 case of disaster too great to be dealt with unassisted. The director of
73 such joint or local organization may, with the approval of the
74 commissioner, enter into such mutual aid agreements with civil
75 preparedness agencies or organizations in other states. Such
76 agreements shall be consistent with the state civil preparedness plan
77 and program and, in time of emergency, each local or joint
78 organization shall render assistance in accordance with the provisions
79 of such agreements to which it is a party unless otherwise ordered by
80 the commissioner.

81 (e) Each town or city shall have the power to make appropriations
82 for the payment of salaries and expenses of its local or joint
83 organization or any other civil preparedness agencies or
84 instrumentalities.

85 (f) In the event of a serious disaster or of a sudden emergency, when
86 such action is deemed necessary for the protection of the health and
87 safety of the people, and upon request of the local chief executive
88 authority, the Governor or the commissioner, without regard to the
89 provisions of section 22a-148, may authorize the temporary use of such
90 civil preparedness forces, including civil preparedness auxiliary police
91 and firemen, as he deems necessary. Personnel of such civil
92 preparedness forces shall be so employed only with their consent. The
93 provisions of section 28-14 shall apply to personnel so employed.

94 (g) The state shall reimburse any town or city rendering aid under
95 this section for the compensation paid and actual and necessary travel,
96 subsistence and maintenance expenses of employees of such town or
97 city while rendering such aid, and for all payments for death, disability
98 or injury of such employees in the course of rendering such aid and for
99 all losses of or damage to supplies or equipment of such town or city
100 incurred in the course of rendering such aid.

101 (h) Whenever, in the judgment of a local civil preparedness director,
102 with prior approval of the commissioner, it is deemed essential to
103 authorize the temporary assignment, with their consent, of any
104 members of civil preparedness forces who are not paid employees of
105 the state or any political subdivision thereof, for a temporary civil
106 preparedness mission, the provisions of section 28-14 shall apply. A
107 complete written record of the conditions and dates of such
108 assignment shall be maintained by the local director concerned and
109 such record shall be available for examination by the commissioner
110 and the Attorney General. The commissioner shall establish the
111 necessary procedures to administer this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2007</i>	28-1(4)
Sec. 2	<i>October 1, 2007</i>	28-7

