



General Assembly

Bill No. 8005

*June Special Session,
2007*

LCO No. **9699**

*09699 _____ *

Referred to Committee on No Committee

Introduced by:

REP. AMANN, 118th Dist.

SEN. WILLIAMS, 29th Dist.

***AN ACT IMPLEMENTING THE PROVISIONS OF THE BUDGET
CONCERNING GENERAL GOVERNMENT.***

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

1 Section 1. (*Effective July 1, 2007*) Notwithstanding any provision of
2 the general statutes, (1) the city of Hartford, through the Court of
3 Common Council, may lease to the General Assembly, through the
4 Joint Committee on Legislative Management, all that certain piece or
5 parcel of land, together with the buildings and improvements thereon,
6 located at 800 Main Street in the city of Hartford and known as the
7 "Old State House", for a term of not less than ninety-nine years and for
8 a cost of not more than one dollar per year, and (2) any such lease shall
9 require the Joint Committee on Legislative Management to (A) have
10 custody and control of said piece or parcel of land, buildings and
11 improvements, (B) provide for appropriate maintenance of said piece
12 or parcel of land, buildings and improvements, and (C) pursuant to
13 requests for proposals, (i) award contracts for educational and
14 community programming for the Old State House, and (ii) award

15 contracts for the maintenance and operation of the Old State House.

16 Sec. 2. Section 25-33o of the general statutes is repealed and the
17 following is substituted in lieu thereof (*Effective July 1, 2007*):

18 (a) The chairperson of the Public Utility Control Authority, or the
19 chairperson's designee, the Commissioner of Environmental
20 Protection, or the commissioner's designee, the Secretary of the Office
21 of Policy and Management, or the secretary's designee, and the
22 Commissioner of Public Health, or the commissioner's designee, shall
23 constitute a Water Planning Council to address issues involving the
24 water companies, water resources and state policies regarding the
25 future of the state's drinking water supply. [The chairperson of the
26 Public Utility Control Authority shall convene the first meeting of the
27 council.] On or after July 1, 2007, and each year thereafter, the
28 chairperson of the Water Planning Council shall be elected by the
29 members of the Water Planning Council.

30 (b) The Water Planning Council shall conduct a study, in
31 consultation with representatives of water companies, municipalities,
32 agricultural groups, environmental groups and other water users, that
33 shall include the following issues: (1) The financial viability, market
34 structure, reliability of customer service and managerial competence of
35 water companies; (2) fair and reasonable water rates; (3) protection and
36 appropriate allocation of the state's water resources while providing
37 for public water supply needs; (4) the adequacy and quality of the
38 state's drinking water supplies to meet current and future needs; (5) an
39 inventory of land and land use by water companies; (6) the status of
40 current withdrawals, projected withdrawals, river flows and the future
41 needs of water users; (7) methods for measurement and estimations of
42 natural flows in Connecticut waterways in order to determine
43 standards for stream flows that will protect the ecology of the state's
44 rivers and streams; (8) the status of river flows and available data for
45 measuring river flows; (9) the streamlining of the water diversion
46 permit process; (10) coordination between the Departments of

47 Environmental Protection, Public Health and Public Utility Control in
48 review of applications for water diversion; and (11) the procedure for
49 coordination of planning of public water supply systems established in
50 sections 25-33c to 25-33j, inclusive. Such study shall be conducted on
51 both a regional and state-wide level.

52 (c) The council may establish an advisory group that shall serve at
53 the pleasure of the council. The advisory group shall be balanced
54 between consumptive and nonconsumptive interests. The advisory
55 group may include representatives of (1) regional and municipal water
56 utilities, (2) investor-owned water utilities, (3) a wastewater system, (4)
57 agricultural interests, (5) electric power generation interests, (6)
58 business and industry interests, (7) environmental land protection
59 interests, (8) environmental river protection interests, (9) boating
60 interests, (10) fisheries interests, (11) recreational interests, (12)
61 endangered species protection interests, and (13) members of academia
62 with expertise in stream flow, public health and ecology.

63 [(c)] (d) The council shall, not later than January 1, 2002, and
64 annually thereafter, report its preliminary findings and any proposed
65 legislative changes to the joint standing committees of the General
66 Assembly having cognizance of matters relating to public health, the
67 environment and public utilities in accordance with section 11-4a,
68 except that not later than February 1, 2004, the council shall report its
69 recommendations in accordance with this subsection with regard to (1)
70 a water allocation plan based on water budgets for each watershed, (2)
71 funding for water budget planning, giving priority to the most highly
72 stressed watersheds, and (3) the feasibility of merging the data
73 collection and regulatory functions of the Department of
74 Environmental Protection's inland water resources program and the
75 Department of Public Health's water supplies section.

76 Sec. 3. (NEW) (Effective October 1, 2007) (a) The Office of Policy and
77 Management shall conduct a study to:

78 (1) Review and prioritize the recommendations and the goals of the

79 Water Planning Council developed prior to October 1, 2007;

80 (2) Compile information from other reports or studies regarding
81 water resources planning in the state;

82 (3) Establish a mechanism to perform an in-depth analysis of
83 existing statutes and regulations of the Department of Environmental
84 Protection, the Department of Public Health and the Department of
85 Public Utility Control for areas of overlapping and conflicting or
86 inefficient procedures;

87 (4) Review and summarize other states' regulatory programs and
88 structures, relating to water resource planning, including, but not
89 limited to, their approaches to water allocation;

90 (5) Identify processes and funding needs for the evaluation of
91 existing water diversion data and approaches to basin planning
92 projects and coordinate water data collection from, and analysis
93 among, the Department of Environmental Protection, the Department
94 of Public Health, the Department of Public Utility Control, the Office
95 of Policy and Management and the United States Geological Survey,
96 and recommend supplemental data collection, as appropriate;

97 (6) Evaluate existing water conservation programs and make
98 recommendations to enhance water conservation programs to promote
99 a water conservation ethic and to provide for appropriate drought
100 response and enforcement capabilities; and

101 (7) Identify funding requirements and mechanisms for ongoing
102 efforts in water resources planning in the state.

103 (b) The Office of Policy and Management shall transfer sufficient
104 funds, as determined by said office, to the Department of
105 Environmental Protection for data collection and analysis conducted
106 by said department for the purposes of this section.

107 (c) Not later than February 1, 2008, and annually thereafter, the

108 Secretary of the Office of Policy and Management shall submit a
109 report, in accordance with the provisions of section 11-4a of the general
110 statutes, on its findings pursuant to the study in subsection (a) of this
111 section, along with any recommended legislative revisions, to the joint
112 standing committees of the General Assembly having cognizance of
113 matters relating to public utilities and appropriations and to the Water
114 Planning Council.

115 Sec. 4. Subsection (b) of section 32-235 of the general statutes, as
116 amended by section 3 of public act 07-205 of the January 2007 session,
117 is repealed and the following is substituted in lieu thereof (*Effective July*
118 *1, 2007*):

119 (b) The proceeds of the sale of said bonds, to the extent of the
120 amount stated in subsection (a) of this section, shall be used by the
121 Department of Economic and Community Development for the
122 purposes of sections 32-220 to 32-234, inclusive, including economic
123 cluster-related programs and activities, and for the Connecticut job
124 training finance demonstration program pursuant to sections 32-23uu
125 and 32-23vv provided, (1) three million dollars shall be used by said
126 department solely for the purposes of section 32-23uu and not more
127 than five million two hundred fifty thousand dollars of the amount
128 stated in said subsection (a) may be used by said department for the
129 purposes of section 31-3u, (2) not less than one million dollars shall be
130 used for an educational technology grant to the deployment center
131 program and the nonprofit business consortium deployment center
132 approved pursuant to section 32-41l, (3) not less than two million
133 dollars shall be used by said department for the establishment of a
134 pilot program to make grants to businesses in designated areas of the
135 state for construction, renovation or improvement of small
136 manufacturing facilities provided such grants are matched by the
137 business, a municipality or another financing entity. The
138 Commissioner of Economic and Community Development shall
139 designate areas of the state where manufacturing is a substantial part
140 of the local economy and shall make grants under such pilot program

141 which are likely to produce a significant economic development
142 benefit for the designated area, (4) five million dollars may be used by
143 said department for the manufacturing competitiveness grants
144 program, (5) one million dollars shall be used by said department for
145 the purpose of a grant to the Connecticut Center for Advanced
146 Technology, for the purposes of section 32-237, and (6) [fifty] ten
147 million dollars shall be used by said department for [infrastructure
148 improvements to increase the military value of the United States Naval
149 Submarine Base - New London, where such improvements may
150 include, but need not be limited to, piers, drydocks or facilities for
151 maintenance, operations, training, ordinance or electric or water
152 utilities, provided, for any infrastructure improvement constructed,
153 said commissioner shall negotiate a multiyear lease with the United
154 States Department of the Navy, at the end of which lease ownership of
155 such improvement may be transferred to said department or, if said
156 department ceases operations at such submarine base prior to the end
157 of such lease, said department shall reimburse the state for the full
158 construction cost of such improvement] the purpose of grants to the
159 United States Navy or eligible applicants for projects related to the
160 enhancement of infrastructure for long-term, on-going naval
161 operations at the United States Naval Submarine Base-New London,
162 located in Groton, which will increase the military value of said base.

163 Sec. 5. (NEW) (*Effective July 1, 2007*) (a) The Labor Department,
164 within available appropriations, shall establish a program to distribute
165 youth employment and training funds to regional workforce
166 development boards.

167 (b) Funds provided for in this section shall be allocated as follows:
168 (1) Thirty-two and five-tenths per cent to Capitol Workforce Partners;
169 (2) twenty-two and five-tenths per cent to The Workforce Alliance; (3)
170 twelve and five-tenths per cent to The Workplace, Inc.; (4) twenty-two
171 and five-tenths per cent to the Northwest Regional Workforce
172 Investment Board, Inc.; and (5) ten per cent to the Eastern Connecticut
173 Workforce Investment Board.

174 Sec. 6. (*Effective October 1, 2007*) (a) The Probate Court Administrator
175 shall establish, within available appropriations, an Extended Family
176 Guardianship and Assisted Care Pilot Program in the regional
177 children's probate court for the district of New Haven, established
178 pursuant to section 45a-8a of the general statutes, for the purpose of
179 reducing the number of children who are placed out of their
180 communities and in foster care due to abuse and neglect. The program
181 shall be designed to (1) provide outreach to extended family members
182 in the community and appoint such family members as guardians, and
183 (2) seek volunteers to act as assisted care providers to assist guardians
184 in caring for children. Under the program, each guardian appointed by
185 the court shall be eligible to receive a maximum grant of five hundred
186 dollars per child.

187 (b) The Probate Court Administrator shall adopt regulations, in
188 accordance with chapter 54 of the general statutes, to implement the
189 provisions of this section. The regulations shall establish the eligibility
190 criteria for (1) becoming a guardian or an assisted care provider under
191 the program, and (2) the awarding of grants pursuant to subsection (a)
192 of this section.

193 (c) On or before January 1, 2009, the Probate Court Administrator,
194 or a designee, shall report, in accordance with section 11-4a of the
195 general statutes, to the joint standing committee of the General
196 Assembly having cognizance of matters relating to the judiciary and
197 the select committee of the General Assembly having cognizance of
198 matters relating to children, on the status and effectiveness of the pilot
199 program established pursuant to subsection (a) of this section.

200 Sec. 7. Section 7-323p of the general statutes is repealed and the
201 following is substituted in lieu thereof (*Effective July 1, 2007*):

202 (a) The Office of State Fire Administration shall maintain and
203 operate a state fire school which shall serve as the training and
204 education arm of the Commission on Fire Prevention and Control. The
205 use of any hazardous material, as defined in section 29-307a, except a

206 virgin fuel, is prohibited in the simulation of any fire. The office shall
207 fix fees for training and education programs and sessions and for such
208 other purposes deemed necessary for the operation and support of the
209 school, subject to the approval of the commission. Such fees shall be
210 used solely for training and education purposes.

211 (b) The commission may establish and maintain a state fire school
212 training and education extension account, which shall be a separate
213 account within the General Fund. The account shall contain any
214 moneys required by law to be deposited in the account. The account
215 may be used for the operation of such training and education
216 extension programs and sessions as the Office of State Fire
217 Administration may establish, [and] for the purchase of such
218 equipment as is required for use in the operation of such programs and
219 sessions, and for (1) reimbursement to municipalities and municipal
220 fire departments for one-half of the costs of Firefighter I certification
221 and recruit training of municipal volunteer and paid fire service
222 personnel, and (2) reimbursement to state agencies for one-half of the
223 costs of Firefighter I certification and recruit training of state agency
224 fire service personnel. All proceeds derived from the operation of the
225 training and education extension programs and sessions shall be
226 deposited in the General Fund and shall be credited to and become a
227 part of the resources of the account. All direct expenses incurred in the
228 conduct of the training, certification and education programs and
229 sessions shall be charged, and any payments of interest and principal
230 of bonds or any sums transferable to any fund for the payment of
231 interest and principal of bonds and any cost of equipment for such
232 operations may be charged, against the account on order of the State
233 Comptroller. Any balance of receipts above expenditures shall remain
234 in the account to be used for its training and education programs and
235 sessions, and for the acquisition, as provided by section 4b-21,
236 alteration and repairs of real property for educational facilities, except
237 such sums as may be required to be transferred from time to time to
238 any fund for the redemption of bonds and payment of interest on
239 bonds, provided repairs, alterations or additions to educational

240 facilities costing fifty thousand dollars or less shall require the
241 approval of the Commissioner of Public Works, and capital projects
242 costing over fifty thousand dollars shall require the approval of the
243 General Assembly or, when the General Assembly is not in session, of
244 the Finance Advisory Committee.

245 (c) The commission may establish and maintain a state fire school
246 auxiliary services account, which shall be a separate account within the
247 General Fund. The account shall be used for the operation,
248 maintenance and repair of auxiliary service facilities and for such other
249 auxiliary activities of the state fire school as the Office of State Fire
250 Administration determines. The proceeds of such activities shall be
251 deposited in the General Fund and shall be credited to and become a
252 part of the resources of the account. All direct expenses of operation,
253 maintenance and repair of facilities, food services and other auxiliary
254 activities shall be charged, and any payments of interest and principal
255 of bonds or any sums transferable to any fund for the payment of
256 interest and principal of bonds and any cost of equipment for such
257 operations may be charged, against the account on order of the State
258 Comptroller. Any balance of receipts above expenditures shall remain
259 in the account to be used for the improvement and extension of such
260 activities, except such sums as may be required to be transferred from
261 time to time to any fund for the redemption of bonds and payment of
262 interest on bonds, provided repairs, alterations or additions to
263 auxiliary service facilities costing fifty thousand dollars or less shall
264 require the approval of the Commissioner of Public Works, and capital
265 projects costing over fifty thousand dollars shall require the approval
266 of the General Assembly or, when the General Assembly is not in
267 session, of the Finance Advisory Committee. The commission, with the
268 approval of the Finance Advisory Committee, may borrow from the
269 resources of the General Fund at any time such sum or sums as it
270 deems advisable, to establish or continue auxiliary services activities,
271 such sums to be repaid in accordance with such schedule as the
272 Secretary of the Office of Policy and Management shall establish.

273 Sec. 8. (NEW) (*Effective July 1, 2007*) There is established an account
274 known as the invasive species detection and control account, which
275 shall be a separate, nonlapsing account within the Conservation Fund.
276 Said account shall contain any moneys required by law to be deposited
277 therein. Moneys in the account shall be expended by the
278 Commissioner of Environmental Protection for the purposes of
279 controlling invasive species, including, but not limited to, employing
280 an invasive species coordinator, developing an early detection and
281 rapid response policy, educating the public regarding invasive species,
282 funding Department of Agriculture and Connecticut Agricultural
283 Experiment Station inspectors and making grants to municipalities for
284 the control of invasive species on publicly accessible land and waters.

285 Sec. 9. (NEW) (*Effective July 1, 2007*) (a) As used in this section:

286 (1) "Grant" means an urban violence reduction grant;

287 (2) "Eligible agency" means a nonprofit agency authorized by a
288 municipality to apply for and administer a grant on behalf of such
289 municipality;

290 (3) "Program" means the urban violence reduction grant program;
291 and

292 (4) "Secretary" means the Secretary of the Office of Policy and
293 Management.

294 (b) There is established an urban violence reduction grant program
295 for the purpose of reducing urban youth violence by providing grants
296 for programs and services for youth in urban centers within the state.
297 The program shall be administered by the Office of Policy and
298 Management.

299 (c) The secretary shall, within available appropriations, award
300 grants under the program based on competitive proposals submitted
301 and evaluated as provided in this section. Such grants may be made to
302 a municipality or to one or more eligible agencies acting on behalf of a

303 municipality.

304 (d) Grants made under this section shall be used to provide eligible
305 programs and services for youth between twelve and eighteen years of
306 age. Such programs and services shall include, but not be limited to: (1)
307 Mentoring; (2) tutoring and enrichment activities; (3) social and
308 cultural activities; (4) athletic and recreational opportunities; (5)
309 training in problem-solving, decision-making, peer counseling and
310 conflict mediation; (6) the implementation of strategies to address
311 imminent violence, collaborate to reduce violence on the street and
312 improve relations between the police and the communities they serve.
313 Grant recipients shall provide for parental and youth involvement, on
314 an ongoing basis, in the planning and operation of such programs.

315 (e) The Office of Policy and Management shall publish a notice of
316 grant availability and solicit competitive proposals under the program
317 for the fiscal year ending June 30, 2008, and each fiscal year thereafter.
318 Municipalities and eligible agencies acting on behalf of a municipality
319 may file a grant application with the Office of Policy and Management
320 on such forms and at such times as the secretary prescribes.
321 Applications filed by eligible agencies acting on behalf of a
322 municipality shall include the endorsement of the chief elected official
323 of such municipality.

324 (f) The Office of Policy and Management shall review all grant
325 applications received under the program and determine which grant
326 applications shall be funded and at what funding levels. Criteria for
327 such determinations shall be established by the secretary and included
328 in the notice of grant availability.

329 (g) The secretary may adopt regulations, in accordance with chapter
330 54 of the general statutes, to carry out the provisions of this section.

331 Sec. 10. Section 9 of substitute house bill 7367 of the January 2007
332 session is repealed and the following is substituted in lieu thereof
333 (*Effective July 1, 2007*):

334 The Commissioner of Transportation shall develop and recommend
335 procedures [, in accordance with the general statutes,] and criteria for
336 the leasing of naming rights of transit stations and other transit-owned
337 property to private corporations and organizations. The commissioner
338 shall [establish criteria for the leasing of such naming rights. Such
339 criteria shall be submitted] submit such recommended procedures and
340 criteria to the joint standing committee of the General Assembly
341 having cognizance of matters relating to transportation [, not later
342 than] on or before January 30, 2008. [, and, if approved by said
343 committee, such approval shall not be later than the close of the 2008
344 session of the General Assembly.]

345 Sec. 11. Section 32-80 of the general statutes is repealed and the
346 following is substituted in lieu thereof (*Effective July 1, 2007*):

347 (a) As used in this section:

348 (1) "Commissioner" means the Commissioner of Economic and
349 Community Development.

350 (2) "Public investment communities" shall have the same meaning
351 as "public investment communities", as defined in section 7-545.

352 (3) "Distressed municipality" shall have the same meaning as
353 "distressed municipality", as defined in section 32-9p.

354 (4) "Eligible municipality" means a municipality that is a distressed
355 municipality and a public investment community, has a population of
356 not more than forty thousand, has an unemployment rate that is more
357 than the unemployment rate of the state, and for which the per capita
358 income is less than the per capita income of the state.

359 (5) "Unemployment rate" means the average unemployment rate of
360 a municipality or the state, as the case may be, as reported by the
361 Labor Commissioner on the preceding July first for the latest available
362 twelve-month period.

363 (6) "Per capita income" means the average per capita income of a
364 municipality or the state, as the case may be, that is enumerated in the
365 most recent (A) federal decennial census of population, or (B) current
366 population report series issued by the United States Department of
367 Commerce, Bureau of the Census available on the preceding January
368 first, whichever is most recent.

369 (b) (1) Before July 1, 2005, the legislative bodies of three or more
370 contiguous municipalities, each of which is a public investment
371 community and has a population of not more than sixty thousand, and
372 at least fifty per cent of which municipalities are located along the
373 same interstate highway, limited access state highway or intersecting
374 interstate or limited access state highways, may, with the approval of
375 the commissioner, designate industrial districts in such municipalities
376 as an enterprise corridor zone. (2) On or after July 1, 2005, the
377 legislative bodies of two or more contiguous eligible municipalities, at
378 least one of which is located along an interstate highway, limited
379 access state highway or intersecting interstate or limited access state
380 highways and is designated as a regional center in the locational guide
381 map included in the state plan of conservation and development
382 adopted pursuant to chapter 297, may, with the approval of the
383 commissioner, designate such municipalities as an enterprise corridor
384 zone. (3) Notwithstanding the provisions of subsection (c) of this
385 section, on or after July 1, 2007, the legislative bodies of two or more
386 contiguous municipalities, at least one of which has an enterprise
387 corridor zone on the effective date of this section, may designate as
388 part of such existing enterprise corridor zone a tract of land in the
389 municipality that does not have an enterprise corridor zone, provided
390 such tract is zoned for industrial uses, contains a brownfield and is
391 directly adjacent to an industrial district designated as an enterprise
392 corridor zone. Such municipalities shall execute an intermunicipal
393 agreement specifying how they would cooperatively share in the
394 marketing, promotion and development of the industrial districts that
395 would comprise the enterprise corridor zone. A copy of such executed
396 agreement shall be filed with the commissioner.

397 (c) Municipalities seeking the approval of the commissioner for such
398 designation shall execute an intermunicipal agreement specifying how
399 they would cooperatively share in the marketing, promotion and
400 development of the industrial districts that would comprise the
401 enterprise corridor zones, and shall file with the commissioner a
402 preliminary application which includes such executed agreement. Not
403 later than sixty days after receipt of such preliminary application, the
404 commissioner shall indicate to the municipalities, in writing, any
405 recommendations for improving the municipalities' application. Not
406 later than sixty days after receipt of the commissioner's written
407 response, the municipalities shall file a final application with the
408 commissioner.

409 (d) The commissioner shall approve the designation of at least two
410 areas as enterprise corridor zones. The commissioner may remove the
411 designation of any area he has approved as an enterprise corridor zone
412 if such area no longer meets the criteria for such designation, provided
413 no such designation shall be removed less than ten years after the date
414 that such area no longer meets such criteria.

415 (e) Businesses located within an enterprise corridor zone shall be
416 entitled to the same benefits, subject to the same conditions, under the
417 general statutes for which businesses located in an enterprise zone
418 qualify.

419 (f) The commissioner may adopt regulations in accordance with the
420 provisions of chapter 54 to carry out the purposes of this section.

421 Sec. 12. Section 32-237 of the general statutes is repealed and the
422 following is substituted in lieu thereof (*Effective October 1, 2008*):

423 (a) The Connecticut Center for Advanced Technology shall establish
424 a center for supply chain integration to assist at risk small and
425 medium-sized manufacturers in the state that are suppliers for defense
426 manufacturers, to adopt the digital technology and business practices
427 needed to fully participate in the next generation defense supply base.

428 The center shall provide technical and business assistance and training
429 to help such suppliers (1) adopt the state-of-the-market digital
430 manufacturing and information technologies and best business
431 practices and techniques, and (2) eliminate waste caused by poor
432 information flow and counterproductive business practices across
433 multiple buyer and supplier relationships. The center shall work with
434 other state and national resources to help suppliers that are
435 transitioning from a commodity-oriented business model into a value-
436 added technology-based model of component and service integration.
437 The center shall carry out the purposes of this section by providing
438 training, on-site assistance and facilities and equipment for suppliers.

439 (b) The center for supply chain integration established pursuant to
440 subsection (a) of this section, shall make its services available to assist
441 small and medium-sized manufacturers in the state. The center shall
442 provide the same services to such manufacturers to promote supply
443 chain development, as described in subsection (a) of this section.

444 Sec. 13. Section 32-345 of the general statutes is repealed and the
445 following is substituted in lieu thereof (*Effective from passage*):

446 (a) The [corporation shall] Department of Economic and
447 Community Development may establish a Connecticut development
448 research and economic assistance matching grant program, within
449 available appropriations and, for the purposes of providing financial
450 aid, as defined in subdivision (4) of section 32-34, to assist: (1)
451 Connecticut small businesses in conducting marketing-related
452 activities to facilitate commercialization of research projects funded
453 under the small business innovation research program or the small
454 business technology transfer program; (2) business-led consortia or
455 Connecticut businesses in connection with their participation in a
456 federal technology support program; and (3) micro businesses, in
457 conducting development and research. The department may enter into
458 an agreement, pursuant to chapter 55a, with a person, firm,
459 corporation or other entity to operate such program.

460 (b) Applications shall be submitted [to the corporation at such times
461 and on such forms as the corporation may prescribe] in the manner
462 prescribed by the department. Each such application shall include the
463 following: (1) The location of the principal place of business of the
464 applicant; (2) an explanation of the intended use of the funding being
465 applied for, the potential market for the end product of the project and
466 the marketing strategy; and (3) such other information that the
467 [corporation] department deems necessary. Information contained in
468 any such application submitted to the [corporation] department under
469 this section which is of a proprietary nature shall be exempt from the
470 provisions of subsection (a) of section 1-210.

471 (c) In determining whether an applicant shall be selected for
472 funding pursuant to this section, the [corporation] department, or the
473 operator, if any, selected pursuant to subsection (a) of this section,
474 shall consider, but such consideration need not be limited to, the
475 following factors: (1) The description of the small business innovation
476 research project, the small business technology transfer project or the
477 federally-supported technology project and the potential commercial
478 applicability of such project; (2) evidence of satisfactory participation
479 in the applicable small business innovation research program, the
480 small business technology transfer program or the federal technology
481 support program; (3) the potential impact of such research project on
482 the workforce in the region where such small business is located; (4)
483 the size of the potential market, strength of the marketing strategy, and
484 ability of the applicant to execute the strategy and successfully
485 commercialize the end product; and (5) the resources and record of
486 success of the company relative to development and
487 commercialization. Within the availability of funds, the [corporation]
488 department may provide financial aid to eligible applicants provided
489 no business may receive more than fifty thousand dollars for any
490 single small business innovation research project or small business
491 technology transfer project. The [corporation] department may require
492 a business to repay such assistance or pay a multiple of the assistance
493 to the [corporation] department. All such repayments and payments

494 shall be deposited in the Connecticut technology partnership
495 assistance program revolving account established under section 32-
496 346, as amended by this act.

497 (d) The [~~corporation shall~~] department may establish a
498 development, research and economic assistance matching financial aid
499 program for micro businesses that have received federal funds for
500 Phase II proposals under the small business innovation research
501 program and the small business technology transfer program. Any
502 micro business receiving financial aid under this subsection shall use
503 such financial aid for the same purpose such micro business was
504 awarded said federal funds. The department may enter into an
505 agreement, pursuant to chapter 55a, with a person, firm, corporation or
506 other entity to operate such a program.

507 (e) [The corporation shall adopt written procedures, in accordance
508 with the provisions of section 1-121 to carry out the provisions of this
509 section.] On or before January 15, 2008, and annually thereafter, the
510 Commissioner of Economic and Community Development shall, in
511 consultation with the program operator, if any, submit a report on the
512 status of the development research and economic assistance matching
513 grant program to the chairpersons of the joint standing committee of
514 the General Assembly having cognizance of matters relating to the
515 Department of Economic and Community Development. Such report
516 shall include, but need not be limited to, a description of the projects
517 supported and the type of financial aid provided.

518 Sec. 14. Section 32-346 of the general statutes is repealed and the
519 following is substituted in lieu thereof (*Effective from passage*):

520 The corporation shall establish a "Connecticut technology
521 partnership assistance program revolving account". Any and all
522 references in any general statutes, procedure or legal document to the
523 "phase III assistance program revolving account" shall, on and after
524 July 1, 1995, be deemed to refer to the "Connecticut technology
525 partnership assistance program revolving account". The account shall

526 be used for the purpose of providing [financial assistance under
527 section 32-345 and] financial aid under section 32-41u.

528 Sec. 15. Section 32-356 of the general statutes is repealed and the
529 following is substituted in lieu thereof (*Effective from passage*):

530 (a) For purposes of this section, "incubator facilities" shall have the
531 same meaning as incubator facilities in section 32-34.

532 (b) The Commissioner of Economic and Community Development
533 shall establish the small business incubator program to provide grants
534 to entities operating incubator facilities, as defined in section 32-34.
535 [Such grants] The Department of Economic and Community
536 Development may enter into an agreement, pursuant to chapter 55a,
537 with a person, firm, corporation or other entity to operate such
538 program. The department, or a program operator selected pursuant to
539 this subsection, shall, subject to the availability of funds, operate a
540 technology-based small business incubator program. In accordance
541 with the written guidelines developed by the department, the
542 department or program operator, if any, may provide grants to assist
543 small businesses operating within incubator facilities. Grants made
544 pursuant to this section shall be used by such entities to provide
545 operating funds and related services, including business plan
546 preparation, assistance in acquiring financing and management
547 counseling.

548 (c) An entity shall submit an application for a grant pursuant to this
549 section [to the commissioner, at such time and in such manner as the
550 commissioner shall prescribe in regulations adopted pursuant to
551 subsection (d) of this section] in the manner prescribed by the
552 Commissioner of Economic and Community Development.

553 [(d) The commissioner shall adopt regulations, in accordance with
554 the provisions of chapter 54, to implement the small business incubator
555 program established pursuant to this section. Such regulations shall
556 include (1) a description of entities eligible for grants under such

557 program, (2) a description of allowable expenditures for such grants,
558 (3) definitions of small businesses eligible for support pursuant to such
559 program, (4) directions regarding the form and content of the
560 application to be submitted by entities seeking grants, (5) schedules for
561 the awarding of grants, (6) standards indicating the bases upon which
562 grants shall be awarded, including (A) priorities, if any, for small
563 business incubator programs that provide certain support services, (B)
564 criteria relating to the background, experience and services offered by
565 the entity seeking a grant, and (C) any limitations on the amount of
566 grant any one entity may receive in one funding cycle, and (7) such
567 other provisions that the commissioner may find necessary for the
568 implementation of such program.]

569 [(e)] (d) There is established an account to be known as the small
570 business incubator account, which shall be a separate, nonlapsing
571 account within the General Fund. [The account shall contain all
572 moneys required by law to be deposited in the account and shall be
573 held separate and apart from all other money, funds and accounts.
574 Investment earnings from any moneys in the account shall be credited
575 to the account and shall become part of the assets of the account. Any
576 balance remaining in the account at the end of any fiscal year shall not
577 lapse and shall be available for use for the fiscal year next succeeding.]
578 The commissioner may use funds from the account to provide
579 administrative expenses and grants pursuant to this section.

580 (e) (1) There is established a Small Business Incubator Advisory
581 Board. Said board shall consist of: (A) The Commissioner of Economic
582 and Community Development; (B) the president of the Connecticut
583 Development Authority and the executive director of Connecticut
584 Innovations, Incorporated, as ex officio non-voting members, or their
585 designees; (C) one member to be appointed by the Governor; (D) two
586 members with experience in the field of technology transfer and
587 commercialization, to be appointed by the speaker of the House of
588 Representatives; (E) two members with experience in new product and
589 market development, to be appointed by the president pro tempore of

590 the Senate; (F) one member to be appointed by the majority leader of
591 the Senate; (G) one member to be appointed by the majority leader of
592 the House of Representatives; (H) one member with experience in seed
593 and early stage capital investment, to be appointed by the minority
594 leader of the House of Representatives; and (I) one member with
595 experience in seed and early stage capital investment, to be appointed
596 by the minority leader of the Senate. All initial appointments to said
597 board shall be made not later than September 1, 2007.

598 (2) The Commissioner of Economic and Community Development
599 shall schedule the first meeting of said board not later than October 15,
600 2007. Thereafter, the board shall meet at least once annually to evaluate
601 and recommend changes to the guidelines adopted pursuant to this
602 section.

603 Sec. 16. (NEW) (*Effective July 1, 2007*) (a) As used in this section and
604 sections 17 to 19, inclusive, of this act:

605 (1) "Closed crankcase filtration system" means a system that
606 separates oil and other contaminants from the blow-by gases and
607 routes the blow-by gases into a diesel engine's intake system
608 downstream of the air filter;

609 (2) "Emergency contingency vehicle" means a bus placed in an
610 inactive contingency fleet for local emergencies, after the bus has
611 reached the end of its normal minimum useful life;

612 (3) "Full-sized school bus" means a school bus, as defined in section
613 14-275 of the general statutes, which is a Type I diesel school bus,
614 including spare buses operated by or under contract to a school
615 district, but not including emergency contingency vehicles or low
616 usage vehicles;

617 (4) "Low usage vehicle" means a bus that operates for not more than
618 one thousand miles per year;

619 (5) "Model year 2007 emission standards" means engine emission

620 standards promulgated by the federal Environmental Protection
621 Agency in 40 CFR Parts 69, 80 and 86;

622 (6) "Ultra-low sulfur diesel fuel" means diesel fuel used by an on-
623 road engine that meets the requirements for sulfur content set forth in
624 40 CFR 80;

625 (7) "Verified emissions control device" means a device that has been
626 verified by the federal Environmental Protection Agency or the
627 California Air Resources Board to reduce particulate matter emissions
628 by a given amount;

629 (8) "Level 1 device" means a verified emissions control device that
630 achieves greater than or equal to twenty-five per cent, but less than
631 fifty per cent, particulate matter reduction;

632 (9) "Level 2 device" means a verified emissions control device that
633 achieves greater than or equal to fifty per cent, but less than eighty-five
634 per cent, particulate matter reduction; and

635 (10) "Level 3 device" means a verified emissions control device that
636 achieves greater than or equal to eighty-five per cent particulate matter
637 reduction or a particulate matter emission standard of 0.01 grams per
638 brake horsepower-hour.

639 Sec. 17. (NEW) (*Effective July 1, 2007*) (a) Except as provided in
640 subsection (b) of this section, not later than September 1, 2010, each
641 full-sized school bus with an engine model year of 1994 or later
642 transporting children in the state shall either: (1) Be equipped with a
643 closed crankcase filtration system and either a level 1 device, level 2
644 device or level 3 device, or, if the bus has an engine model year of 2003
645 to 2006, inclusive, has not been retrofitted with a level 1 device or level
646 2 device prior to July 1, 2007, and is capable of operating normally
647 with a level 3 device that can be installed along with a closed crankcase
648 filtration system for five thousand dollars or less in accordance with a
649 procurement contract developed pursuant to subsection (c) of this

650 section, be equipped with a closed crankcase filtration system and a
651 level 3 device, (2) be equipped with an engine certified by the federal
652 Environmental Protection Agency to meet model year 2007 emission
653 standards, or (3) use compressed natural gas or other alternative fuel
654 certified by the federal Environmental Protection Agency or the
655 California Air Resources Board to reduce particulate matter emissions
656 by not less than eighty-five per cent compared to ultra-low sulfur
657 diesel fuel.

658 (b) The provisions of subsection (a) of this section shall not apply if
659 the procurement contracts developed pursuant to subsection (c) of this
660 section fail to establish a price level for the purchase, installation and
661 warranty of a closed crankcase filtration system, and either a level 1
662 device, level 2 device or level 3 device in each type of full-sized school
663 bus that is equivalent to or less than the grant amount for such
664 emissions control device specified in subsection (a) of section 19 of this
665 act.

666 (c) The Commissioner of Administrative Services, in consultation
667 with the Commissioner of Environmental Protection, shall develop
668 procurement contracts, in accordance with chapter 58 of the general
669 statutes, for (1) level 1, level 2 and level 3 devices, and (2) closed
670 crankcase filtration systems, including the installation and warranty of
671 such devices and such systems. Said procurement contracts shall be
672 made available to state agencies and political subdivisions of the state
673 through the contracting portal section of the Department of
674 Administrative Services' Internet web site.

675 Sec. 18. (NEW) (*Effective July 1, 2007*) There is established the "school
676 bus emissions reduction account", which shall be a separate,
677 nonlapsing account within the General Fund. The account shall
678 contain any moneys required by law to be deposited in the account.
679 The moneys in said account shall be expended by the Department of
680 Environmental Protection for the purposes of the school bus emissions
681 reduction program established in section 19 of this act. The

682 Department of Environmental Protection shall not use more than three
683 per cent of the funds in said account for the administration of said
684 program.

685 Sec. 19. (NEW) (*Effective July 1, 2007*) (a) The Commissioner of
686 Environmental Protection, in consultation with the Commissioner of
687 Education, shall establish a school bus emissions reduction program.
688 Such program shall be established regardless of the price levels
689 established by the procurement contracts developed pursuant to
690 subsection (c) of section 17 of this act. Through the program, the
691 Commissioner of Environmental Protection shall:

692 (1) Within available appropriations, make grants with funds from
693 the school bus emissions reduction account, established pursuant to
694 section 18 of this act, to municipalities and local and regional school
695 boards to reimburse them for the cost of retrofitting full-sized school
696 buses that are projected to be in service on or after September 1, 2010,
697 as follows: (A) Not to exceed five thousand dollars for each bus with
698 an engine model year between 2003 to 2006, inclusive, that has been
699 equipped with a closed crankcase filtration system and a level 3
700 device; (B) not to exceed two thousand five hundred dollars for each
701 bus that has been equipped with a closed crankcase filtration system
702 and a level 2 device; and (C) not to exceed one thousand two hundred
703 fifty dollars for each bus that has been equipped with a closed
704 crankcase filtration system and a level 1 device. In the event the
705 procurement contracts developed pursuant to section 17 of this act fail
706 to establish a price level for the purchase, installation and warranty of
707 a closed crankcase filtration system and either a level 1 device, level 2
708 device or level 3 device in each type of full-sized school bus that is
709 equivalent to or less than the grant level for such emissions control
710 device specified in this section, municipalities and local and regional
711 boards of education may opt to retrofit their full-sized school buses
712 and continue to be eligible to receive the grants established in this
713 section;

714 (2) Develop an outreach plan and materials for educating and
715 notifying municipalities, local and regional boards of education and
716 bus companies about the requirements of section 17 of this act; and

717 (3) Assist municipalities and local and regional boards of education
718 and bus companies to retrofit their full-sized school buses. Such
719 assistance shall include, but not be limited to, guidance in choosing
720 whether to retrofit buses with either a level 1 device, level 2 device or
721 level 3 device.

722 (b) To receive a reimbursement pursuant to this section, a
723 municipality or local or regional board of education shall submit a
724 form prescribed by the commissioner to the Department of
725 Environmental Protection, which shall contain: (1) The school bus
726 model and year, engine model and year, vehicle identification number
727 and date of installation for each eligible retrofitted bus, (2) for an
728 eligible bus retrofitted with a level 3 device, a certification that the bus
729 will operate in the state for not less than three years after the date of
730 installation of the emission control device, and (3) a receipt for the
731 purchase of the emission control devices and their installation.

732 Sec. 20. Subsection (e) of section 54-56g of the general statutes is
733 repealed and the following is substituted in lieu thereof (*Effective*
734 *October 1, 2007*):

735 (e) The court may, as a condition of granting such application,
736 require that such person participate in a victim impact panel program
737 approved by the Court Support Services Division of the Judicial
738 Department. Such victim impact panel program shall provide a
739 nonconfrontational forum for the victims of alcohol-related or drug-
740 related offenses and offenders to share experiences on the impact of
741 alcohol-related or drug-related incidents in their lives. Such victim
742 impact panel program shall be conducted by a nonprofit organization
743 that advocates on behalf of victims of accidents caused by persons who
744 operated a motor vehicle while under the influence of intoxicating
745 liquor or any drug, or both. Such organization may assess a

746 participation fee of not more than [twenty-five] seventy-five dollars on
747 any person required by the court to participate in such program,
748 provided such organization shall offer a hardship waiver when it has
749 determined that the imposition of a fee would pose an economic
750 hardship for such person.

751 Sec. 21. Section 7 of public act 07-1 is repealed and the following is
752 substituted in lieu thereof (*Effective from passage*):

753 Nothing in chapter 10 of the general statutes shall prohibit the
754 donation of goods or services, as described in subdivision (5) of
755 subsection (e) of section 1-79 of the general statutes, as amended by
756 [this act] section 5 of public act 07-1, to a state agency or quasi-public
757 agency, [or] the donation of the use of facilities to facilitate state agency
758 or quasi-public agency action or functions or the donation of real
759 property to a state agency or quasi-public agency. As used in this
760 section, "state agency" and "quasi-public agency" have the same
761 meanings as provided in section 1-79 of the general statutes, as
762 amended by [this act] section 5 of public act 07-1.

763 Sec. 22. Subsection (b) of section 1 of public act 07-205 of the January
764 2007 session is repealed and the following is substituted in lieu thereof
765 (*Effective October 1, 2007*):

766 (b) The Governor, in consultation with the Commissioner of
767 Economic and Community Development, shall appoint an executive
768 director to manage the daily activities and duties of the Office of
769 Military Affairs. The executive director shall have the necessary
770 qualifications to perform the duties of said office, including, but not
771 limited to, having prior military experience, and having attained the
772 rank of an officer within a branch of the armed forces. The Governor
773 shall give preference to any person with the necessary training and
774 experience who has served in the navy [and] or who has knowledge or
775 prior experience with the federal Base Realignment and Closure or
776 "BRAC" process. Within available appropriations, the executive
777 director shall: (1) Appoint, employ and remove such assistants,

778 employees and personnel as deemed necessary for the efficient and
779 effective administration of the activities of the office; (2) coordinate
780 state and local efforts to prevent the closure or downsizing of
781 Connecticut military facilities, particularly United States Naval
782 Submarine Base-New London, located in Groton; (3) maximize the
783 state's input into the federal Base Realignment and Closure or "BRAC"
784 process, including, but not limited to, (A) acting as liaison to the state's
785 congressional delegation on defense, military and BRAC issues, and
786 (B) acting as liaison to consultant lobbyists hired by the state to assist
787 in monitoring activities related to BRAC; (4) encourage the relocation
788 of military missions to the state; (5) coordinate state and local efforts to
789 enhance the quality of life of all branches of military personnel and
790 their families living or working in Connecticut; (6) review and make
791 recommendations for state policies that affect Connecticut's military
792 facilities and defense and homeland security industries; (7) coordinate
793 state, regional and local efforts to encourage the growth of
794 Connecticut's defense and homeland security industry; (8) support the
795 development of a Defense and Homeland Security Industry Cluster;
796 (9) establish and coordinate a Connecticut Military and Defense
797 Advisory Council to provide technical advice and assistance; (10)
798 oversee the implementation of recommendations of the Governor's
799 Commission for the Economic Diversification of Southeastern
800 Connecticut; and (11) prepare and submit a report of activities,
801 findings and recommendations annually to the Governor and the joint
802 standing committees of the General Assembly having cognizance of
803 matters relating to commerce and public safety, in accordance with the
804 provisions of section 11-4a of the general statutes.

805 Sec. 23. Section 1 of special act 07-5 is amended to read as follows
806 (*Effective from passage*):

807 Notwithstanding the provisions of chapter 53 of the general
808 statutes, the Comptroller is directed to draw her order on the Treasurer
809 in favor of James Calvin Tillman for the sum of five million dollars as
810 full and final settlement of all claims of James Calvin Tillman against

811 the state and any political subdivision of the state, and any officer,
812 agent, employee or official thereof, including claims for loss of liberty
813 and enjoyment of life, loss of income, loss of future earnings, physical
814 injury, mental pain and suffering, psychological injury and loss of
815 familial relationships, arising out of, or in any way related to, his
816 arrest, prosecution, conviction and incarceration from 1988 to 2006 for
817 the crimes of kidnapping and sexual assault, which crimes he did not
818 commit and which convictions were vacated and the charges
819 dismissed on July 11, 2006, provided James Calvin Tillman, for and in
820 consideration of the payment of such sum, shall execute a release of
821 liability on behalf of himself and his heirs, successors and assigns, in
822 such form as may be prescribed by the Attorney General, releasing and
823 forever discharging the state of Connecticut and any political
824 subdivision of the state, and any officer, agent, employee or official
825 thereof, from every claim, demand, action, cause of action or liability
826 of whatever nature, whether known or unknown, at law or in equity,
827 and whether under federal, state or common law, which James Calvin
828 Tillman ever had, now has or could have in the future arising out of, or
829 in any way related to, such arrest, prosecution, conviction and
830 incarceration. Any payment received pursuant to this act shall be
831 exempt from the tax imposed under chapter 229 of the general statutes
832 and from any claim or lien of the state for repayment of the costs of
833 incarceration under sections 18-85a, 18-85b and 18-85c of the general
834 statutes.

835 Sec. 24. Subsection (c) of section 4-28f of the general statutes is
836 repealed and the following is substituted in lieu thereof (*Effective July*
837 *1, 2007*):

838 (c) The trust fund shall be administered by a board of trustees,
839 except that the board shall suspend its operations from July 1, 2003, to
840 June 30, 2005, inclusive. The board shall consist of seventeen trustees.
841 The appointment of the initial trustees shall be as follows: (1) The
842 Governor shall appoint four trustees, one of whom shall serve for a
843 term of one year from July 1, 2000, two of whom shall serve for a term

844 of two years from July 1, 2000, and one of whom shall serve for a term
845 of three years from July 1, 2000; (2) the speaker of the House of
846 Representatives and the president pro tempore of the Senate each shall
847 appoint two trustees, one of whom shall serve for a term of two years
848 from July 1, 2000, and one of whom shall serve for a term of three years
849 from July 1, 2000; (3) the majority leader of the House of
850 Representatives and the majority leader of the Senate each shall
851 appoint two trustees, one of whom shall serve for a term of one year
852 from July 1, 2000, and one of whom shall serve for a term of three years
853 from July 1, 2000; (4) the minority leader of the House of
854 Representatives and the minority leader of the Senate each shall
855 appoint two trustees, one of whom shall serve for a term of one year
856 from July 1, 2000, and one of whom shall serve for a term of two years
857 from July 1, 2000; and (5) the Secretary of the Office of Policy and
858 Management, or the secretary's designee, shall serve as an ex-officio
859 voting member. Following the expiration of such initial terms,
860 subsequent trustees shall serve for a term of three years. The period of
861 suspension of the board's operations from July 1, 2003, to June 30, 2005,
862 inclusive, shall not be included in the term of any trustee serving on
863 July 1, 2003. The trustees shall serve without compensation except for
864 reimbursement for necessary expenses incurred in performing their
865 duties. The board of trustees shall establish rules of procedure for the
866 conduct of its business which shall include, but not be limited to,
867 criteria, processes and procedures to be used in selecting programs to
868 receive money from the trust fund. The trust fund shall be within the
869 Office of Policy and Management for administrative purposes only.
870 The board of trustees shall meet not less than [bimonthly] biannually,
871 except during the fiscal years ending June 30, 2004, and June 30, 2005,
872 and, not later than January first of each year, except during the fiscal
873 years ending June 30, 2004, and June 30, 2005, shall submit a report of
874 its activities and accomplishments to the joint standing committees of
875 the General Assembly having cognizance of matters relating to public
876 health and appropriations and the budgets of state agencies, in
877 accordance with section 11-4a. Such report shall be approved by each

878 trustee.

879 Sec. 25. Section 54-142q of the general statutes is repealed and the
880 following is substituted in lieu thereof (*Effective October 1, 2007*):

881 (a) As used in this section, (1) "governing board" means the
882 Criminal Justice Information System Governing Board established in
883 this section, [and] (2) "offender-based tracking system" means [the
884 information system described in subsection (b) of this section] an
885 information system that enables, as determined by the governing
886 board and subject to this chapter, criminal justice agencies, as defined
887 in subsection (b) of section 54-142g, and the Division of Public
888 Defender Services to share criminal history record information, as
889 defined in subsection (a) of section 54-142g, and to access electronically
890 maintained offender and case data involving felonies, misdemeanors,
891 violations, motor vehicle violations, motor vehicle offenses for which a
892 sentence to a term of imprisonment may be imposed, and infractions,
893 and (3) "criminal justice information systems" means the offender-
894 based tracking system and information systems among criminal justice
895 agencies.

896 (b) There shall be a Criminal Justice Information System Governing
897 Board which shall be within the Office of Policy and Management for
898 administrative purposes only and shall oversee criminal justice
899 information systems. [The governing board shall oversee an
900 information system that enables, as determined by the governing
901 board and subject to this chapter, criminal justice agencies, as defined
902 in subsection (b) of section 54-142g, and the Division of Public
903 Defender Services to share criminal history record information, as
904 defined in subsection (a) of section 54-142g, and to access electronically
905 maintained offender and case data involving felonies, misdemeanors,
906 violations, motor vehicle violations, motor vehicle offenses for which a
907 sentence to a term of imprisonment may be imposed, and infractions.]

908 (c) The governing board shall be composed of the Chief Court
909 Administrator, who shall serve as chairperson, the Commissioner of

910 Public Safety, the Commissioner of Emergency Management and
911 Homeland Security, the Secretary of the Office of Policy and
912 Management, the Commissioner of Correction, the chairperson of the
913 Board of Pardons and Paroles, the Chief State's Attorney, the Chief
914 Public Defender, the Chief Information Officer of the Department of
915 Information Technology, the Victim Advocate, the Commissioner of
916 Motor Vehicles and the president of the Connecticut Police Chiefs
917 Association. Each member of the governing board may appoint a
918 designee who shall have the same powers as such member.

919 (d) The governing board shall meet at least once during each
920 calendar quarter and at such other times as the chairperson deems
921 necessary. A majority of the members shall constitute a quorum for the
922 transaction of business.

923 (e) The governing board shall develop plans, maintain policies and
924 provide direction for the efficient operation and integration of criminal
925 justice information systems, whether such systems service a single
926 agency or multiple agencies. The governing board shall establish
927 standards and procedures for use by agencies to assure the
928 interoperability of such systems, authorized access to such systems
929 and the security of such systems.

930 ~~[(e) The]~~ (f) In addition to the requirements of subsection (e) of this
931 section, the duties and responsibilities of the governing board shall be
932 to: (1) Oversee the operations and administration of [the offender-
933 based tracking system] criminal justice information systems; (2)
934 establish such permanent and ad hoc committees as it deems
935 necessary, with appointments to such committees not restricted to
936 criminal justice agencies; (3) recommend any legislation necessary for
937 implementation, operation and maintenance of [the offender-based
938 tracking system] criminal justice information systems; (4) establish and
939 implement policies and procedures to meet the system-wide
940 objectives, including the provision of appropriate controls for data
941 access and security; and (5) perform all necessary functions to facilitate

942 the coordination and integration of [the offender-based tracking
943 system] criminal justice information systems.

944 [(f)] (g) A member of the governing board, a member of a
945 permanent or an ad hoc committee established by the governing
946 board, and any person operating and administering the offender-based
947 tracking system shall be deemed to be "state officers and employees"
948 for the purposes of chapter 53 and section 5-141d.

949 [(g)] (h) Information that may be accessed by the Division of Public
950 Defender Services pursuant to subsection (b) of this section shall be
951 limited to: (1) Conviction information, as defined in subsection (c) of
952 section 54-142g, (2) information that is otherwise available to the
953 public, and (3) information, including no conviction information,
954 concerning a client whom the division has been appointed by the court
955 to represent and is representing at the time of the request for access to
956 such information.

957 Sec. 26. (*Effective July 1, 2007*) Sections 1 and 2 of public act 07-77
958 shall take effect July 1, 2007.

959 Sec. 27. (*Effective from passage*) (a) The Department of Environmental
960 Protection, in consultation with the Department of Mental Health and
961 Addiction Services, the Office of Policy and Management, the
962 Department of Public Health, Connecticut Community Colleges,
963 Middlesex Community College, Connecticut Valley Hospital and the
964 city of Middletown, shall conduct a study concerning the permanent
965 protection of the reservoirs, watershed, aquifers and other water
966 supply lands, located on or abutting the grounds and buildings
967 comprising the Connecticut Valley Hospital in Middletown.

968 (b) Such study shall include a review of all available maps, records,
969 title information and land records, including records concerning
970 conservation or other easements in order to determine the owner of
971 record of the reservoirs, watershed, aquifers and other water supply
972 lands, of the Connecticut Valley Hospital and of the abutting

973 properties. If such review does not result in a conclusive determination
974 of who is the owner or owners of record of such reservoirs, watershed,
975 aquifers and other water supply lands, the Department of
976 Environmental Protection may conduct or contract for title searches
977 and A-2 surveys to clarify the ownership of such reservoirs,
978 watershed, aquifers and other water supply lands.

979 (c) Not later than February 1, 2008, the Department of
980 Environmental Protection shall submit a report concerning the
981 findings of such study, in accordance with the provisions of section 11-
982 4a of the general statutes, to the joint standing committees of the
983 General Assembly having cognizance of matters relating to the
984 environment and public health.

985 Sec. 28. Subsection (c) of section 51-63 of the general statutes is
986 repealed and the following is substituted in lieu thereof (*Effective July*
987 *1, 2007*):

988 (c) In addition to other compensation, official and assistant reporters
989 and monitors shall be entitled to charge a party or other individual
990 three dollars for each transcript page which is or previously was
991 transcribed from the original record as provided by law, provided the
992 charge to any such party or other individual shall be one dollar and
993 seventy-five cents for each page for which a charge of three dollars
994 already has been made, except that (1) the charge to any official of the
995 state, or any of its agencies, boards or commissions or of any
996 municipality of the state, acting in his or her official capacity, shall be
997 [one dollar and fifty cents] two dollars for each transcript page which
998 is or previously was transcribed from the official record, provided the
999 charge to any such official shall be [fifty] seventy-five cents for each
1000 page for which a charge of [one dollar and fifty cents] two dollars
1001 already has been made, (2) there shall be no charge to the state's
1002 attorney, assistant state's attorney or deputy assistant state's attorney
1003 for a transcript provided pursuant to subsection (d) of section 51-61,
1004 and (3) there shall be no charge to the court for a transcript provided

1005 pursuant to subsection (f) of section 51-61. For the purposes of this
1006 subsection, "transcript page" means a page consisting of twenty-seven
1007 double-spaced lines on paper eight and one-half by eleven inches in
1008 size, with sixty spaces available per line. The Chief Court
1009 Administrator shall adopt policies and procedures necessary to
1010 implement the provisions of this section, including, but not limited to,
1011 the establishment and administration of a system of fees for
1012 production of expedited transcripts.

1013 Sec. 29. (NEW) (*Effective October 1, 2007*) (a) The Office of Victim
1014 Services within the Judicial Department shall, within available
1015 appropriations, contract with nongovernmental organizations to
1016 develop a coordinated response system to assist victims of the offense
1017 of trafficking in persons.

1018 (b) Such contracts shall be entered into for the following purposes,
1019 including, but not limited to:

1020 (1) Developing a uniform curriculum to address rights and services
1021 for such victims;

1022 (2) Developing information and materials on available resources
1023 and services for such victims;

1024 (3) Actively seeking out quality training and other educational
1025 opportunities regarding the identification and assistance of such
1026 victims that take into consideration such victims' cultural context and
1027 needs; and

1028 (4) Promoting and disseminating information on training and other
1029 educational opportunities concerning the assistance of such victims to
1030 emergency medical services, faith-based communities, sexual assault
1031 service providers, domestic violence service providers and state and
1032 local governmental agencies.

1033 Sec. 30. Section 46b-149 of the general statutes is repealed and the
1034 following is substituted in lieu thereof (*Effective October 1, 2007*):

1035 (a) Any selectman, town manager, police officer or welfare
1036 department of any town, city or borough, any probation officer [,] or
1037 superintendent of schools, the Commissioner of Children and Families,
1038 any child-caring institution or agency approved or licensed by the
1039 Commissioner of Children and Families, any youth service bureau, a
1040 parent or foster parent of a child, or a child or [his] the child's
1041 representative or attorney, who believes that the acts or omissions of a
1042 child are such that [his] the child's family is a family with service
1043 needs, may file a written complaint setting forth those facts with the
1044 [superior court] Superior Court which has venue over [that] the
1045 matter.

1046 (b) The court shall refer a complaint filed under subsection (a) of
1047 this section to a probation officer, who shall promptly determine
1048 whether it appears that the alleged facts, if true, would be sufficient to
1049 meet the definition of a family with service needs, provided a
1050 complaint alleging that a child is a truant or habitual truant shall not
1051 be determined to be insufficient to meet the definition of a family with
1052 service needs solely because it was filed during the months of April,
1053 May or June. If such probation officer so determines, [he] the probation
1054 officer shall, after an initial assessment, promptly [either (1) refer the
1055 matter, with the consent of the child and his parents or guardian, to a
1056 suitable community-based or other service provider, or (2)] refer the
1057 child and the child's family to a suitable community-based program or
1058 other service provider, or to a family support center as provided in
1059 section 31 of this act, for voluntary services. If the child and the child's
1060 family are referred to a community-based program or other service
1061 provider and the person in charge of such program or provider
1062 determines that the child and the child's family can no longer benefit
1063 from its services, such person shall inform the probation officer, who
1064 shall, after an appropriate assessment, either refer the child and the
1065 child's family to a family support center for additional services or
1066 determine whether or not to file a petition with the court under
1067 subsection (c) of this section. If the child and the child's family are
1068 referred to a family support center and the person in charge of the

1069 family support center determines that the child and the child's family
1070 can no longer benefit from its services, such person shall inform the
1071 probation officer, who may file a petition with the court in the manner
1072 prescribed in subsection (c) of this section. [In either case, the] The
1073 probation officer shall inform the complainant in writing of [his] the
1074 probation officer's action under this subsection. If it appears that the
1075 allegations are not true, or that the child's family does not meet the
1076 definition of a family with service needs, the probation officer shall
1077 inform the complainant in writing of such finding. [In any case in
1078 which the probation officer does not file a petition, he shall also inform
1079 the complainant of the right of such person to file a petition pursuant
1080 to subsection (c) of this section. Any person who has filed a complaint
1081 pursuant to subsection (a) of this section, and who has been notified by
1082 a probation officer that such officer does not intend to file a petition for
1083 a family with service needs may, within thirty days after mailing of
1084 such notice, file a petition under subsection (c) of this section.]

1085 (c) A petition alleging that a family constitutes a family with service
1086 needs shall be verified and filed with the Superior Court which has
1087 venue over the matter. The petition shall set forth plainly: (1) The facts
1088 which bring the child within the jurisdiction of the court; [.] (2) the
1089 name, date of birth, sex and residence of the child; [.] (3) the name and
1090 residence of [his] the child's parent or parents, guardian or other
1091 person having control of [him,] the child; and (4) a prayer for
1092 appropriate action by the court in conformity with the provisions of
1093 this section.

1094 (d) When a petition is filed under subsection (c) of this section, the
1095 court may issue a summons to the child and [his] the child's parents,
1096 guardian or other person having control of [him] the child to appear in
1097 court at a specified time and place. The summons shall be signed by a
1098 judge or by the clerk or assistant clerk of the court, and a copy of the
1099 petition shall be attached to it. Whenever it appears to the judge that
1100 orders addressed to an adult, as set forth in section 46b-121, are
1101 necessary for the welfare of such child, a similar summons shall be

1102 issued and served upon such adult if he or she is not already in court.
1103 Service of summons shall be made in accordance with section 46b-128.
1104 The court may punish for contempt, as provided in section 46b-121,
1105 any parent, guardian or other person so summoned who fails to
1106 appear in court at the time and place so specified. If a petition is filed
1107 under subsection (c) of this section alleging that a family is a family
1108 with service needs because a child is a truant or habitual truant, the
1109 court may not dismiss such petition solely because it was filed during
1110 the months of April, May or June.

1111 (e) When a petition is filed under subsection (c) of this section
1112 alleging that a family constitutes a family with service needs because it
1113 includes a child who has been habitually truant, the court shall order
1114 that the local or regional board of education for the town in which the
1115 child resides, or the private school in the case of a child enrolled in a
1116 private school, shall cause an educational evaluation of such child to
1117 be performed if no such evaluation has been performed within the
1118 preceding year. Any costs incurred for the performance of such
1119 evaluation shall be borne by such local or regional board of education
1120 or such private school.

1121 (f) If it appears from the allegations of a petition or other sworn
1122 affirmations that there is: (1) A strong probability that the child may do
1123 something that is injurious to himself prior to court disposition; (2) a
1124 strong probability that the child will run away prior to the hearing; or
1125 (3) a need to hold the child for another jurisdiction, a judge may vest
1126 temporary custody of such child in some suitable person or agency. No
1127 nondelinquent juvenile runaway from another state may be held in a
1128 state-operated detention home in accordance with the provisions of
1129 sections 46b-151 to 46b-151g, inclusive, Interstate Compact on
1130 Juveniles. A hearing on temporary custody shall be held not later than
1131 ten days after the date on which a judge signs an order of temporary
1132 custody. Following such hearing, the judge may order that the child's
1133 temporary custody continue to be vested in some suitable person or
1134 agency. Any expenses of temporary custody shall be paid in the same

1135 manner as provided in subsection (b) of section 46b-129.

1136 (g) If a petition is filed under subsection (c) of this section and it
1137 appears that the interests of the child or the family may be best served,
1138 prior to adjudication, by a referral to community-based or other
1139 services, the judge may permit the matter to be continued for a
1140 reasonable period of time not to exceed six months, which time period
1141 may be extended by an additional three months for cause. If it appears
1142 at the conclusion of the continuance that the matter has been
1143 satisfactorily resolved, the judge may dismiss the petition.

1144 (h) If the court finds, based on clear and convincing evidence, that
1145 the family of a child is a family with service needs, the court may, in
1146 addition to issuing any orders under section 46b-121; [~~(1) refer~~] (1)
1147 Refer the child to the Department of Children and Families for any
1148 voluntary services provided by said department or, if the family is a
1149 family with service needs solely as a result of a finding that a child is a
1150 truant or habitual truant, to the authorities of the local or regional
1151 school district or private school for services provided by such school
1152 district or such school, which services may include summer school, or
1153 to community agencies providing child and family services; [(2)
1154 commit that child to the care and custody of the Commissioner of
1155 Children and Families for an indefinite period not to exceed eighteen
1156 months; (3)] (2) order the child to remain in [~~his~~] the child's own home
1157 or in the custody of a relative or any other suitable person (A) subject
1158 to the supervision of a probation officer, or (B) in the case of a family
1159 which is a family with service needs solely as a result of a finding that
1160 a child is a truant or habitual truant, subject to the supervision of a
1161 probation officer and the authorities of the local or regional school
1162 district or private school; [~~or (4)~~] (3) if the family is a family with
1163 service needs as a result of the child engaging in sexual intercourse
1164 with another person and such other person is thirteen years of age or
1165 older and not more than two years older or younger than such child,
1166 (A) refer the child to a youth service bureau or other appropriate
1167 service agency for participation in a program such as a teen pregnancy

1168 program or a sexually transmitted disease program, and (B) require
1169 such child to perform community service such as service in a hospital,
1170 an AIDS prevention program or an obstetrical and gynecological
1171 program; or (4) upon a finding that there is no less restrictive
1172 alternative, commit the child to the care and custody of the
1173 Commissioner of Children and Families for an indefinite period not to
1174 exceed eighteen months. The child shall be entitled to representation
1175 by counsel and an evidentiary hearing. If the court issues any order
1176 which regulates future conduct of the child, parent or guardian, the
1177 child, parent or guardian, shall receive adequate and fair warning of
1178 the consequences of violation of the order at the time it is issued, and
1179 such warning shall be provided to the child, parent or guardian, to his
1180 or her attorney and to his or her legal guardian in writing and shall be
1181 reflected in the court record and proceedings.

1182 (i) (1) The Commissioner of Children and Families may petition the
1183 court for an extension of a commitment under this section on the
1184 grounds that an extension would be in the best interest of the child.
1185 The court shall give notice to the child and [his] the child's parent or
1186 guardian at least fourteen days prior to the hearing upon [that] such
1187 petition. The court may, after hearing and upon finding that such
1188 extension is in the best interest of the child and that there is no suitable
1189 less restrictive alternative, continue the commitment for an additional
1190 indefinite period of not more than eighteen months. (2) The
1191 Commissioner of Children and Families may at any time petition the
1192 court to discharge a child [,] committed under this section, and any
1193 child committed to the commissioner under this section, or the parent
1194 or guardian of such child, may at any time but not more often than
1195 once every six months petition the court which committed the child to
1196 revoke such commitment. The court shall notify the child, [his] the
1197 child's parent or guardian and the commissioner of any petition filed
1198 under this subsection, and of the time when a hearing on such petition
1199 will be held. Any order of the court made under this subsection shall
1200 be deemed a final order for purposes of appeal, except that no bond
1201 shall be required [nor] and no costs shall be taxed on such appeal.

1202 Sec. 31. (NEW) (*Effective October 1, 2007*) (a) For the purposes of this
1203 section, "family support center" means a community-based service
1204 center for children and families against whom a complaint has been
1205 filed with the Superior Court under section 46b-149 of the general
1206 statutes, as amended by this act, that provides multiple services, or
1207 access to such services, for the purpose of preventing such children
1208 and families from having further involvement with the court as
1209 families with service needs.

1210 (b) The Court Support Services Division shall contract with one or
1211 more private providers, or with one or more youth service bureaus, or
1212 both, to develop a network of family support centers. Each family
1213 support center shall provide, or ensure access to, appropriate services
1214 that shall include, but not be limited to, screening and assessment,
1215 crisis intervention, family mediation, educational evaluations and
1216 advocacy, mental health treatment and services, including gender
1217 specific trauma treatment and services, resiliency skills building,
1218 access to positive social activities, short-term respite care and access to
1219 services available to children in the juvenile justice system. The Court
1220 Support Services Division shall conduct an independent evaluation of
1221 each family support center to measure the quality of the services
1222 delivered and the outcomes for the children and families served by
1223 such center.

1224 Sec. 32. (NEW) (*Effective October 1, 2007*) (a) When a child whose
1225 family has been adjudicated as a family with service needs in
1226 accordance with section 46b-149 of the general statutes, as amended by
1227 this act, violates any valid order which regulates future conduct of the
1228 child made by the court following such an adjudication, a probation
1229 officer, on receipt of a complaint setting forth facts alleging such a
1230 violation, or on the probation officer's own motion on the basis of his
1231 or her knowledge of such a violation, may file a petition with the court
1232 alleging that the child has violated a valid court order and setting forth
1233 the facts claimed to constitute such a violation. The child shall be
1234 entitled to representation by counsel and an evidentiary hearing on the

1235 allegations contained in the petition. Upon a finding by the court that
1236 the child has violated a valid court order, the court may (1) order the
1237 child to remain in such child's home or in the custody of a relative or
1238 any other suitable person, subject to the supervision of a probation
1239 officer, (2) upon a finding that there is no less restrictive alternative
1240 appropriate to the needs of the child and the community, enter an
1241 order that directs or authorizes a peace officer or other appropriate
1242 person to place the child in a staff-secure facility under the auspices of
1243 the Court Support Services Division for a period not to exceed forty-
1244 five days, with court review every fifteen days to consider whether
1245 continued placement is appropriate, at the end of which period the
1246 child shall be returned to the community and may be subject to the
1247 supervision of a probation officer, or (3) order that the child be
1248 committed to the care and custody of the Commissioner of Children
1249 and Families for a period not to exceed eighteen months and that the
1250 child cooperate in such care and custody.

1251 (b) When a child whose family has been adjudicated as a family
1252 with service needs in accordance with section 46b-149 of the general
1253 statutes, as amended by this act, is believed to be at risk of immediate
1254 physical harm from the child's surroundings or other circumstances, a
1255 probation officer, on receipt of a complaint setting forth facts alleging
1256 such risk, or on the probation officer's own motion on the basis of his
1257 or her knowledge of such risk, may file a petition with the court
1258 alleging that the child is at risk of immediate physical harm and setting
1259 forth the facts claimed to constitute such risk. If it appears from the
1260 specific allegations of the petition and other verified affirmations of
1261 fact accompanying the petition, or subsequent thereto, that there is
1262 probable cause to believe that (1) the child is in imminent risk of
1263 physical harm from the child's surroundings, (2) as a result of such
1264 condition, the child's safety is endangered and immediate removal
1265 from such surroundings is necessary to ensure the child's safety, and
1266 (3) there is no less restrictive alternative available, the court shall enter
1267 an order directing the placement of the child in a staff-secure facility
1268 under the auspices of the Court Support Services Division for a period

1269 not to exceed forty-five days, with court review every fifteen days to
1270 consider whether continued placement is appropriate, at the end of
1271 which period the child shall either be (A) returned to the community
1272 for appropriate services, or (B) committed to the Department of
1273 Children and Families for a period not to exceed eighteen months. Any
1274 such child shall be entitled to the same procedural protections as are
1275 afforded to a delinquent child.

1276 (c) No child shall be held prior to a hearing on a petition under this
1277 section for more than twenty-four hours, excluding Saturdays,
1278 Sundays and holidays. For the purposes of this section, "staff-secure
1279 facility" means a residential facility (1) that does not include
1280 construction features designed to physically restrict the movements
1281 and activities of juvenile residents who are placed therein, (2) that may
1282 establish reasonable rules restricting entrance to and egress from the
1283 facility, and (3) in which the movements and activities of individual
1284 juvenile residents may, for treatment purposes, be restricted or subject
1285 to control through the use of intensive staff supervision.

1286 Sec. 33. Section 2 of public act 07-77 of the January 2007 session is
1287 repealed and the following is substitute in lieu thereof (*Effective July 1,*
1288 *2007*):

1289 Each insurer that delivers, issues for delivery, renews, amends or
1290 endorses in this state a homeowners insurance policy for a residential
1291 dwelling shall offer a premium discount on any such policy to any
1292 homeowner who submits to such insurer proof of installation of
1293 permanent storm shutters or impact-resistant glass on his or her
1294 dwelling as a means of mitigating loss from hurricanes or other severe
1295 storms. Such discount shall be based on sound actuarial principles and
1296 shall be applicable to premium charges for any such policy delivered,
1297 issued for delivery, renewed, amended or endorsed on or after
1298 [January 1, 2008] July 1, 2007.

1299 Sec. 34. Section 4a-67d of the general statutes, as amended by
1300 section 122 of house bill 7432 of the January 2007 session, is repealed

1301 and the following is substituted in lieu thereof (*Effective from passage*):

1302 (a) The fleet average for cars or light duty trucks purchased by the
1303 state shall: (1) On and after October 1, 2001, have a United States
1304 Environmental Protection Agency estimated highway gasoline mileage
1305 rating of at least thirty-five miles per gallon and on and after January 1,
1306 2003, have a United States Environmental Protection Agency estimated
1307 highway gasoline mileage rating of at least forty miles per gallon, (2)
1308 comply with the requirements set forth in 10 CFR 490 concerning the
1309 percentage of alternative-fueled vehicles required in the state motor
1310 vehicle fleet, and (3) obtain the best achievable mileage per pound of
1311 carbon dioxide emitted in its class. The alternative-fueled vehicles
1312 purchased by the state to comply with said requirements shall be
1313 capable of operating on natural gas or electricity or any other system
1314 acceptable to the United States Department of Energy that operates on
1315 fuel that is available in the state.

1316 (b) Notwithstanding any other provisions of this section, (1) on and
1317 after January 1, 2008: (A) At least fifty per cent of all cars and light
1318 duty trucks purchased or leased by the state shall be alternative-fueled,
1319 hybrid electric or plug-in electric vehicles, (B) all alternative-fueled
1320 vehicles purchased or leased by the state shall be certified to the
1321 California Air Resources Board's Low Emission Vehicle II Ultra Low
1322 Emission Vehicle Standard, (C) all gasoline-powered light duty and
1323 hybrid vehicles purchased or leased by the state shall, at a minimum,
1324 be certified to the California Air Resource Board's Low Emission
1325 Vehicle II Ultra Low Emission Vehicle Standard, and (2) on and after
1326 January 1, 2012, one hundred per cent of such cars and light duty
1327 trucks shall be alternative fueled, hybrid electric or plug-in electric
1328 vehicles. If the Commissioner of Administrative Services determines
1329 that the vehicles required by the provisions of this subsection are not
1330 available for purchase or lease, the Commissioner of Administrative
1331 Services shall include an explanation of such determination in the
1332 annual report described in subsection (f) of this section.

1333 [(b)] (c) The provisions of [subsection (a)] subsections (a) and (b) of
1334 this section shall not apply to [cars or light duty trucks purchased for
1335 law enforcement or other special use purposes as designated by the
1336 Department of Administrative Services] any vehicle of the Department
1337 of Public Safety that the Commissioner of Public Safety designates as
1338 necessary for the Department of Public Safety to carry out its mission,
1339 provided the Commissioner of Administrative Services approves of
1340 such designation and, in consultation with the Commissioner of Public
1341 Safety, provides an explanation of why the provisions of subsections
1342 (a) and (b) of this section should not apply to such vehicles.

1343 [(c)] (d) As used in this section, the terms "car" and "light duty
1344 truck" shall be as defined in the United States Department of Energy
1345 Publication DOE/CE -0019/8, or any successor publication.

1346 (e) Not later than October 1, 2007, the Commissioner of
1347 Administrative Services shall file a report with the joint standing
1348 committees of the General Assembly having cognizance of matters
1349 relating to government administration, the environment and energy
1350 that includes: (1) Details on the composition of the state fleet,
1351 including, but not limited to, a listing of all vehicles owned, leased or
1352 used by the Departments of Transportation and Public Safety, the
1353 make, model and fuel type of vehicles that compose the state fleet and
1354 the amount of fuel, including alternative fuels, that each vehicle uses,
1355 and (2) a copy of the determination made by the Commissioner of
1356 Environmental Protection pursuant to subsection (a) of section 2 of this
1357 act. The Departments of Transportation and Public Safety shall submit
1358 all data requested of such departments by the Department of
1359 Administrative Services in connection with the preparation of such
1360 report.

1361 (f) On or before January 1, 2008, and annually thereafter, the
1362 Commissioner of Administrative Services shall file a report with the
1363 joint standing committees of the General Assembly having cognizance
1364 of matters relating to government administration, the environment and

1365 energy that includes: (1) Details on the composition of the state fleet,
1366 including, but not limited to, a listing of all vehicles owned, leased or
1367 used by the Departments of Transportation and Public Safety, the
1368 make, model and fuel type of vehicles that compose the state fleet and
1369 the amount of fuel, including alternative fuels, that each vehicle uses,
1370 (2) any changes to the determination made by the Commissioner of
1371 Environmental Protection pursuant to subsection (a) of section 35 of
1372 this act or any update concerning the waiver application submitted
1373 pursuant to subsection (a) of section 35 of this act, as applicable, (3) a
1374 listing of any vehicle exempted pursuant to subsection (c) of this
1375 section along with the commissioner of Administrative Services'
1376 explanation for such exemption, (4) any changes or amendments to the
1377 plan required by subsection (b) of section 35 of this act, and (5) any
1378 changes or amendments to the plan required by subsection (c) of
1379 section 35 of this act. The Departments of Transportation and Public
1380 Safety shall submit all data requested of such departments by the
1381 Department of Administrative Services in connection with the
1382 preparation of such report.

1383 (g) The Commissioner of Administrative Services may enter into
1384 any agreement necessary to carry out the provisions of subsections (e)
1385 and (f) of this act.

1386 (h) For purposes of this section, "hybrid" means a passenger car that
1387 draws acceleration energy from two on board sources of stored energy
1388 that consists of either an internal combustion or heat engine which
1389 uses combustible fuel and a rechargeable energy storage system, and,
1390 for any passenger car or light duty truck with a model year of 2004 or
1391 newer, that is certified to meet or exceed the California LEV (Low
1392 Emission Vehicle) II LEV Standard.

1393 (i) In performing the requirements of this section, the
1394 Commissioners of Administrative Services and Environmental
1395 Protection shall, whenever possible, consider the use of and impact on
1396 Connecticut-based companies.

1397 Sec. 35. (*Effective from passage*) (a) Not later than August 1, 2007, the
1398 Commissioner of Environmental Protection, in consultation with the
1399 Commissioner of Administrative Services, shall, in good faith, make a
1400 determination as to whether the state qualifies for a waiver from the
1401 alternative fuel vehicle acquisition requirements of the federal Energy
1402 Policy Act of 2005, and whether it is in the best interest of the state to
1403 apply for such waiver. If the Commissioner of Environmental
1404 Protection, in good faith, determines that the state qualifies for such a
1405 waiver, and that it is in the best interest of the state to apply, the
1406 Commissioner of Administrative Services shall immediately apply for
1407 such waiver.

1408 (b) Not later than September 1, 2007, the Commissioner of
1409 Environmental Protection, in consultation with the Commissioner of
1410 Administrative Services, shall develop a plan to increase the utilization
1411 of existing ethanol fueling stations, existing natural gas fueling stations
1412 and any other existing alternative fuel fueling stations in the state.
1413 Such plan shall be updated periodically.

1414 (c) Not later than September 1, 2007, the Commissioner of
1415 Environmental Protection, in consultation with the Commissioner of
1416 Administrative Services, shall develop a plan to utilize any alternative
1417 fuel vehicle credits the state may have under the Energy Policy Act of
1418 2005, including, but not limited to, credits earned by the Departments
1419 of Transportation and Public Safety, for the purchase of hybrid electric
1420 vehicles by the state.

1421 Sec. 36. (NEW) (*Effective July 1, 2007*) For the fiscal year ending June
1422 30, 2008, and each fiscal year thereafter, any revenue derived by the
1423 Department of Information Technology from the contract for the
1424 provision of pay telephone service to inmates of correctional facilities
1425 that is remaining after any required transfer to the Department of
1426 Correction pursuant to section 18-81x of the general statutes, or that is
1427 remaining after any of such revenue is made available to the
1428 Department of Information Technology to administer the criminal

1429 justice information system, shall be transferred to the Judicial
1430 Department for staffing and services necessary for the state-wide
1431 expansion of the Probation Transition Program and the technical
1432 violation units.

1433 Sec. 37. Subsection (b) of section 42 of public act 06-188 is repealed
1434 and the following is substituted in lieu thereof (*Effective from passage*):

1435 (b) The Families With Service Needs Advisory Board shall (1)
1436 monitor the progress being made by the Department of Children and
1437 Families in developing services and programming for girls from
1438 families with service needs and other girls, (2) monitor the progress
1439 being made by the Judicial Department in the implementation of the
1440 requirements of public act 05-250, (3) provide advice with respect to
1441 such implementation upon the request of the Judicial Department or
1442 the General Assembly, and (4) not later than December 31, 2007, make
1443 written recommendations to the Judicial Department and the General
1444 Assembly, in accordance with the provisions of section 11-4a of the
1445 general statutes, with respect to the accomplishment of such
1446 implementation by the effective date of public act 05-250. The board
1447 shall terminate on [December 31, 2007] July 1, 2008.

1448 Sec. 38. (NEW) (*Effective July 1, 2007*) As used in this section and
1449 sections 39 to 49, inclusive, of this act:

1450 (1) "Approved incentive housing zone" means an overlay zone that
1451 has been adopted by a zoning commission and for which a letter of
1452 final eligibility has been issued by the secretary under section 42 of this
1453 act.

1454 (2) "Building permit payment" means the one-time payment, made
1455 pursuant to section 44 of this act, for each qualified housing unit
1456 located within an incentive housing development for which a building
1457 permit has been issued by the municipality.

1458 (3) "Developable land" means the area within the boundaries of an

1459 approved incentive housing zone that feasibly can be developed into
1460 residential or mixed uses consistent with the provisions of sections 38
1461 to 49, inclusive, of this act, not including: (A) Land already committed
1462 to a public use or purpose, whether publicly or privately owned; (B)
1463 existing parks, recreation areas and open space that is dedicated to the
1464 public or subject to a recorded conservation easement; (C) land
1465 otherwise subject to an enforceable restriction on or prohibition of
1466 development; (D) wetlands or watercourses as defined in chapter 440
1467 of the general statutes; and (E) areas exceeding one-half or more acres
1468 of contiguous land that are unsuitable for development due to
1469 topographic features, such as steep slopes.

1470 (4) "Duplex" means a residential building containing two units.

1471 (5) "Eligible location" means: (A) An area near a transit station,
1472 including rapid transit, commuter rail, bus terminal, or ferry terminal;
1473 (B) an area of concentrated development such as a commercial center,
1474 existing residential or commercial district, or village district
1475 established pursuant to section 8-2j of the general statutes; or (C) an
1476 area that, because of existing, planned or proposed infrastructure,
1477 transportation access or underutilized facilities or location, is suitable
1478 for development as an incentive housing zone.

1479 (6) "Historic district" means an historic district established pursuant
1480 to chapter 97a of the general statutes.

1481 (7) "Incentive housing development" means a residential or mixed-
1482 use development (A) that is proposed or located within an approved
1483 incentive housing zone; (B) that is eligible for financial incentive
1484 payments set forth in sections 38 to 49, inclusive, of this act; and (C) in
1485 which not less than twenty per cent of the dwelling units will be
1486 conveyed subject to an incentive housing restriction requiring that, for
1487 at least thirty years after the initial occupancy of the development,
1488 such dwelling units shall be sold or rented at, or below, prices which
1489 will preserve the units as housing for which persons pay thirty per
1490 cent or less of their annual income, where such income is less than or

1491 equal to eighty per cent or less of the median income.

1492 (8) "Incentive housing restriction" means a deed restriction,
1493 covenant, zoning regulation, site plan approval condition, subdivision
1494 approval condition, or affordability plan constituting an obligation
1495 with respect to the restrictions on household income, sale or resale
1496 price, rent and housing costs required by sections 38 to 49, inclusive, of
1497 this act, enforceable for thirty years as required by said sections, and
1498 recorded on the land records of the municipality where the housing is
1499 located.

1500 (9) "Incentive housing zone" means a zone adopted by a zoning
1501 commission pursuant to sections 38 to 49, inclusive, of this act, as an
1502 overlay to one or more existing zones, in an eligible location.

1503 (10) "Incentive housing zone certificate of compliance" means a
1504 written certificate issued by the secretary in accordance with sections
1505 38 to 49, inclusive, of this act.

1506 (11) "Letter of eligibility" means a preliminary or final letter issued
1507 to a municipality by the secretary pursuant to section 42 of this act.

1508 (12) "Median income" means, after adjustments for household size,
1509 the area median income as determined by the United States
1510 Department of Housing and Urban Development for the municipality
1511 in which an approved incentive housing zone or development is
1512 located.

1513 (13) "Mixed-use development" means a development containing one
1514 or more multifamily or single-family dwelling units and one or more
1515 commercial, public, institutional, retail, office or industrial uses.

1516 (14) "Multifamily housing" means a building that contains or will
1517 contain three or more residential dwelling units.

1518 (15) "Open space" means land or a permanent interest in land that is
1519 used for or satisfies one or more of the criteria listed in subsection

1520 (b) of section 7-131d of the general statutes.

1521 (16) "Secretary" means the Secretary of the Office of Policy and
1522 Management or the designee of the secretary.

1523 (17) "Townhouse housing" means a residential building consisting
1524 of a single-family dwelling unit constructed in a group of three or
1525 more attached units, in which each unit extends from foundation to
1526 roof and has open space on at least two sides.

1527 (18) "Zone adoption payment" means a one-time payment, made
1528 pursuant to section 44 of this act.

1529 (19) "Zoning commission" means a municipal agency designated or
1530 authorized to exercise zoning powers under chapter 124 of the general
1531 statutes or a special act, and includes an agency that exercises both
1532 planning and zoning authority.

1533 Sec. 39. (NEW) (*Effective July 1, 2007*) (a) Notwithstanding the
1534 provisions of a charter or special act, a zoning commission may adopt,
1535 as part of the zoning regulations adopted under section 8-2 of the
1536 general statutes or any special act, regulations establishing an incentive
1537 housing zone in accordance with the provisions of sections 38 to 49,
1538 inclusive, of this act.

1539 (b) An incentive housing zone shall satisfy the following
1540 requirements:

1541 (1) The zone shall be consistent with the state plan of conservation
1542 and development and be located in an eligible location.

1543 (2) The regulations of the zone shall permit, as of right, incentive
1544 housing development.

1545 (3) The minimum allowable density for incentive housing
1546 development, per acre of developable land, shall be: (A) Six units per
1547 acre for single-family detached housing; (B) ten units per acre for

1548 duplex or townhouse housing; and (C) twenty units per acre for
1549 multifamily housing, provided that a municipality whose population
1550 as determined by the most recent federal decennial census is less than
1551 five thousand, when applying to the secretary for a letter of eligibility
1552 under section 42 of this act, may request approval of minimum as of
1553 right densities of not less than four units per acre for single-family
1554 detached housing, not less than six units per acre for duplex or
1555 townhouse housing, and not less than ten units per acre for
1556 multifamily housing. In making such request, the municipality shall
1557 provide the Secretary of the Office of Policy and Management with
1558 evidence of sewage disposal, water supply, traffic safety or other
1559 existing, substantial infrastructure limitations that prevent adoption of
1560 the minimum densities set forth in this subdivision. If the proposed
1561 incentive housing zone otherwise satisfies the requirements of this
1562 section, the secretary may issue the requested letter of eligibility. A
1563 municipality may request a waiver of the density requirements of this
1564 subdivision and the secretary may grant a waiver if the municipality
1565 demonstrates in the application that the land to be zoned for incentive
1566 housing development is owned or controlled by the municipality itself,
1567 an agency thereof, or a land trust, housing trust fund or a nonprofit
1568 housing agency or corporation. The proposed incentive housing zone
1569 regulation shall require, in an enforceable manner, that one hundred
1570 per cent of the proposed residential units will be subject to an incentive
1571 housing restriction, and the proposed incentive housing zone will
1572 otherwise satisfy the requirements of this section.

1573 (4) In order to qualify for financial incentive payments set forth in
1574 section 44 of this act, the regulations of an incentive housing zone
1575 concerning the minimum as of right densities set forth in subdivision
1576 (3) of this subsection shall constitute an increase of at least twenty-five
1577 per cent above the density allowed by the underlying zone,
1578 notwithstanding the provisions of said section 44 with regard to zone
1579 adoption and building permit payments.

1580 (5) The minimum densities prescribed in subdivision (3) of this

1581 subsection shall be subject only to site plan or subdivision procedures,
1582 submission requirements and approval standards of the municipality,
1583 and shall not be subject to special permit or special exception
1584 procedures, requirements or standards.

1585 (6) An incentive housing zone may consist of one or more subzones,
1586 provided each subzone and the zone as a whole comply with the
1587 requirements of sections 38 to 49, inclusive, of this act.

1588 (7) The land area of an incentive housing zone shall not exceed ten
1589 per cent of the total land area in the municipality. The aggregate land
1590 area of all incentive housing zones and subzones in a municipality
1591 shall not exceed twenty-five per cent of the total land area in the
1592 municipality.

1593 (c) A zoning commission may modify, waive or delete dimensional
1594 standards contained in the zone or zones that underlie an incentive
1595 housing zone in order to support the minimum or desired densities,
1596 mix of uses or physical compatibility in the incentive housing zone.
1597 Standards subject to modification, waiver or deletion include, but shall
1598 not be limited to, building height, setbacks, lot coverage, parking ratios
1599 and road design standards.

1600 (d) If a zoning commission adopts a regulation for an incentive
1601 housing zone that permits single-family detached homes on
1602 subdivided lots, requiring subdivision approval under the subdivision
1603 regulations of the municipality, the zoning commission shall make a
1604 written finding that the applicability of such subdivision regulations
1605 will not unreasonably impair the economic or physical feasibility of
1606 constructing housing at the minimum densities and subject to an
1607 incentive housing restriction as required in sections 38 to 49, inclusive,
1608 of this act. If housing on subdivided lots is proposed in an incentive
1609 housing zone, the zoning commission shall use its best efforts to adopt
1610 or encourage the planning commission to adopt subdivision standards
1611 that will ensure consistency of the single-family detached housing with
1612 the purposes of sections 38 to 49, inclusive, of this act.

1613 (e) The regulations of an incentive housing zone may allow for a
1614 mix of business, commercial or other nonresidential uses within a
1615 single zone or for the separation of such uses into one or more
1616 subzones, provided that the zone as a whole shall comply with the
1617 requirements of sections 38 to 49, inclusive, of this act, and that such
1618 uses shall be consistent with as-of-right residential uses and densities
1619 required under this section.

1620 (f) An incentive housing zone may overlay all or any part of an
1621 existing historic district or districts, and a municipality may establish
1622 an historic district within an approved incentive housing zone,
1623 provided, if the requirements or regulations of such historic district
1624 render the approved housing incentive zone not in compliance with
1625 the provisions of sections 38 to 49, inclusive, of this act, the secretary
1626 shall deny a preliminary or final letter of eligibility, deny or revoke a
1627 certificate of compliance, or deny any financial incentive payments set
1628 forth in section 44 of this act.

1629 (g) An applicant for site plan or subdivision approval to construct
1630 an incentive housing development within an approved zone may,
1631 through an incentive housing restriction, exceed the minimum
1632 requirements for such a development as follows: (1) More than twenty
1633 per cent of the total proposed dwelling units may be subject to the
1634 restriction; (2) the maximum annual income of qualifying households
1635 may be less than eighty per cent of the area median income; or (3) the
1636 duration of the restriction may be longer than thirty years. An
1637 application for approval of an incentive housing development may not
1638 be denied on the basis that the proposed incentive housing restriction
1639 contains one or more of the provisions set forth in this subsection.

1640 (h) The provisions of this section shall not be construed to affect the
1641 power of a zoning commission to adopt or amend regulations under
1642 chapter 124 of the general statutes or any special act.

1643 Sec. 40. (NEW) (*Effective July 1, 2007*) (a) A zoning commission, at
1644 the time of and as part of its adoption of regulations for an incentive

1645 housing zone, may adopt design standards for incentive housing
1646 developments within such zone. Such design standards (1) may ensure
1647 that construction within the incentive housing zone is complementary
1648 to adjacent and neighboring buildings and structures, and consistent
1649 with the housing plan provided for in section 41 of this act, and (2)
1650 may address the scale and proportions of buildings; site coverage;
1651 alignment, width and grade of streets and sidewalks; type and location
1652 of infrastructure; location of building and garage entrances; off-street
1653 parking; protection of significant natural site features; location and
1654 design of open spaces; signage; and setbacks and buffering from
1655 adjacent properties.

1656 (b) A design standard shall not be adopted if such standard will
1657 unreasonably impair the economic or physical feasibility of
1658 constructing housing at the minimum densities and with the required
1659 incentive housing restriction set forth in sections 38 to 49, inclusive, of
1660 this act. The Secretary of the Office of Policy and Management shall
1661 not approve a request for a letter of preliminary or final eligibility
1662 under section 42 of this act if a proposed design standard will violate
1663 the provisions of this subsection.

1664 Sec. 41. (NEW) (*Effective July 1, 2007*) On or before June 30, 2017, a
1665 municipality may file with the Secretary of the Office of Policy and
1666 Management an application for preliminary determination of
1667 eligibility for a zone adoption payment pursuant to subsection (a) of
1668 section 44 of this act. Such application shall:

1669 (1) Identify and describe the boundaries of the proposed incentive
1670 housing zone or zones;

1671 (2) Identify, describe and calculate the developable land within the
1672 proposed incentive housing zone or zones;

1673 (3) Identify and describe existing and potential residential
1674 development and the potential for reuse of existing or underutilized
1675 buildings within the zone or zones;

1676 (4) Calculate the number of residential units that may be
1677 constructed in the zone or zones if the proposed regulations are
1678 approved based on developable land and the minimum as-of-right
1679 densities set forth in subdivisions (3) and (6) of subsection (b) of
1680 section 39 of this act;

1681 (5) Include a housing plan that describes the anticipated build-out of
1682 the zone or zones, including information on available and proposed
1683 infrastructure, compatibility of proposed incentive housing
1684 development with existing and proposed buildings and uses, and
1685 efforts that the municipality is making or intends to make to support
1686 and promote the residential construction permitted by the proposed
1687 regulations;

1688 (6) Include the text of the proposed incentive housing zone
1689 regulations and design standards and, if applicable, the text of the
1690 subdivision regulations; and

1691 (7) Include the text of the proposed incentive housing restriction
1692 and a plan for administering and enforcing its requirements and
1693 limitations.

1694 Sec. 42. (NEW) (*Effective July 1, 2007*) (a) Upon application by a
1695 municipality under section 41 of this act, the Secretary of the Office of
1696 Policy and Management shall, not later than sixty days after receipt,
1697 issue, in writing, a preliminary determination of the eligibility of the
1698 municipality for the financial incentive payments set forth in section 44
1699 of this act. At least thirty days before making such preliminary
1700 determination, the secretary shall electronically give notice of the
1701 application to all persons who have provided the secretary with a
1702 current electronic mail address and a written request to receive such
1703 notices. If the secretary determines that the application is incomplete
1704 or the proposed incentive housing zone is not eligible or does not
1705 comply with the provisions of sections 38 to 49, inclusive, of this act,
1706 the secretary shall, within the sixty-day response period, notify the
1707 municipality, in writing, of the reasons for such determination. A

1708 municipality may thereafter reapply for approval after addressing the
1709 reasons for ineligibility. The secretary's failure to issue a written
1710 response within sixty days of receipt shall be deemed to be
1711 disapproval, after which the municipality may reapply.

1712 (b) After a municipality has received from the secretary a
1713 preliminary letter of eligibility, the zoning commission of the
1714 municipality may adopt the incentive housing zone regulations and
1715 design standards as proposed to the secretary for preliminary
1716 approval. Not later than thirty days after receipt from the municipality
1717 of a written statement that its zoning commission has adopted the
1718 proposed regulations and standards, the secretary shall issue a letter of
1719 final approval of the incentive housing zone. The secretary's failure to
1720 issue a letter of final approval not more than thirty days after receipt of
1721 the written statement shall be deemed disapproval of the zone after
1722 which the municipality may reapply for determination of eligibility
1723 under this section.

1724 (c) The secretary shall not approve any proposed incentive housing
1725 zone for which the proposed regulations or design standards have the
1726 intent or effect of discriminating against, making unavailable, denying
1727 or impairing the physical or financial feasibility of housing which is
1728 receiving or will receive financial assistance under any governmental
1729 program for the construction or substantial rehabilitation of low or
1730 moderate income housing, or any housing occupied by persons
1731 receiving rental assistance under chapter 319uu of the general statutes
1732 or Section 1437f of Title 42 of the United States Code.

1733 (d) Any amendment to the regulations or design standards
1734 approved by the secretary for preliminary or final eligibility shall be
1735 submitted to the secretary for approval as set forth in this section. The
1736 secretary shall approve or disapprove such amendment not more than
1737 sixty days after receipt of the amendment. If the secretary fails to
1738 approve or disapprove such amendment within such period, the
1739 amendment shall be deemed to be disapproved. Thereafter, the

1740 commission may reapply for approval of the amendment.

1741 Sec. 43. (NEW) (*Effective July 1, 2007*) (a) Each municipality whose
1742 zoning commission has received a final determination of eligibility and
1743 has adopted an approved incentive housing zone shall annually, in
1744 accordance with procedures established by the Secretary of the Office
1745 of Policy and Management, apply to the secretary for an incentive
1746 housing zone certificate of compliance. To receive a certificate, the
1747 municipality shall verify within the time specified by the secretary
1748 that:

1749 (1) The zoning commission of the municipality has not amended or
1750 repealed any portion of the regulations or design standards in the
1751 incentive housing zone without approval of the secretary as required
1752 by sections 40 and 42 of this act;

1753 (2) The approval of the incentive housing zone has not been revoked
1754 by the secretary;

1755 (3) The municipality is making reasonable efforts to assist and
1756 promote approval of incentive housing development and construction
1757 of housing within the approved zone or zones; and

1758 (4) The zoning commission has not unreasonably denied any
1759 application for site plan or subdivision approval, or other necessary
1760 coordinating permits or approvals, and has only denied applications in
1761 a manner consistent with the provisions of section 45 of this act.

1762 (b) If the information required pursuant to subsection (a) of this
1763 section has been submitted by a municipality in a timely manner, and
1764 the secretary makes a determination that the municipality has met the
1765 requirements of sections 38 to 49, inclusive, of this act, the secretary
1766 shall issue compliance certificates by October first annually. If the
1767 secretary determines that the municipality is in material
1768 noncompliance with the requirements of sections 38 to 49, inclusive, of
1769 this act, the secretary, after notice and hearing pursuant to chapter 54

1770 of the general statutes, may revoke certification. Any revocation of
1771 certification, or other sanctions imposed by the secretary under section
1772 47 of this act, shall not affect the validity of the incentive housing zone
1773 regulations or the application of such regulations to a pending or
1774 approved development application within the incentive housing zone,
1775 but shall render the municipality ineligible for financial incentive
1776 payments set forth in section 44 of this act.

1777 Sec. 44. (NEW) (*Effective July 1, 2007*) (a) Upon the determination
1778 that (1) the housing incentive zone has been adopted; (2) the time for
1779 appeal of the final adoption of the regulations has expired or a final
1780 and unappealable judgment upholding such regulations has been
1781 issued in any civil action challenging or delaying such regulations; and
1782 (3) the municipality has otherwise complied with the requirements of
1783 sections 38 to 49, inclusive, of this act, the Secretary of the Office of
1784 Policy and Management shall, subject to the availability of funds, make
1785 a zone adoption payment to the municipality in the amount of two
1786 thousand dollars for each unit of housing that can, as-of-right, be built
1787 as part of an incentive housing development within such zone or zones
1788 based on the definition of developable land and the minimum as-of-
1789 right densities set forth in subdivisions (3) and (6) of subsection (b) of
1790 section 39 of this act.

1791 (b) Subject to the availability of funds secretary shall issue to the
1792 municipality a one-time building permit payment for each building
1793 permit for a residential housing unit in an approved incentive housing
1794 development upon submission by a municipality to the secretary of
1795 proof of issuance of such building permit and after determining that
1796 (1) no appeal from or challenge to such building permit has been filed
1797 or is pending, and (2) such building permit was issued for housing in
1798 an incentive housing development not later than five years after the
1799 date of the final adoption of incentive housing zone regulations by the
1800 zoning commission in accordance with the provisions of subsection (b)
1801 of section 42 of this act. The amount of payment shall be two thousand
1802 dollars for each multifamily housing unit, duplex unit or townhouse

1803 unit and five thousand dollars for each single-family detached unit.
1804 Such payment shall be made by the secretary not more than sixty days
1805 after receipt of proof of the issuance of building permits and
1806 verification of the absence of any appeal or challenge.

1807 (c) Residential units that are located within an approved incentive
1808 housing zone that are part of a development that constitutes housing
1809 for older persons permitted by the federal Fair Housing Act, 42 USC
1810 3607 or sections 46a-64c and 46a-64d of the general statutes, shall not
1811 be eligible for payments under this section.

1812 Sec. 45. (NEW) (*Effective July 1, 2007*) (a) A zoning commission shall
1813 prescribe, consistent with the provisions of sections 38 to 49 inclusive,
1814 of this act, the form of an application for approval of an incentive
1815 housing development. The time for and procedures for receipt and
1816 processing of applications shall be as provided in chapters 124 and 126
1817 of the general statutes, as applicable. A zoning commission or its agent
1818 may, to the extent allowed by the Freedom of Information Act, conduct
1819 one or more preliminary or preapplication planning or workshop
1820 meetings with regard to an incentive housing zone or development. A
1821 zoning commission shall conduct a public hearing in connection with
1822 an application for site plan or subdivision approval of an incentive
1823 housing development.

1824 (b) The regulations of an incentive housing zone may require the
1825 applicant for approval of an incentive housing development to pay the
1826 cost of reasonable consulting fees for peer review of the technical
1827 aspects of the application for the benefit of the zoning commission.
1828 Such fees shall be accounted for separately by the municipality from
1829 other moneys and used only for expenses associated with the technical
1830 review of the application by consultants who are not otherwise
1831 salaried employees of the municipality or the zoning commission. Any
1832 amount in the account remaining after payment of all expenses for
1833 technical review, including any interest accrued, shall be returned to
1834 the applicant not later than forty-five days after the completion of the

1835 technical review.

1836 (c) The regulations of the incentive housing zone may provide for
1837 the referral of a site plan or subdivision application to other agencies,
1838 boards or commissions of the municipality for comment. If a site plan
1839 or subdivision application is referred to another agency, board or
1840 commission, such agency, board or commission shall provide any
1841 comments within the time period contained in section 8-7d of the
1842 general statutes, that is applicable to such application. The provisions
1843 of this section shall not be construed to affect any other referral
1844 required by the general statutes.

1845 (d) An incentive housing development shall be approved by the
1846 zoning commission subject only to conditions that are necessary to (1)
1847 ensure substantial compliance of the proposed development with the
1848 requirements of the incentive housing zone regulations, design
1849 standards and, if applicable, subdivision regulations; or (2) mitigate
1850 any extraordinary adverse impacts of the development on nearby
1851 properties. An application may be denied only on the grounds: (A) The
1852 development does not meet the requirements set forth in the incentive
1853 housing zone regulations; (B) the applicant failed to submit
1854 information and fees required by the regulations and necessary for an
1855 adequate and timely review of the design of the development or
1856 potential development impacts; or (C) it is not possible to adequately
1857 mitigate significant adverse project impacts on nearby properties by
1858 means of conditions acceptable to the applicant.

1859 (e) The duration and renewal of an approval of an incentive housing
1860 development shall be governed by subsection (i) of section 8-3,
1861 subsection (j) of section 8-3, section 8-26c or section 8-26g of the general
1862 statutes, as applicable. The time to complete the work approved shall
1863 be extended (1) by the time required to adjudicate to final judgment
1864 any appeal from a decision of the commission on an incentive housing
1865 development site plan or subdivision plan or any required coordinate
1866 permit; (2) by the zoning commission if the applicant is actively

1867 pursuing other permits needed for the development; (3) if there is
1868 other good cause for the failure to complete such work; or (4) as
1869 provided in an approval for a multiphase development.

1870 (f) An applicant for approval of an incentive housing development
1871 within an approved incentive housing zone may not make an
1872 application utilizing the provisions of section 8-30g of the general
1873 statutes.

1874 (g) Approval of or amendment to regulations or design standards
1875 for an incentive housing zone or subzone, or site plan or subdivision
1876 approval of an incentive housing development, may be appealed to the
1877 Superior Court pursuant to the provisions of section 8-8 or 8-28 of the
1878 general statutes.

1879 Sec. 46. (NEW) (*Effective July 1, 2007*) (a) The Secretary of the Office
1880 of Policy and Management shall be responsible for the administration,
1881 review and reporting on the incentive housing zone program as
1882 provided in sections 38 to 49, inclusive, of this act.

1883 (b) On or before January 1, 2009, and annually thereafter, the
1884 secretary shall submit an annual report on the program to the
1885 Governor and the General Assembly in accordance with section 11-4a
1886 of the general statutes. Each municipality shall submit to the secretary
1887 any data requested by the secretary on the incentive housing program.
1888 The report shall be based on such data and shall be for the period
1889 ending the last day of the prior fiscal year. The report shall (1) identify
1890 and describe the status of municipalities actively seeking letters of
1891 eligibility; (2) identify approved incentive housing zones and the
1892 amounts and anticipated schedule of zone adoption and building
1893 permit payments under section 44 of this act during the prior and
1894 current fiscal year; (3) summarize the amount of land area zoned for
1895 particular types of development in both proposed and approved zones
1896 and the number of developments being reviewed by zoning
1897 commissions under section 45 of this act, including the number and
1898 type of proposed residential units, the number of building permits

1899 issued, the number of completed housing units and their type; (4) state
1900 the amount of zone adoption and building permit payments made to
1901 each municipality; and (5) for the current and immediately succeeding
1902 fiscal years, estimate (A) the anticipated number and size of proposed
1903 new incentive housing zones over such time period; (B) the number
1904 and size of new incentive housing zones that may be approved over
1905 such time period; (C) the potential number of residential units to be
1906 allowed in such new and proposed incentive housing zones; and (D)
1907 anticipated construction of housing over such time period.

1908 Sec. 47. (NEW) (*Effective July 1, 2007*) (a) The Secretary of the Office
1909 of Policy and Management may require the municipality to repay to
1910 the state all or part of the payments or reimbursements made to a
1911 municipality under sections 38 to 49, inclusive, of this act upon
1912 determination by the secretary that the municipality has (1) amended
1913 or repealed the designation of an incentive housing zone without the
1914 approval of the secretary; or (2) acted to discourage incentive housing
1915 development or to impose arbitrary or unreasonable standards,
1916 requirements, delays or barriers to the construction of housing
1917 following approval of an incentive housing zone.

1918 (b) The secretary may adopt regulations, in accordance with the
1919 provisions of chapter 54 of the general statutes, to implement the
1920 provisions of this section.

1921 Sec. 48. (NEW) (*Effective July 1, 2007*) Within available
1922 appropriations, the Secretary of the Office of Policy and Management
1923 may make grants to municipalities for the purpose of providing
1924 technical assistance in the planning of incentive housing zones, the
1925 adoption of incentive housing zone regulations and design standards,
1926 the review and revision as needed of applicable subdivision
1927 regulations and applications to the secretary for preliminary or final
1928 approval as set forth in sections 38 to 49, inclusive, of this act. The
1929 secretary may adopt regulations, in accordance with the provisions of
1930 chapter 54 of the general statutes, to implement the provisions of this

1931 section.

1932 Sec. 49. (NEW) (*Effective July 1, 2007*) Within available
1933 appropriations, the Commissioner of Economic and Community
1934 Development, in consultation with the Secretary of the Office of Policy
1935 and Management, may make grants to nonprofit housing assistance or
1936 nonprofit housing development organizations in order to support
1937 technical assistance planning, predevelopment, development,
1938 construction and management of housing developments. The
1939 commissioner may adopt regulations, in accordance with the
1940 provisions of chapter 54 of the general statutes, to implement the
1941 provisions of this section.

1942 Sec. 50. Subsection (c) of section 4b-21 of the general statutes is
1943 repealed and the following is substituted in lieu thereof (*Effective July*
1944 *1, 2007*):

1945 (c) If the secretary determines that such land, improvement, interest
1946 or part thereof may properly be treated as surplus, he shall notify the
1947 Commissioner of Public Works. If the secretary also determines that
1948 such land, improvement or interest or part thereof was purchased or
1949 improved with proceeds of tax exempt obligations issued or to be
1950 issued by the state, he shall also notify the Treasurer. The
1951 Commissioner of Public Works may sell, exchange or lease, or enter
1952 into agreements concerning, such land, improvement, interest or part
1953 thereof, after (1) notifying (A) the municipality or municipalities in
1954 which such land, improvement or interest is located, [and] (B) the
1955 members of the General Assembly representing such municipality or
1956 municipalities, and (C) any potential developer of an incentive housing
1957 development, as defined in section 38 of this act, who has registered
1958 with the Commissioner of Economic and Community Development to
1959 be notified of any such state surplus land, and (2) obtaining the
1960 approval of (A) the Secretary of the Office of Policy and Management,
1961 (B) the State Properties Review Board, and (C) the joint standing
1962 committees of the General Assembly having cognizance of matters

1963 relating to (i) state revenue, and (ii) the purchase and sale of state
1964 property and facilities, and (3) if such land, improvement, interest or
1965 part thereof was purchased or improved with proceeds of tax-exempt
1966 obligations issued or to be issued by the state, obtaining the approval
1967 of the Treasurer. The Treasurer may disapprove such a transaction
1968 only if the transaction would affect the tax-exempt status of such
1969 obligations and could not be modified to maintain such tax-exempt
1970 status. If a proposed agreement for such a conveyance has not been
1971 submitted to the State Properties Review Board within three years after
1972 the Commissioner of Public Works provides such notice to such
1973 municipality and such members of the General Assembly, or if the
1974 board does not approve the proposed agreement within five years
1975 after such notice, the Commissioner of Public Works may not convey
1976 such land, improvement or interest without again so notifying such
1977 municipality and such members of the General Assembly. In the case
1978 of a proposed lease of land, an improvement to land or an interest in
1979 land, or any part thereof, with a person, firm or corporation in the
1980 private sector, for a term of six months or more, the Commissioner of
1981 Public Works shall comply with such notice requirement by notifying
1982 in writing the chief executive officer of the municipality in which the
1983 land, improvement or interest is located and the members of the
1984 General Assembly representing such municipality, not less than two
1985 weeks before seeking the approval of said secretary, board and
1986 committees, concerning the proposed lease and the manner in which
1987 the lessee proposes to use the land, improvement or interest. Each
1988 agency, department or institution which informs the secretary that any
1989 land, improvement or interest in land is not needed shall retain
1990 responsibility for its security and maintenance until the Commissioner
1991 of Public Works receives custody and control of the property, if any.
1992 The Treasurer shall execute and deliver any deed or instrument
1993 necessary to convey the title to any property the sale or exchange of
1994 which or a contract for the sale or exchange of which is authorized by
1995 this section.

1996 Sec. 51. (NEW) (*Effective July 1, 2007*) For the purposes of this section

1997 and sections 52 to 57, inclusive, of this act:

1998 (1) "Biodiesel" means a fuel comprised of mono-alkyl esters of long
1999 chain fatty acids derived from vegetable oils or animal fats, designated
2000 B100, and meeting the requirements of designation D6751 of the
2001 American Society for Testing and Materials.

2002 (2) "Qualified biodiesel producer" means a facility that produces
2003 biodiesel, is registered with the state of Connecticut, is domiciled in
2004 Connecticut and is actively engaged in the production of biodiesel in
2005 Connecticut for commercial purposes.

2006 (3) "Qualified biodiesel distributor" means a facility that stores and
2007 distributes biodiesel, is registered with the state of Connecticut, is
2008 domiciled in Connecticut and is actively engaged in the storage and
2009 distribution of biodiesel in Connecticut for commercial purposes.

2010 Sec. 52. (NEW) (*Effective July 1, 2007*) (a) There is established an
2011 account to be known as the "Connecticut qualified biodiesel producer
2012 incentive account", which shall be a separate, nonlapsing account
2013 within the General Fund. The account shall contain any moneys
2014 required by law to be deposited in the account.

2015 (b) The moneys in said account shall be expended by the
2016 Department of Economic and Community Development for the
2017 purpose of administration of the program and providing grants to
2018 qualified biodiesel producers and qualified biodiesel distributors
2019 pursuant to sections 53 to 57, inclusive, of this act. For the purposes of
2020 implementing this grant, the Commissioner of Economic and
2021 Community Development may enter into an agreement, in accordance
2022 with the provisions of chapter 55a of the general statutes, with a
2023 person, firm, corporation or other entity.

2024 Sec. 53. (NEW) (*Effective July 1, 2007*) (a) A qualified biodiesel
2025 producer shall be eligible for not more than sixty monthly grants from
2026 the account. The Department of Economic and Community

2027 Development, in consultation with the person, firm, corporation or
2028 entity selected to implement the grant pursuant to subsection (b) of
2029 section 52 of this act, if applicable, shall determine monthly grant
2030 amounts by calculating the estimated gallons of biodiesel produced
2031 during the preceding month, as certified by the Commissioner of
2032 Economic and Community Development, or a designee, and applying
2033 such figure to the per gallon incentive credit established in subsection
2034 (b) of this section.

2035 (b) Each qualified biodiesel producer shall be eligible for a total
2036 grant in any fiscal year equal to the following amounts: (1) For the first
2037 five million gallons of biodiesel produced, thirty cents per gallon; (2)
2038 for the second five million gallons of biodiesel produced, twenty cents
2039 per gallon; and (3) for the third five million gallons of biodiesel
2040 produced, ten cents per gallon.

2041 (c) Biodiesel produced by a qualified biodiesel producer in excess of
2042 fifteen million gallons in any fiscal year shall not be eligible for a grant
2043 pursuant to this section.

2044 Sec. 54. (NEW) (*Effective July 1, 2007*) To receive a grant pursuant to
2045 section 53 of this act, a qualified biodiesel producer shall file an
2046 application for such funds not later than fifteen days after the last day
2047 of the month for which the grant is sought. The application shall
2048 include, but not be limited to: (1) The location of the qualified biodiesel
2049 producer; (2) the number of Connecticut citizens employed by the
2050 biodiesel producer in the preceding month; (3) the number of gallons
2051 of biodiesel produced during the month for which the grant is sought;
2052 (4) a copy of the qualified biodiesel producer's Connecticut
2053 registration; (5) any other information deemed necessary by the
2054 Commissioner of Economic and Community Development to ensure
2055 that such grants shall be made only to qualified biodiesel producers;
2056 and (6) satisfactory documentation that the biodiesel has a net carbon
2057 energy benefit when compared to the fuel it will replace.

2058 Sec. 55. (NEW) (*Effective July 1, 2007*) A qualified biodiesel producer

2059 shall be eligible for a one-time grant pursuant to section 52 of this act
2060 to assist with purchasing equipment or constructing, modifying or
2061 retrofitting production facilities. Such grant shall not exceed (1) three
2062 million dollars, and (2) twenty-five per cent of the equipment or
2063 construction cost regardless of the number of facilities owned by said
2064 qualified biodiesel producer.

2065 Sec. 56. (NEW) (*Effective July 1, 2007*) A qualified biodiesel
2066 distributor shall be eligible for a grant pursuant to section 52 of this act
2067 for purposes other than to assist with purchasing equipment or
2068 constructing, modifying or retrofitting facilities, including, but not
2069 limited to, the actual costs of creating storage and distribution capacity
2070 for biodiesel during the month. Such grants shall not exceed fifty
2071 thousand dollars for any one distributor at any one site. The
2072 Department of Economic and Community Development, in
2073 consultation with the person, firm, corporation or entity selected to
2074 implement the grant pursuant to subsection (b) of section 52 of this act,
2075 if applicable, shall create an application process and guidelines for the
2076 administration of this grant provision.

2077 Sec. 57. (NEW) (*Effective July 1, 2007*) The Department of Economic
2078 and Community Development, in consultation with the person, firm,
2079 corporation or entity selected to implement the grant pursuant to
2080 subsection (b) of section 52 of this act, if applicable, shall create
2081 guidelines necessary for the administration of the provisions of this
2082 section on the progress of the grant programs administered pursuant
2083 to sections 52 to 57, inclusive, of this act. The Department of Economic
2084 and Community Development, in consultation with such person, firm,
2085 corporation or entity, if applicable, shall submit an annual report, in
2086 accordance with the provisions of section 11-4a of the general statutes,
2087 to the joint standing committees of the General Assembly having
2088 cognizance of matters relating to energy and technology, commerce
2089 and the environment.

2090 Sec. 58. Section 22-26l of the general statutes is repealed and the

2091 following is substituted in lieu thereof (*Effective July 1, 2007*):

2092 (a) The Department of Agriculture shall establish and administer a
2093 Connecticut Farm Link program to establish a database of farmers and
2094 agricultural land owners who intend to sell their farm operations or
2095 agricultural land. The database shall be maintained by the Department
2096 of Agriculture and shall be made available to the public on the
2097 department's web site. Persons interested in starting an agricultural
2098 business or persons interested in expanding a current agricultural
2099 business may notify the department and have their names, contact
2100 information and intentions regarding such businesses placed on the
2101 web site. The department shall make reasonable efforts to facilitate
2102 contact between parties with similar interests, including, but not
2103 limited to, growing and processing crops as feedstock for biodiesel
2104 heating and transportation fuels.

2105 (b) The Department of Agriculture shall post educational materials
2106 regarding the Connecticut Farm Link program on the department's
2107 web site, including, but not limited to, information regarding farm
2108 transfer and farm succession planning, family farm estate planning,
2109 farm transfer strategies, farm leasing, formation of farm partnerships,
2110 growing and processing crops as feedstock for biodiesel heating and
2111 transportation fuels and information regarding starting a farm
2112 business.

2113 Sec. 59. (NEW) (*Effective October 1, 2007*) (a) The Institute for
2114 Sustainable Energy shall (1) compile and distribute educational
2115 materials regarding biodiesel to municipalities, local boards of
2116 education and private commercial entities to educate future
2117 consumers, and (2) establish and administer a Connecticut biodiesel
2118 link program to establish a database of schools, restaurants,
2119 institutional cafeterias and other institutions and businesses in the
2120 state that produce waste vegetable oil or other comparable food
2121 product suitable for conversion to biodiesel. The database shall be
2122 maintained by the Institute for Sustainable Energy and shall be made

2123 available to the public on said institute's Internet web site. Businesses
2124 interested in selling their waste vegetable oil or other comparable food
2125 product to producers of biodiesel heating and motor vehicle fuel may
2126 notify the Institute for Sustainable Energy and have their names,
2127 contact information and intentions regarding such businesses placed
2128 on said web site. The Institute for Sustainable Energy shall make
2129 reasonable efforts to facilitate contact between parties with similar
2130 interests.

2131 (b) The Institute for Sustainable Energy shall post educational
2132 materials regarding the Connecticut biofuel link program on said
2133 institute's Internet web site, and such information shall be posted as a
2134 link on the Internet web sites of the Department of Economic and
2135 Community Development, the Department of Agriculture, The
2136 Connecticut Agricultural Experiment Station, The University of
2137 Connecticut Biofuel Consortium and The University of Connecticut
2138 Cooperative Extension System, including, but not limited to,
2139 information regarding the starting of a waste vegetable oil business
2140 and strategies for conducting such business.

2141 Sec. 60. (NEW) (*Effective July 1, 2007*) The Secretary of the Office of
2142 Policy and Management shall, within available appropriations and in
2143 consultation with each state department, each constituent unit of the
2144 state system of higher education, as defined in section 10-1 of the
2145 general statutes, the judicial branch and the Joint Committee on
2146 Legislative Management, establish a program designed to encourage
2147 the use of biodiesel blended heating fuel mixed from not more than
2148 ninety per cent ultra low sulfur number 2 heating oil and not less than
2149 ten per cent of biodiesel in state buildings and facilities under the
2150 custody and control of such department, unit, branch or committee.
2151 On or before January 1, 2008, the secretary shall prepare a plan for
2152 implementation of such program which shall include, but not be
2153 limited to, (1) identification of state buildings and facilities suitable for
2154 biodiesel blended heating fuel, (2) evaluation of energy efficiency and
2155 reliability of biodiesel blended heating fuel in such buildings and

2156 facilities, and (3) the availability and feasibility of exclusively using
2157 such fuels or fuel products, including agricultural products or waste
2158 yellow grease, produced in Connecticut.

2159 (b) The commissioner shall adopt guidelines to set the standards for
2160 the grant program established in subsection (a) of this section.

2161 Sec. 61. (NEW) (*Effective July 1, 2007*) The Department of Economic
2162 and Community Development shall administer a fuel diversification
2163 grant program to provide funding to Connecticut institutions of higher
2164 education or Connecticut institutions of agricultural research for
2165 purposes which may include, but are not limited to (1) research to
2166 promote biofuel production from agricultural products, algae and
2167 waste grease, and (2) biofuel quality testing. Said department may
2168 enter into an agreement, in accordance with the provisions of chapter
2169 55a of the general statutes, with a person, firm, corporation or other
2170 entity to administer such program. The Department of Economic and
2171 Community Development, in consultation with such person, firm,
2172 corporation or entity, if applicable, shall create guidelines necessary for
2173 the administration of the provisions of this section. If the Department
2174 of Economic and Community Development selects such a person, firm,
2175 corporation or other entity to administer the program, not later than
2176 January 1, 2008, and annually thereafter, such person, firm,
2177 corporation or other entity shall submit a report to the Commissioner
2178 of Economic and Community Development regarding the status of
2179 such program.

2180 Sec. 62. (*Effective from passage*) In the fiscal year ending June 30, 2008,
2181 no municipality shall be entitled to receive less in state grants-in-aid
2182 than the total amount of the state grants-in-aid the municipality was
2183 entitled to receive, in the fiscal year ending June 30, 2007, pursuant to
2184 the formulas for calculating said state grants-in-aid and any
2185 modification of said total amount that result from an audit. For the
2186 purposes of this section: (1) "Municipality" means each town,
2187 consolidated town and city or consolidated town and borough, and (2)

2188 "state-grants-in-aid" means the total of those grants for which grantee-
2189 specific amounts are included in the estimates the Secretary of the
2190 Office of Policy and Management compiles pursuant to section 4-71a.
2191 Up to one hundred thousand dollars from the funds appropriated to
2192 the Office of Policy and Management for the fiscal year ending June 30,
2193 2008, for purposes of the P.I.L.O.T. - New Manufacturing Machinery
2194 and Equipment, shall be available for expenditure to satisfy the
2195 provisions of this section. Not later than the first day of May in said
2196 fiscal year, said secretary shall certify to the Comptroller the amount
2197 due to any municipality, pursuant to this section, provided said
2198 secretary may reduce the amount payable to any municipality
2199 proportionately, if necessary, in the event the total amount available is
2200 insufficient. Not later than fifteen days after such certification, the
2201 comptroller shall draw an order on the treasurer, and not later than
2202 fifteen days thereafter, the Treasurer shall pay the grant to the
2203 municipality.

2204 Sec. 63. Subsection (a) of section 3 of house bill 7432 of the January
2205 2007 session is repealed and the following is substituted in lieu thereof
2206 (*Effective from passage*):

2207 (a) On or before January 1, 2008, the Energy Conservation
2208 Management Board, in consultation with the electric distribution
2209 companies, shall develop and establish a cost-effective program to (1)
2210 provide rebates to residential customers of electric distribution
2211 companies who replace an existing window air conditioning unit that
2212 does not meet the federal Energy Star standard with a unit that does
2213 meet said standard. Said program shall be in effect from January 1,
2214 2008, to September 1, 2008. Such rebates shall be not less than twenty-
2215 five dollars for an air conditioner with a retail price of one hundred
2216 dollars to two hundred dollars; not less than fifty dollars for an air
2217 conditioner with a retail price of more than two hundred dollars but
2218 less than three hundred dollars; and not less than one hundred dollars
2219 for an air conditioner with a retail price of more than three hundred
2220 dollars unless the board demonstrates that such levels are not cost

2221 effective, and (2) provide rebates of not less than five hundred dollars
2222 to residential customers of electric distribution companies who replace
2223 an existing central air conditioning unit that does not meet the federal
2224 Energy Star standard with a unit that does meet said standard. The
2225 board, in consultation with the Low-Income Energy Advisory Board,
2226 established pursuant to section 16a-41b of the general statutes, shall
2227 determine the parameters of the program with regard to residential
2228 customers who live in apartments.

2229 Sec. 64. Subsection (b) of section 121 of house bill 7432 of the
2230 January 2007 session is repealed and the following is substituted in
2231 lieu thereof (*Effective July 1, 2007*):

2232 (b) The proceeds of the sale of said bonds, to the extent of the
2233 amount stated in subsection (a) of this section, shall be used by
2234 Connecticut Innovations, Incorporated, for the purpose of funding the
2235 net project costs, or the balance of any projects after applying any
2236 public or private financial incentives available, for any renewable
2237 energy or combined heat and power projects in state buildings. The
2238 funds shall be made available through the Renewable Energy
2239 Investment Fund, established pursuant to section 16-245n of the
2240 general statutes, as amended by this act. Eligible state buildings shall
2241 be Leadership in Energy and Environmental Design (LEED) certified
2242 or in the process of becoming LEED certified or in the process of
2243 becoming LEED silver rating certified or receive a two-globe rating in
2244 the Green Globes USA design program or in the process of receiving a
2245 two-globe rating in the Green Globes USA design program.

2246 Sec. 65. Section 4a-60g of the general statutes is repealed and the
2247 following is substituted in lieu thereof (*Effective July 1, 2007*):

2248 (a) As used in this section and sections 4a-60h to 4a-60j, inclusive,
2249 the following terms have the following meanings:

2250 (1) "Small contractor" means any contractor, subcontractor,
2251 manufacturer or service company (A) [which] that has been doing

2252 business under the same ownership [and] or management and has
2253 maintained its principal place of business in the state, for a period of at
2254 least one year immediately prior to the date of application for
2255 certification under this section, (B) [which] that had gross revenues not
2256 exceeding ten million dollars in the most recently completed fiscal year
2257 prior to such application, and (C) at least fifty-one per cent of the
2258 ownership of which is held by a person or persons who exercise
2259 operational authority over the daily affairs of the business and have
2260 the power to direct the management and policies and receive the
2261 beneficial interests of the business, except that a nonprofit corporation
2262 shall be construed to be a small contractor if such nonprofit
2263 corporation meets the requirements of subparagraphs (A) and (B) of
2264 this subdivision.

2265 (2) "State agency" means each state board, commission, department,
2266 office, institution, council or other agency with the power to contract
2267 for goods or services itself or through its head.

2268 (3) "Minority business enterprise" means any small contractor (A)
2269 fifty-one per cent or more of the capital stock, if any, or assets of which
2270 are owned by a person or persons (i) who exercise operational
2271 authority over the daily affairs of the enterprise, (ii) who have the
2272 power to direct the management and policies and receive the beneficial
2273 interest of the enterprise, and (iii) who are members of a minority, as
2274 such term is defined in subsection (a) of section 32-9n, (B) who is an
2275 individual with a disability, or (C) which is a nonprofit corporation in
2276 which fifty-one per cent or more of the persons who (i) exercise
2277 operational authority over the enterprise, and (ii) have the power to
2278 direct the management and policies of the enterprise are members of a
2279 minority, as defined in this subsection, or are individuals with a
2280 disability.

2281 (4) "Affiliated" means the relationship in which a person directly, or
2282 indirectly through one or more intermediaries, controls, is controlled
2283 by or is under common control with another person.

2284 (5) "Control" means the power to direct or cause the direction of the
2285 management and policies of any person, whether through the
2286 ownership of voting securities, by contract or through any other direct
2287 or indirect means. Control shall be presumed to exist if any person,
2288 directly or indirectly, owns, controls, holds with the power to vote, or
2289 holds proxies representing, twenty per cent or more of any voting
2290 securities of another person.

2291 (6) "Person" means any individual, corporation, limited liability
2292 company, partnership, association, joint stock company, business trust,
2293 unincorporated organization or other entity.

2294 (7) "Individual with a disability" means an individual (A) having a
2295 physical or mental impairment that substantially limits one or more of
2296 the major life activities of the individual or (B) having a record of such
2297 an impairment.

2298 (8) "Nonprofit corporation" means a nonprofit corporation
2299 incorporated pursuant to chapter 602 or any predecessor statutes
2300 thereto.

2301 (b) It is found and determined that there is a serious need to help
2302 small contractors, minority business enterprises, nonprofit
2303 organizations and individuals with disabilities to be considered for
2304 and awarded state contracts for the construction, reconstruction or
2305 rehabilitation of public buildings, the construction and maintenance of
2306 highways and the purchase of goods and services. Accordingly, the
2307 necessity, in the public interest and for the public benefit and good, of
2308 the provisions of this section, sections 4a-60h to 4a-60j, inclusive, and
2309 sections 32-9i to 32-9p, inclusive, is declared as a matter of legislative
2310 determination. Notwithstanding any provisions of the general statutes
2311 to the contrary, and except as set forth herein, the head of each state
2312 agency and each political subdivision of the state other than a
2313 municipality shall set aside in each fiscal year, for award to small
2314 contractors, on the basis of competitive bidding procedures, contracts
2315 or portions of contracts for the construction, reconstruction or

2316 rehabilitation of public buildings, the construction and maintenance of
2317 highways and the purchase of goods and services. Eligibility of
2318 nonprofit corporations under the provisions of this section shall be
2319 limited to predevelopment contracts awarded by the Commissioner of
2320 Economic and Community Development for housing projects. The
2321 total value of such contracts or portions thereof to be set aside by each
2322 such agency shall be at least twenty-five per cent of the total value of
2323 all contracts let by the head of such agency in each fiscal year,
2324 provided that neither: (1) A contract that may not be set aside due to a
2325 conflict with a federal law or regulation; or (2) a contract for any goods
2326 or services which have been determined by the Commissioner of
2327 Administrative Services to be not customarily available from or
2328 supplied by small contractors shall be included. [except that the head
2329 of any such agency may set aside an amount based on the amount of
2330 all contracts not excluded from the calculation which are anticipated to
2331 be let in any fiscal year if the method of calculation for such year
2332 would result in a maximum value of contracts to be set aside of less
2333 than twenty-five per cent of the contracts anticipated to be let in such
2334 year or in a minimum value of contracts to be set aside of greater than
2335 twenty-five per cent of the contracts anticipated to be let in such year.]
2336 Contracts or portions thereof having a value of not less than
2337 twenty-five per cent of the total value of all contracts or portions
2338 thereof to be set aside shall be reserved for awards to minority
2339 business enterprises.

2340 (c) The head of any state agency or political subdivision of the state
2341 other than a municipality may, in lieu of setting aside any contract or
2342 portions thereof, require any general or trade contractor or any other
2343 entity authorized by such agency to award contracts, to set aside a
2344 portion of any contract for subcontractors who are eligible for set-aside
2345 contracts under this section. Nothing in this subsection shall be
2346 construed to diminish the total value of contracts which are required to
2347 be set aside by any state agency or political subdivision of the state
2348 other than a municipality pursuant to this section.

2349 (d) The heads of all state agencies and of each political subdivision
2350 of the state other than a municipality shall notify the Commissioner of
2351 Administrative Services of all contracts to be set aside pursuant to
2352 subsection (b) or (c) of this section at the time that bid documents for
2353 such contracts are made available to potential contractors.

2354 [(e) In no case shall the Commissioner of Administrative Services
2355 recommend, nor shall any small contractor be awarded, any such
2356 contract or contracts, the total amount of which exceeds ten million
2357 dollars in any one fiscal year.]

2358 [(f)] (e) The awarding authority shall require that a contractor or
2359 subcontractor awarded a contract or a portion of a contract under this
2360 section perform not less than fifteen per cent of the work with the
2361 workforces of such contractor or subcontractor and shall require that
2362 not less than twenty-five per cent of the work be performed by
2363 contractors or subcontractors eligible for awards under this section. A
2364 contractor awarded a contract or a portion of a contract under this
2365 section shall not subcontract with any person with whom the
2366 contractor is affiliated. No person who is affiliated with another person
2367 shall be eligible for awards under this section if both affiliated persons
2368 considered together would not qualify as a small contractor or a
2369 minority business enterprise under subsection (a) of this section. The
2370 awarding authority shall require that a contractor awarded a contract
2371 pursuant to this section submit, in writing, an explanation of any
2372 subcontract to such contract that is entered into with any person that is
2373 not eligible for the award of a contract pursuant to this section, prior to
2374 the performance of any work pursuant to such subcontract.

2375 [(g)] (f) The awarding authority may require that a contractor or
2376 subcontractor awarded a contract or a portion of a contract under this
2377 section furnish the following documentation: (1) A copy of the
2378 certificate of incorporation, certificate of limited partnership,
2379 partnership agreement or other organizational documents of the
2380 contractor or subcontractor; (2) a copy of federal income tax returns

2381 filed by the contractor or subcontractor for the previous year; and (3)
2382 evidence of payment of fair market value for the purchase or lease by
2383 the contractor or subcontractor of property or equipment from another
2384 contractor who is not eligible for set-aside contracts under this section.

2385 [(h)] (g) The awarding authority or the Commissioner of
2386 Administrative Services or the Commission on Human Rights and
2387 Opportunities may conduct an audit of the financial, corporate and
2388 business records and conduct an investigation of any small contractor
2389 or minority business enterprise which applies for or is awarded a
2390 set-aside contract for the purpose of determining eligibility for awards
2391 or compliance with the requirements established under this section.

2392 [(i)] (h) The provisions of this section shall not apply to any state
2393 agency or political subdivision of the state other than a municipality
2394 for which the total value of all contracts or portions of contracts of the
2395 types enumerated in subsection (b) of this section is anticipated to be
2396 equal to ten thousand dollars or less.

2397 [(j)] (i) In lieu of a performance, bid, labor and materials or other
2398 required bond, a contractor or subcontractor awarded a contract under
2399 this section may provide to the awarding authority, and the awarding
2400 authority shall accept a letter of credit. Any such letter of credit shall
2401 be in an amount equal to ten per cent of the contract for any contract
2402 that is less than one hundred thousand dollars and in an amount equal
2403 to twenty-five per cent of the contract for any contract that exceeds one
2404 hundred thousand dollars.

2405 [(k)] (j) (1) Whenever the awarding [agency] authority has reason to
2406 believe that any contractor or subcontractor awarded a set-aside
2407 contract has wilfully violated any provision of this section, the
2408 awarding [agency may] authority shall send a notice to such contractor
2409 or subcontractor by certified mail, return receipt requested. Such notice
2410 shall include: (A) A reference to the provision alleged to be violated;
2411 (B) a short and plain statement of the matter asserted; (C) the
2412 maximum civil penalty that may be imposed for such violation; and

2413 (D) the time and place for the hearing. Such hearing shall be fixed for a
2414 date not earlier than fourteen days after the notice is mailed. The
2415 awarding authority shall send a copy of such notice to the Commission
2416 on Human Rights and Opportunities.

2417 (2) The awarding [agency] authority shall hold a hearing on the
2418 violation asserted unless such contractor or subcontractor fails to
2419 appear. The hearing shall be held in accordance with the provisions of
2420 chapter 54. If, after the hearing, the awarding [agency] authority finds
2421 that the contractor or subcontractor has wilfully violated any provision
2422 of this section, the awarding [agency] authority shall suspend all
2423 set-aside contract payments to the contractor or subcontractor and
2424 may, in its discretion, order that a civil penalty not exceeding ten
2425 thousand dollars per violation be imposed on the contractor or
2426 subcontractor. If such contractor or subcontractor fails to appear for
2427 the hearing, the awarding [agency] authority may, as the facts require,
2428 order that a civil penalty not exceeding ten thousand dollars per
2429 violation be imposed on the contractor or subcontractor. The awarding
2430 [agency] authority shall send a copy of any order issued pursuant to
2431 this subsection by certified mail, return receipt requested, to the
2432 contractor or subcontractor named in such order. The awarding
2433 [agency] authority may cause proceedings to be instituted by the
2434 Attorney General for the enforcement of any order imposing a civil
2435 penalty issued under this subsection.

2436 [(l)] (k) On or before January 1, 2000, the Commissioner of
2437 Administrative Services shall establish a process for certification of
2438 small contractors and minority business enterprises as eligible for
2439 set-aside contracts. Each certification shall be valid for a period not to
2440 exceed two years. [The] Any paper application for certification shall be
2441 no longer than six pages. [Annually, the commissioner shall print a]
2442 The Department of Administrative Services shall maintain on its web
2443 site an updated directory of small contractors and minority business
2444 enterprises certified under this section. [State agencies shall be
2445 provided with updated directory information quarterly.]

2446 [(m)] (l) On or before [September 30, 1995] August 30, 2007, and
2447 annually thereafter, each state agency and each political subdivision of
2448 the state other than a municipality setting aside contracts or portions of
2449 contracts shall prepare a report establishing small and minority
2450 business set-aside program goals for the twelve-month period
2451 beginning July first in the same year. Each such report shall be
2452 submitted to the Commissioner of Administrative Services, the
2453 Commission on Human Rights and Opportunities and the
2454 cochairpersons and ranking members of the joint standing committees
2455 of the General Assembly having cognizance of matters relating to
2456 planning and development and government administration and
2457 elections.

2458 [(n)] (m) On or before November 1, 1995, and quarterly thereafter,
2459 each state agency and each political subdivision of the state other than
2460 a municipality setting aside contracts or portions of contracts shall
2461 prepare a status report on the implementation and results of its small
2462 business and minority business enterprise set-aside program goals
2463 during the three-month period ending one month before the due date
2464 for the report. Each report shall be submitted to the Commissioner of
2465 Administrative Services and the Commission on Human Rights and
2466 Opportunities. Any state agency or political subdivision of the state,
2467 other than a municipality, that achieves less than fifty per cent of its
2468 small contractor and minority business enterprise set-aside program
2469 goals by the end of the second reporting period in any twelve-month
2470 period beginning on July first shall provide a written explanation to
2471 the Commissioner of Administrative Services and the Commission on
2472 Human Rights and Opportunities detailing how the agency or political
2473 subdivision will achieve its goals in the final reporting period. The
2474 Commission on Human Rights and Opportunities shall: (1) Monitor
2475 the achievement of the annual goals established by each state agency
2476 and political subdivision of the state other than a municipality; and (2)
2477 prepare a quarterly report concerning such goal achievement. The
2478 report shall be submitted to each state agency that submitted a report,
2479 the Commissioner of Economic and Community Development, the

2480 Commissioner of Administrative Services and the cochairpersons and
2481 ranking members of the joint standing committees of the General
2482 Assembly having cognizance of matters relating to planning and
2483 development and government administration and elections. Failure by
2484 any state agency or political subdivision of the state other than a
2485 municipality to submit any reports required by this section shall be a
2486 violation of section 46a-77.

2487 [(o)] (n) On or before January 1, 2000, and annually thereafter, the
2488 Department of Administrative Services shall establish a precertification
2489 list of small contractors and minority business enterprises who have
2490 established a principal place of business in the state but have not
2491 maintained such place of business for one year and are not in the
2492 directory prepared pursuant to subsection [(l)] (k) of this section. An
2493 awarding agency may select a small contractor or minority business
2494 enterprise from such precertification list only after such awarding
2495 agency makes a good faith effort to find an eligible small contractor or
2496 minority business enterprise in the directory and determines that no
2497 small contractor or minority business enterprise is qualified to perform
2498 the work required under the contract.

2499 [(p)] (o) Nothing in this section shall be construed to apply to the
2500 four janitorial contracts awarded pursuant to subsections (b) to (e),
2501 inclusive, of section 4a-82.

2502 Sec. 66. Subdivision (1) of subsection (a) of section 4a-60g of the
2503 general statutes is repealed and the following is substituted in lieu
2504 thereof (*Effective January 1, 2008*):

2505 (1) "Small contractor" means any contractor, subcontractor,
2506 manufacturer or service company (A) [which] that has been doing
2507 business under the same ownership [and] or management and has
2508 maintained its principal place of business in the state, for a period of at
2509 least one year immediately prior to the date of application for
2510 certification under this section, (B) [which] that had gross revenues not
2511 exceeding [ten] fifteen million dollars in the most recently completed

2512 fiscal year prior to such application and (C) at least fifty-one per cent of
2513 the ownership of which is held by a person or persons who exercise
2514 operational authority over the daily affairs of the business and have
2515 the power to direct the management and policies and receive the
2516 beneficial interests of the business, except that a nonprofit corporation
2517 shall be construed to be a small contractor if such nonprofit
2518 corporation meets the requirements of subparagraphs (A) and (B) of
2519 this subdivision.

2520 Sec. 67. Section 10-29a of the general statutes is amended by adding
2521 subdivision (52) as follows (*Effective from passage*):

2522 (NEW) (52) The Governor shall proclaim the month of May to be
2523 Woman-Owned Business Month to honor the contribution that
2524 women-owned businesses make to our state. Suitable exercises shall be
2525 held in the State Capitol and elsewhere as the Governor designates for
2526 the observance of the month.

2527 Sec. 68. Subsection (a) of section 7-148u of the general statutes is
2528 repealed and the following is substituted in lieu thereof (*Effective July*
2529 *1, 2007*):

2530 (a) As used in this section:

2531 (1) "Small contractor" means any contractor, subcontractor,
2532 manufacturer or service company (A) which has been doing business
2533 and has maintained its principal place of business in the state for a
2534 period of at least one year prior to the date of application for
2535 certification under this section, (B) which had gross revenues not
2536 exceeding [three] ten million dollars in the most recently completed
2537 fiscal year prior to such application, and (C) at least fifty-one per cent
2538 of the ownership of which is held by a person or persons who are
2539 active in the daily affairs of the business and have the power to direct
2540 the management and policies of the business.

2541 (2) "Minority business enterprise" means any small contractor (A)

2542 fifty-one per cent or more of the capital stock, if any, or assets of which
2543 are owned by a person or persons (i) who are active in the daily affairs
2544 of the enterprise, (ii) who have the power to direct the management
2545 and policies of the enterprise, and (iii) who are members of a minority,
2546 as such term is defined in subsection (a) of section 32-9n, or (B) who is
2547 an individual with a disability.

2548 (3) "Individual with a disability" means an individual (A) having a
2549 physical impairment that substantially limits one or more of the major
2550 life activities of the individual, or (B) having a record of such an
2551 impairment.

2552 Sec. 69. Subsection (a) of section 12-217jj of the general statutes, as
2553 amended by substitute house bill 6500 of the January 2007 session, is
2554 repealed and the following is substituted in lieu thereof (*Effective July*
2555 *1, 2007, and applicable to income years commencing on or after January 1,*
2556 *2007*):

2557 (a) As used in this section:

2558 (1) "Commissioner" means the Commissioner of Revenue Services.

2559 (2) "Commission" means the Connecticut Commission on Culture
2560 and Tourism.

2561 (3) (A) "Qualified production" means entertainment content created
2562 in whole or in part within the state, including motion pictures;
2563 documentaries; long-form, specials, mini-series, series, sound
2564 recordings, videos and music videos and interstitials television
2565 programming; interactive television; interactive games; videogames;
2566 commercials; infomercials; any format of digital media, including an
2567 interactive [website] web site, created for distribution or exhibition to
2568 the general public; and any trailer, pilot, video teaser or demo created
2569 primarily to stimulate the sale, marketing, promotion or exploitation of
2570 future investment in either a product or a qualified production via any
2571 means and media in any digital media format, film or videotape,

2572 provided such program meets all the underlying criteria of a qualified
2573 production.

2574 (B) "Qualified production" shall not include any ongoing television
2575 program created primarily as news, weather or financial market
2576 reports, a production featuring current events, sporting events, an
2577 awards show or other gala event, a production whose sole purpose is
2578 fundraising, a long-form production that primarily markets a product
2579 or service, a production used for corporate training or in-house
2580 corporate advertising or other similar productions, or any production
2581 for which records are required to be maintained under 18 USC 2257
2582 with respect to sexually explicit content.

2583 (4) "Eligible production company" means a corporation, partnership,
2584 limited liability company, or other business entity engaged in the
2585 business of producing qualified productions on a one-time or ongoing
2586 basis, and qualified by the Secretary of the State to engage in business
2587 in the state.

2588 (5) "Production expenses or costs" means all expenditures clearly
2589 and demonstrably incurred in the state in the development,
2590 preproduction, production or postproduction costs of a qualified
2591 production, including:

2592 (A) Expenditures incurred in the state in the form of either
2593 compensation or purchases including production work, production
2594 equipment not eligible for the infrastructure tax credit provided in
2595 section 2 of [this act] substitute house bill 6500 of the January 2007
2596 session, production software, postproduction work, postproduction
2597 equipment, postproduction software, set design, set construction,
2598 props, lighting, wardrobe, makeup, makeup accessories, special
2599 effects, visual effects, audio effects, film processing, music, sound
2600 mixing, editing, location fees, soundstages and any and all other costs
2601 or services directly incurred in connection with a state-certified
2602 qualified production;

2603 (B) Expenditures for distribution, including preproduction,
2604 production or postproduction costs relating to the creation of trailers,
2605 marketing videos, commercials, point-of-purchase videos and any and
2606 all content created on film or digital media, including the duplication
2607 of films, videos, CDs, DVDs and any and all digital files now in
2608 existence and those yet to be created for mass consumer consumption;
2609 the purchase, by a company in the state, of any and all equipment
2610 relating to the duplication or mass market distribution of any content
2611 created or produced in the state by any digital media format which is
2612 now in use and those formats yet to be created for mass consumer
2613 consumption; and

2614 (C) "Production expenses or costs" does not include the following:
2615 (i) On and after January 1, 2008, compensation in excess of fifteen
2616 million dollars paid to any individual or entity representing an
2617 individual, for services provided in the production of a qualified
2618 production; (ii) media buys, promotional events or gifts or public
2619 relations associated with the promotion or marketing of any qualified
2620 production; (iii) deferred, leveraged or profit participation costs
2621 relating to any and all personnel associated with any and all aspects of
2622 the production, including, but not limited to, producer fees, director
2623 fees, talent fees and writer fees; (iv) costs relating to the transfer of the
2624 production tax credits; and (v) any amounts paid to persons or
2625 businesses as a result of their participation in profits from the
2626 exploitation of the qualified production.

2627 (6) "Sound recording" means a recording of music, poetry or
2628 spoken-word performance, but does not include the audio portions of
2629 dialogue or words spoken and recorded as part of a motion picture,
2630 video, theatrical production, television news coverage or athletic event.

2631 (7) "State-certified qualified production" means a qualified
2632 production produced by an eligible production company that (A) is in
2633 compliance with regulations adopted pursuant to subsection (g) of this
2634 section, (B) is authorized to conduct business in this state, and (C) has

2635 been approved by the commission as qualifying for a production tax
2636 credit under this section.

2637 (8) "Interactive web site" means a web site, the production costs of
2638 which (A) exceed five hundred thousand dollars per income year, and
2639 (B) is primarily (i) interactive games or end user applications, or (ii)
2640 animation, simulation, sound, graphics, story lines or video created or
2641 repurposed for distribution over the internet. An interactive web site
2642 does not include a web site primarily used for institutional, private,
2643 industrial, retail or wholesale marketing or promotional purposes, or
2644 which contains obscene content.

2645 (9) "Post-certification remedy" means the recapture, disallowance,
2646 recovery, reduction, repayment, forfeiture, decertification or any other
2647 remedy that would have the effect of reducing or otherwise limiting
2648 the use of a tax credit provided by this section.

2649 Sec. 70. Subsection (c) of section 12-217jj of the general statutes, as
2650 amended by substitute house bill 6500 of the January 2007 session, is
2651 repealed and the following is substituted in lieu thereof (*Effective July*
2652 *1, 2007*):

2653 (c) (1) An eligible production company shall apply to the
2654 commission for a tax credit voucher on an annual basis, but not later
2655 than ninety days after the first production expenses or costs are
2656 incurred in the production of a qualified production, and shall provide
2657 with such application such information as the commission may require
2658 to determine such company's eligibility to claim a credit under this
2659 section. No production expenses or costs may be listed more than once
2660 for purposes of the tax credit voucher pursuant to this section, or
2661 pursuant to section 2 or 3 of [this act] substitute house bill 6500 of the
2662 January 2007 session, and if a production expense or cost has been
2663 included in a claim for a credit, such production expense or cost may
2664 not be included in any subsequent claim for a credit.

2665 (2) Not earlier than three months after the application in subdivision

2666 (1) of this subsection, an eligible production company may apply to the
2667 commission for a production tax credit voucher, and shall provide
2668 with such application such information and independent certification
2669 as the commission may require pertaining to the amount of such
2670 company's production expenses or costs to date. If the commission
2671 determines that such company is eligible to be issued a production tax
2672 credit voucher, the commission shall enter on the voucher the amount
2673 of production expenses or costs that has been established to the
2674 satisfaction of the commission, and the amount of such company's
2675 credit under this section. The commission shall provide a copy of such
2676 voucher to the commissioner, upon request.

2677 (3) Not later than ninety days after the end of the annual period, or
2678 after the last production expenses or costs are incurred in the
2679 production of a qualified production, an eligible production company
2680 shall apply to the commission for a production tax credit voucher, and
2681 shall provide with such application such information and independent
2682 certification as the commission may require pertaining to the amount
2683 of such company's production expenses or costs. If the commission
2684 determines that such company is eligible to be issued a production tax
2685 credit voucher, the commission shall enter on the voucher the amount
2686 of production expenses or costs that has been established to the
2687 satisfaction of the commission, minus the amount of any credit issued
2688 pursuant to subdivision (2) of this subsection, and the amount of such
2689 company's credit under this section. The commission shall provide a
2690 copy of such voucher to the commissioner, upon request.

2691 Sec. 71. Subsection (c) of section 3 of substitute house bill 6500 of the
2692 January 2007 session, is repealed and the following is substituted in
2693 lieu thereof (*Effective July 1, 2007*):

2694 (c) Not more frequently than twice during the income year of a
2695 state-certified digital animation production company, such company
2696 may apply to the commission for a digital animation tax credit
2697 voucher, and shall provide with such application such information and

2698 independent certification as the commission may require pertaining to
2699 the amount of such company's production expenses or costs incurred
2700 during the period for which such application is made. If the
2701 commission determines that the company is eligible to be issued a tax
2702 credit voucher, the commission shall enter on the voucher the amount
2703 of production expenses and costs incurred during the period for which
2704 the voucher is issued and the amount of tax credits issued pursuant to
2705 such voucher. The commission shall provide a copy of such voucher to
2706 the commissioner upon request.

2707 Sec. 72. Subdivision (110) of section 12-412 of the general statutes, as
2708 amended by section 20 of house bill 7432 of the January 2007 session, is
2709 repealed and the following is substituted in lieu thereof (*Effective*
2710 *January 1, 2008, and applicable to sales occurring on or after said date*):

2711 On and after January 1, 2008, and prior to July 1, 2010, the sale of
2712 any passenger [car] motor vehicle, as defined in section 14-1, that has a
2713 United States Environmental Protection Agency estimated city or
2714 highway gasoline mileage rating of at least forty miles per gallon.

2715 Sec. 73. Section 46b-120 of the general statutes, as amended by
2716 section 1 of public act 05-250, is repealed and the following is
2717 substituted in lieu thereof (*Effective January 1, 2010*):

2718 The terms used in this chapter shall, in its interpretation and in the
2719 interpretation of other statutes, be defined as follows: (1) "Child"
2720 means any person under sixteen years of age, [and,] except that for
2721 purposes of delinquency matters and proceedings, "child" means any
2722 person (A) under [sixteen] eighteen years of age, or (B) [sixteen]
2723 eighteen years of age or older who, prior to attaining [sixteen] eighteen
2724 years of age, has [violated any federal or state law or municipal or
2725 local ordinance, other than an ordinance regulating behavior of a child
2726 in a family with service needs,] committed a delinquent act and,
2727 subsequent to attaining [sixteen] eighteen years of age, violates any
2728 order of the Superior Court or any condition of probation ordered by
2729 the Superior Court with respect to such delinquency proceeding; (2)

2730 "youth" means any person sixteen or seventeen years of age; [(3)
2731 "youth in crisis" means any youth who, within the last two years, (A)
2732 has without just cause run away from the parental home or other
2733 properly authorized and lawful place of abode, (B) is beyond the
2734 control of the youth's parents, guardian or other custodian, or (C) has
2735 four unexcused absences from school in any one month or ten
2736 unexcused absences in any school year; (4)] (3) "abused" means that a
2737 child or youth (A) has been inflicted with physical injury or injuries
2738 other than by accidental means, [or] (B) has injuries that are at variance
2739 with the history given of them, or (C) is in a condition that is the result
2740 of maltreatment, [such as] including, but not limited to, malnutrition,
2741 sexual molestation or exploitation, deprivation of necessities,
2742 emotional maltreatment or cruel punishment; [(5)] (4) a child may be
2743 found "mentally deficient" who, by reason of a deficiency of
2744 intelligence that has existed from birth or from early age, requires, or
2745 will require, for [his] such child's protection or for the protection of
2746 others, special care, supervision and control; [(6)] (5) a child may be
2747 convicted as "delinquent" who has violated (A) any federal or state
2748 law, [or municipal or local ordinance, other than an ordinance
2749 regulating behavior of a child in a family with service needs] other
2750 than the commission of (i) an infraction or violation by a youth under
2751 subsection (b) of section 51-164n, or (ii) a motor vehicle violation by a
2752 youth for which a sentence to a term of imprisonment may be
2753 imposed, (B) any order of the Superior Court, except as provided in
2754 section 46b-148, or (C) conditions of probation as ordered by the court;
2755 [(7)] (6) a child or youth may be found "dependent" whose home is a
2756 suitable one for the child or youth, [save] except for the financial
2757 inability of the child's or youth's parents, parent or guardian, or other
2758 person maintaining such home, to provide the specialized care the
2759 condition of the child or youth requires; [(8)] (7) "family with service
2760 needs" means a family that includes a child or youth who (A) has
2761 without just cause run away from the parental home or other properly
2762 authorized and lawful place of abode, (B) is beyond the control of the
2763 child's or youth's parent, parents, guardian or other custodian, (C) has

2764 engaged in indecent or immoral conduct, (D) is a truant or habitual
2765 truant or who, while in school, has been continuously and overtly
2766 defiant of school rules and regulations, or (E) is thirteen years of age or
2767 older and has engaged in sexual intercourse with another person and
2768 such other person is thirteen years of age or older and not more than
2769 two years older or younger than such child or youth; [(9)] (8) a child or
2770 youth may be found "neglected" who (A) has been abandoned, [or] (B)
2771 is being denied proper care and attention, physically, educationally,
2772 emotionally or morally, [or] (C) is being permitted to live under
2773 conditions, circumstances or associations injurious to the well-being of
2774 the child or youth, or (D) has been abused; [(10)] (9) a child or youth
2775 may be found "uncared for" who is homeless or whose home cannot
2776 provide the specialized care that the physical, emotional or mental
2777 condition of the child or youth requires. For the purposes of this
2778 section, the treatment of any child or youth by an accredited Christian
2779 Science practitioner, in lieu of treatment by a licensed practitioner of
2780 the healing arts, shall not of itself constitute neglect or maltreatment;
2781 [(11)] (10) "delinquent act" means the violation of any federal or state
2782 law, [or municipal or local ordinance, other than an ordinance
2783 regulating the behavior of a child in a family with service needs,] or
2784 the violation of any order of the Superior Court, other than the
2785 commission of (A) an infraction or violation by a youth under
2786 subsection (b) of section 51-164n, or (B) a motor vehicle violation by a
2787 youth for which a sentence to a term of imprisonment may be
2788 imposed; [(12)] (11) "serious juvenile offense" means (A) the violation
2789 of, including attempt or conspiracy to violate, (i) section 21a-277,
2790 21a-278, 29-33, 29-34, 29-35, 53-21, 53-80a, 53-202b, 53-202c, 53-390 to
2791 53-392, inclusive, 53a-54a to [53a-57] 53a-56a, inclusive, 53a-59 to
2792 53a-60c, inclusive, 53a-70 to 53a-71, inclusive, 53a-72b, 53a-86, 53a-92 to
2793 53a-94a, inclusive, 53a-95, 53a-101, 53a-102a, 53a-103a or 53a-111 to
2794 53a-113, inclusive, subdivision (1) of subsection (a) of section 53a-122,
2795 subdivision (3) of subsection (a) of section 53a-123, section 53a-134,
2796 53a-135, 53a-136a, 53a-166 or 53a-167c, subsection (a) of section
2797 53a-174, or section 53a-196a, 53a-211, 53a-212, 53a-216 or 53a-217b, by a

2798 child, or (ii) section 53a-56b or 53a-57 by a child under sixteen years of
2799 age, or (B) running away, without just cause, from any secure
2800 placement other than home while referred as a delinquent child to the
2801 Court Support Services Division or committed as a delinquent child to
2802 the Commissioner of Children and Families for a serious juvenile
2803 offense; [(13)] (12) "serious juvenile offender" means any child
2804 convicted as delinquent for the commission of a serious juvenile
2805 offense; [(14)] (13) "serious juvenile repeat offender" means any child
2806 charged with the commission of any felony if such child has
2807 previously been convicted as delinquent or otherwise convicted at any
2808 age for two violations of any provision of title 21a, 29, 53 or 53a that is
2809 designated as a felony; [(15) "alcohol-dependent child" means any
2810 child who has] (14) "alcohol-dependent" means a psychoactive
2811 substance dependence on alcohol as that condition is defined in the
2812 most recent edition of the American Psychiatric Association's
2813 "Diagnostic and Statistical Manual of Mental Disorders"; and [(16)
2814 "drug-dependent child" means any child who has] (15) "drug-
2815 dependent" means a psychoactive substance dependence on drugs as
2816 that condition is defined in the most recent edition of the American
2817 Psychiatric Association's "Diagnostic and Statistical Manual of Mental
2818 Disorders". No child shall be classified as drug dependent who is
2819 dependent (A) upon a morphine-type substance as an incident to
2820 current medical treatment of a demonstrable physical disorder other
2821 than drug dependence, or (B) upon amphetamine-type, ataractic,
2822 barbiturate-type, hallucinogenic or other stimulant and depressant
2823 substances as an incident to current medical treatment of a
2824 demonstrable physical or psychological disorder, or both, other than
2825 drug dependence.

2826 Sec. 74. Section 46b-121 of the general statutes is repealed and the
2827 following is substituted in lieu thereof (*Effective January 1, 2010*):

2828 (a) (1) Juvenile matters in the civil session include all proceedings
2829 concerning uncared-for, neglected or dependent children and youths
2830 within this state, termination of parental rights of children committed

2831 to a state agency, matters concerning families with service needs,
2832 contested matters involving termination of parental rights or removal
2833 of guardian transferred from the Probate Court [] and the
2834 emancipation of minors, [and youths in crisis,] but does not include
2835 matters of guardianship and adoption or matters affecting property
2836 rights of any child [] or youth [or youth in crisis] over which the
2837 Probate Court has jurisdiction, [provided] except that appeals from
2838 probate concerning adoption, termination of parental rights and
2839 removal of a parent as guardian shall be included.

2840 (2) Juvenile matters in the criminal session include all proceedings
2841 concerning delinquent children [in the] within this state and persons
2842 [sixteen] eighteen years of age and older who are under the
2843 supervision of a juvenile probation officer while on probation or a
2844 suspended commitment to the Department of Children and Families,
2845 for purposes of enforcing any court orders entered as part of such
2846 probation or suspended commitment.

2847 (b) (1) In juvenile matters, the Superior Court shall have authority to
2848 make and enforce such orders directed to parents, including any
2849 person who acknowledges before [said] the court paternity of a child
2850 born out of wedlock, guardians, custodians or other adult persons
2851 owing some legal duty to a child [, youth or youth in crisis] or youth
2852 therein, as [it] the court deems necessary or appropriate to secure the
2853 welfare, protection, proper care and suitable support of a child [, youth
2854 or youth in crisis] or youth subject to [its] the court's jurisdiction or
2855 otherwise committed to or in the custody of the Commissioner of
2856 Children and Families. In addition, with respect to proceedings
2857 concerning delinquent children, the Superior Court shall have
2858 authority to make and enforce such orders as [it] the court deems
2859 necessary or appropriate to punish the child, deter the child from the
2860 commission of further delinquent acts, assure that the safety of any
2861 other person will not be endangered and provide restitution to any
2862 victim. [Said court] The Superior Court shall also have authority to
2863 grant and enforce temporary and permanent injunctive relief [

2864 temporary or permanent] in all proceedings concerning juvenile
2865 matters.

2866 (2) If any order for the payment of money is issued by [said court]
2867 the Superior Court, including any order assessing costs issued under
2868 section 46b-134 or 46b-136, the collection of such money shall be made
2869 by [said] the court, except orders for support of children committed to
2870 any state agency or department, which orders shall be made payable to
2871 and collected by the Department of Administrative Services. [Where] If
2872 the [court] Superior Court after due diligence is unable to collect such
2873 moneys within six months, [it] the court shall refer such case to the
2874 Department of Administrative Services for collection as a delinquent
2875 account. In juvenile matters, the [court] Superior Court shall have
2876 authority to make and enforce orders directed to persons liable
2877 hereunder on petition of [said] the Department of Administrative
2878 Services made to [said] the court in the same manner as is provided in
2879 section 17b-745, in accordance with the provisions of section 17b-81 []
2880 or 17b-223, subsection (b) of section 17b-179 [] or section 17a-90,
2881 46b-129 or 46b-130, and all of the provisions of section 17b-745 shall be
2882 applicable to such proceedings. Any judge hearing a juvenile matter
2883 may make any other order in connection therewith that a judge of the
2884 Superior Court is authorized to grant and such order shall have the
2885 same force and effect as any other order of the Superior Court. In the
2886 enforcement of [its] the court's orders, in connection with any juvenile
2887 matter, the court may issue process for the arrest of any person,
2888 compel attendance of witnesses and punish for contempt by a fine not
2889 exceeding one hundred dollars or imprisonment not exceeding six
2890 months.

2891 Sec. 75. Subsection (c) of section 46b-127 of the general statutes is
2892 repealed and the following is substituted in lieu thereof (*Effective*
2893 *January 1, 2010*):

2894 (c) Upon the effectuation of the transfer, such child shall stand trial
2895 and be sentenced, if convicted, as if [he were sixteen] such child were

2896 eighteen years of age. Such child shall receive credit against any
2897 sentence imposed for time served in a juvenile facility prior to the
2898 effectuation of the transfer. A child who has been transferred may
2899 enter a guilty plea to a lesser offense if the court finds that such plea is
2900 made knowingly and voluntarily. Any child transferred to the regular
2901 criminal docket who pleads guilty to a lesser offense shall not resume
2902 [his] such child's status as a juvenile regarding [said] such offense. If
2903 the action is dismissed or nolleed or if such child is found not guilty of
2904 the charge for which [he] such child was transferred or of any lesser
2905 included offenses, the child shall resume [his] such child's status as a
2906 juvenile until [he] such child attains the age of [~~sixteen~~] eighteen years.

2907 Sec. 76. Subsection (f) of section 46b-133c of the general statutes is
2908 repealed and the following is substituted in lieu thereof (*Effective*
2909 *January 1, 2010*):

2910 (f) Whenever a proceeding has been designated a serious juvenile
2911 repeat offender prosecution pursuant to subsection (b) of this section
2912 and the child does not waive such child's right to a trial by jury, the
2913 court shall transfer the case from the docket for juvenile matters to the
2914 regular criminal docket of the Superior Court. Upon transfer, such
2915 child shall stand trial and be sentenced, if convicted, as if such child
2916 were [~~sixteen~~] eighteen years of age, except that no such child shall be
2917 placed in a correctional facility but shall be maintained in a facility for
2918 children and youths until such child attains [~~sixteen~~] eighteen years of
2919 age or until such child is sentenced, whichever occurs first. Such child
2920 shall receive credit against any sentence imposed for time served in a
2921 juvenile facility prior to the effectuation of the transfer. A child who
2922 has been transferred may enter a guilty plea to a lesser offense if the
2923 court finds that such plea is made knowingly and voluntarily. Any
2924 child transferred to the regular criminal docket who pleads guilty to a
2925 lesser offense shall not resume such child's status as a juvenile
2926 regarding such offense. If the action is dismissed or nolleed or if such
2927 child is found not guilty of the charge for which such child was
2928 transferred, the child shall resume such child's status as a juvenile until

2929 such child attains [~~sixteen~~] eighteen years of age.

2930 Sec. 77. Subsection (f) of section 46b-133d of the general statutes is
2931 repealed and the following is substituted in lieu thereof (*Effective*
2932 *January 1, 2010*):

2933 (f) When a proceeding has been designated a serious sexual
2934 offender prosecution pursuant to subsection (c) of this section and the
2935 child does not waive the right to a trial by jury, the court shall transfer
2936 the case from the docket for juvenile matters to the regular criminal
2937 docket of the Superior Court. Upon transfer, such child shall stand trial
2938 and be sentenced, if convicted, as if such child were [~~sixteen~~] eighteen
2939 years of age, except that no such child shall be placed in a correctional
2940 facility but shall be maintained in a facility for children and youths
2941 until such child attains [~~sixteen~~] eighteen years of age or until such
2942 child is sentenced, whichever occurs first. Such child shall receive
2943 credit against any sentence imposed for time served in a juvenile
2944 facility prior to the effectuation of the transfer. A child who has been
2945 transferred may enter a guilty plea to a lesser offense if the court finds
2946 that such plea is made knowingly and voluntarily. Any child
2947 transferred to the regular criminal docket who pleads guilty to a lesser
2948 offense shall not resume such child's status as a juvenile regarding
2949 such offense. If the action is dismissed or nolleed or if such child is
2950 found not guilty of the charge for which such child was transferred,
2951 the child shall resume such child's status as a juvenile until such child
2952 attains [~~sixteen~~] eighteen years of age.

2953 Sec. 78. Subsection (c) of section 10-19m of the general statutes is
2954 repealed and the following is substituted in lieu thereof (*Effective*
2955 *January 1, 2010*):

2956 (c) The Commissioner of Education shall adopt regulations, in
2957 accordance with the provisions of chapter 54, establishing minimum
2958 standards for such youth service bureaus and the criteria for qualifying
2959 for state cost-sharing grants, including, but not limited to, allowable
2960 sources of funds covering the local share of the costs of operating such

2961 bureaus, acceptable in-kind contributions and application procedures.
2962 Said commissioner shall, on December 1, 1979, and annually thereafter,
2963 report to the General Assembly on the referral or diversion of children
2964 under the age of [sixteen] eighteen years from the juvenile justice
2965 system and [on the referral or diversion of children between the ages
2966 of sixteen and eighteen years from] the court system. Such report shall
2967 include, but not be limited to, the number of times any child is so
2968 diverted, the number of children diverted, the type of service provided
2969 to any such child, by whom such child was diverted, the ages of the
2970 children diverted and such other information and statistics as the
2971 General Assembly may request from time to time. Any such report
2972 shall contain no identifying information about any particular child.

2973 Sec. 79. Subsection (b) of section 46b-140 of the general statutes is
2974 repealed and the following is substituted in lieu thereof (*Effective*
2975 *January 1, 2010*):

2976 (b) Upon conviction of a child as delinquent, the court: [may: (1)
2977 Place] (1) May (A) place the child in the care of any institution or
2978 agency which is permitted by law to care for children; [(2)] (B)
2979 the child to participate in an alternative incarceration program; [(3)]
2980 (C) order the child to participate in a wilderness school program
2981 operated by the Department of Children and Families; [(4)] (D) order
2982 the child to participate in a youth service bureau program; [(5)] (E)
2983 place the child on probation; [(6)] (F) order the child or the parents or
2984 guardian of the child or both to make restitution to the victim of the
2985 offense in accordance with subsection (d) of this section; [(7)] (G) order
2986 the child to participate in a program of community service in
2987 accordance with subsection (e) of this section; or [(8)] (H) withhold or
2988 suspend execution of any judgment; and (2) shall impose the penalty
2989 established in subsection (b) of section 30-89, for any violation of said
2990 subsection (b).

2991 Sec. 80. Section 46b-146 of the general statutes is repealed and the
2992 following is substituted in lieu thereof (*Effective January 1, 2010*):

2993 Whenever any child has been found to be delinquent or a member
2994 of a family with service needs, or has signed a statement of
2995 responsibility admitting to having committed a delinquent act or being
2996 a member of a family with service needs, and has subsequently been
2997 discharged from the supervision of the Superior Court or from the
2998 custody of the Department of Children and Families or from the care
2999 of any other institution or agency to whom [he] the child has been
3000 committed by the court, such child, [his] or the child's parent or
3001 guardian, may file a petition with the Superior Court and, if such court
3002 finds that at least two years or, in the case of a child convicted as
3003 delinquent for the commission of a serious juvenile offense, four years
3004 have elapsed from the date of such discharge, that no subsequent
3005 juvenile proceeding has been instituted against such child, that such
3006 child has not been found guilty of a crime and that such child has
3007 reached sixteen years of age within such period, it shall order all police
3008 and court records pertaining to such child to be erased. Upon the entry
3009 of such an erasure order, all references including arrest, complaint,
3010 referrals, petitions, reports and orders, shall be removed from all
3011 agency, official and institutional files, and a finding of delinquency or
3012 that the child was a member of a family with service needs shall be
3013 deemed never to have occurred. The persons in charge of such records
3014 shall not disclose to any person information pertaining to the record so
3015 erased, except that the fact of such erasure may be substantiated
3016 where, in the opinion of the court, it is in the best interests of such
3017 child to do so. No child who has been the subject of such an erasure
3018 order shall be deemed to have been arrested ab initio, within the
3019 meaning of the general statutes, with respect to proceedings so erased.
3020 Copies of the erasure order shall be sent to all persons, agencies,
3021 officials or institutions known to have information pertaining to the
3022 delinquency or family with service needs proceedings affecting such
3023 child. Whenever a child is dismissed as not delinquent or as not being
3024 a member of a family with service needs, all police and court records
3025 pertaining to such charge shall be ordered erased immediately,
3026 without the filing of a petition.

3027 Sec. 81. Subsection (b) of section 46b-124 of the general statutes is
3028 repealed and the following is substituted in lieu thereof (*Effective*
3029 *January 1, 2010*):

3030 (b) All records of cases of juvenile matters, as provided in section
3031 46b-121, as amended by this act, except delinquency proceedings, or
3032 any part thereof, and all records of appeals from probate brought to
3033 the superior court for juvenile matters pursuant to subsection (b) of
3034 section 45a-186, shall be confidential and for the use of the court in
3035 juvenile matters, and open to inspection or disclosure to any third
3036 party, including bona fide researchers commissioned by a state agency,
3037 only upon order of the Superior Court, except that: (1) The records
3038 concerning any matter transferred from a court of probate pursuant to
3039 section 45a-623 or subsection (g) of section 45a-715 or any appeal from
3040 probate to the superior court for juvenile matters pursuant to
3041 subsection (b) of section 45a-186 shall be available to the court of
3042 probate from which such matter was transferred or from which such
3043 appeal was taken; (2) such records shall be available to (A) the attorney
3044 representing the child or youth, including the Division of Public
3045 Defender Services, in any proceeding in which such records are
3046 relevant, (B) the parents or guardian of the child or youth until such
3047 time as the child or youth reaches the age of majority or becomes
3048 emancipated, (C) an adult adopted person in accordance with the
3049 provisions of sections 45a-736, 45a-737 and 45a-743 to 45a-757,
3050 inclusive, (D) employees of the Division of Criminal Justice who in the
3051 performance of their duties require access to such records, (E)
3052 employees of the judicial branch who in the performance of their
3053 duties require access to such records, (F) another court under the
3054 provisions of subsection (d) of section 46b-115j, (G) the subject of the
3055 record, upon submission of satisfactory proof of the subject's identity,
3056 pursuant to guidelines prescribed by the Office of the Chief Court
3057 Administrator, provided the subject has reached the age of majority or
3058 has been emancipated, (H) the Department of Children and Families,
3059 and (I) the employees of the Commission on Child Protection who in
3060 the performance of their duties require access to such records; and (3)

3061 all or part of the records concerning a youth in crisis with respect to
3062 whom a court order [has been] was issued prior to January 1, 2010,
3063 [pursuant to subdivision (1) of subsection (c) of section 46b-150f] may
3064 be made available to the Department of Motor Vehicles, provided such
3065 records are relevant to such order. Any records of cases of juvenile
3066 matters, or any part thereof, provided to any persons, governmental
3067 and private agencies, and institutions pursuant to this section shall not
3068 be disclosed, directly or indirectly, to any third party not specified in
3069 subsection (d) of this section, except as provided by court order or in
3070 the report required under section 54-76d or 54-91a.

3071 Sec. 82. Section 46b-149b of the general statutes is repealed and the
3072 following is substituted in lieu thereof (*Effective January 1, 2010*):

3073 [(a)] Any police officer or any official of a municipal or community
3074 agency, who in the course of such police officer's or official's
3075 employment under subsection (d) of section 17a-15 or section 46b-120,
3076 as amended by this act, 46b-121, as amended by this act, 46b-149 [,] or
3077 46b-149a [, 46b-150f or 46b-150g] provides assistance to a child or a
3078 family in need thereof, shall not be liable to such child or such family
3079 for civil damages for any personal injuries which result from the
3080 voluntary termination of service by the child or the family.

3081 [(b)] Each municipal police department and the Division of State
3082 Police within the Department of Public Safety shall implement a
3083 uniform protocol for providing intervention and assistance in matters
3084 involving youths in crisis. Such uniform protocol shall be developed
3085 by the Police Officer Standards and Training Council established
3086 under section 7-294b.]

3087 Sec. 83. (*Effective from passage*) Not later than January 15, 2008, the
3088 Secretary of the Office of Policy and Management shall complete an
3089 analysis of the requirements of sections 73 to 82, inclusive, and 84 to
3090 86, inclusive, of this act, and the impact of such requirements on
3091 budgeted state agencies, and shall submit a report, in accordance with
3092 section 11-4a of the general statutes, to the joint standing committees of

3093 the General Assembly having cognizance of matters relating to
3094 appropriations, the judiciary, and human services and to the select
3095 committee of the General Assembly having cognizance of matters
3096 relating to children. The report shall indicate (1) the budgeted state
3097 agencies affected by sections 73 to 82, inclusive, and 84 to 86, inclusive,
3098 of this act, and (2) the secretary's estimate of expenditures required to
3099 enable such budgeted state agencies to comply with the requirements
3100 of sections 73 to 82, inclusive, and 84 to 86, inclusive, of this act.

3101 Sec. 84. Section 46b-121k of the general statutes is repealed and the
3102 following is substituted in lieu thereof (*Effective July 1, 2007*):

3103 (a) (1) The Court Support Services Division shall [be charged with
3104 the duty of developing] develop constructive programs for the
3105 prevention and reduction of delinquency and crime among juvenile
3106 offenders. To [that end] develop such programs, the executive director
3107 of the Court Support Services Division shall cooperate with other
3108 agencies to encourage the establishment of new programs and to
3109 provide a continuum of services for juvenile offenders who do not
3110 require secure placement, including, but not limited to, juveniles
3111 classified pursuant to the risk assessment instrument described in
3112 section 46b-121i, as those who may be released with structured
3113 supervision and those who may be released without supervision.
3114 When appropriate, the Court Support Services Division shall
3115 coordinate such programs with the Department of Children and
3116 Families and the Department of Mental Health and Addiction Services.

3117 (2) The programs shall be tailored to the type of juvenile, including
3118 the juvenile's offense history, age, maturity and social development,
3119 gender, mental health, [and chemical] alcohol dependency or drug
3120 dependency, [problem,] need for structured supervision and other
3121 characteristics, and shall be culturally appropriate, trauma-informed
3122 and provided in the least restrictive environment possible in a manner
3123 consistent with public safety. The Court Support Services Division
3124 shall develop programs that provide: [(1)] (A) Intensive general

3125 [educational programs] education, with an [individual educational]
3126 individualized remediation plan for each juvenile; [(2) specific
3127 educational components in the management of] (B) appropriate job
3128 training and employment opportunities; (C) counseling sessions in
3129 anger management and nonviolent conflict resolution; [(3)] (D)
3130 treatment and prevention programs for [chemical] alcohol dependency
3131 and drug dependency; [(4)] (E) mental health screening, assessment
3132 and treatment; [and (5)] (F) sexual offender treatment; and (G) services
3133 for families of juveniles.

3134 (b) The Judicial Department may contract to establish regional
3135 secure residential facilities and regional highly supervised residential
3136 and nonresidential facilities for juveniles referred by the court. Such
3137 facilities shall operate within contracted-for capacity limits. Such
3138 facilities shall be exempt from the licensing requirements of section
3139 17a-145.

3140 (c) The Court Support Services Division shall collaborate with
3141 private residential facilities providing residential programs and with
3142 community-based nonresidential postrelease programs.

3143 (d) Any program developed by the Court Support Services Division
3144 that is designed to prevent or reduce delinquency and crime among
3145 juvenile offenders shall be gender specific, as necessary, and shall
3146 comprehensively address the unique needs of a targeted gender group.

3147 (e) The Court Support Services Division shall consult with the
3148 Commission on Racial and Ethnic Disparity in the Criminal Justice
3149 System established pursuant to section 51-10c to address the needs of
3150 minorities in the juvenile justice system.

3151 Sec. 85. Subsection (b) of section 46b-133 of the general statutes is
3152 repealed and the following is substituted in lieu thereof (*Effective*
3153 *January 1, 2010*):

3154 (b) Whenever a child is brought before a judge of the Superior

3155 Court, such judge shall immediately have the case proceeded upon as
3156 a juvenile matter. Such judge may admit [such] the child to bail or
3157 release [him] the child in the custody of [his] the child's parent or
3158 parents, [his] the child's guardian or some other suitable person to
3159 appear before the Superior Court when ordered. If detention becomes
3160 necessary, [or desirable, the same] such detention shall be in the
3161 manner prescribed by this chapter, provided the child shall be placed
3162 in the least restrictive environment possible in a manner consistent
3163 with public safety.

3164 Sec. 86. Subsection (a) of section 51-165 of the general statutes is
3165 repealed and the following is substituted in lieu thereof (*Effective April*
3166 *1, 2009*):

3167 (a) (1) On and after July 1, 1998, the Superior Court shall consist of
3168 one hundred eighty-one judges, including the judges of the Supreme
3169 Court and the Appellate Court, who shall be appointed by the General
3170 Assembly upon nomination of the Governor.

3171 (2) On and after October 1, 1998, the Superior Court shall consist of
3172 one hundred eighty-three judges, including the judges of the Supreme
3173 Court and the Appellate Court, who shall be appointed by the General
3174 Assembly upon nomination of the Governor.

3175 (3) On and after January 1, 1999, the Superior Court shall consist of
3176 one hundred eighty-six judges, including the judges of the Supreme
3177 Court and the Appellate Court, who shall be appointed by the General
3178 Assembly upon nomination of the Governor.

3179 (4) On and after October 1, 1999, the Superior Court shall consist of
3180 one hundred ninety-one judges, including the judges of the Supreme
3181 Court and the Appellate Court, who shall be appointed by the General
3182 Assembly upon nomination of the Governor.

3183 (5) On and after October 1, 2000, the Superior Court shall consist of
3184 one hundred ninety-six judges, including the judges of the Supreme

3185 Court and the Appellate Court, who shall be appointed by the General
3186 Assembly upon nomination of the Governor.

3187 (6) On and after April 1, 2009, the Superior Court shall consist of
3188 two hundred one judges, including the judges of the Supreme Court
3189 and the Appellate Court, who shall be appointed by the General
3190 Assembly upon nomination of the Governor.

3191 Sec. 87. (*Effective July 1, 2008*) Not later than July 1, 2009, the Chief
3192 Court Administrator and the executive director of the Court Support
3193 Services Division of the judicial branch shall evaluate the programs
3194 and services provided in the juvenile justice system, including, but not
3195 limited to, services provided pursuant to chapter 815t of the general
3196 statutes, to ensure that such programs and services meet the needs of
3197 persons sixteen years of age or older in the juvenile justice system, and
3198 shall implement, within available resources, any changes deemed
3199 necessary in the programs and services.

3200 Sec. 88. (*Effective from passage*) (a) There is established a Juvenile
3201 Jurisdiction Policy and Operations Coordinating Council. The council
3202 shall monitor the implementation of the central components of the
3203 implementation plan developed by the Juvenile Jurisdiction Planning
3204 and Implementation Committee, as set forth in subsection (f) of this
3205 section, and resolve issues identified by the committee, as set forth in
3206 subsection (g) of this section, concerning changes required in the
3207 juvenile justice system to expand jurisdiction to include persons
3208 sixteen and seventeen years of age.

3209 (b) The council shall consist of the following members:

3210 (1) Two members of the General Assembly, one of whom shall be
3211 appointed by the speaker of the House of Representatives, and one of
3212 whom shall be appointed by the president pro tempore of the Senate;

3213 (2) The chairpersons and ranking members of the joint standing
3214 committees of the General Assembly having cognizance of matters

3215 relating to the judiciary, human services and appropriations, or their
3216 designees;

3217 (3) The Chief Court Administrator, or the Chief Court
3218 Administrator's designee;

3219 (4) A judge of the superior court for juvenile matters, appointed by
3220 the Chief Justice;

3221 (5) The executive director of the Court Support Services Division of
3222 the judicial branch, or the executive director's designee;

3223 (6) The executive director of the Superior Court Operations
3224 Division, or the executive director's designee;

3225 (7) The Chief Public Defender, or the Chief Public Defender's
3226 designee;

3227 (8) The Chief State's Attorney, or the Chief State's Attorney's
3228 designee;

3229 (9) The Commissioner of Children and Families, or the
3230 commissioner's designee;

3231 (10) The Commissioner of Correction, or the commissioner's
3232 designee;

3233 (11) The Commissioner of Education, or the commissioner's
3234 designee;

3235 (12) The Commissioner of Mental Health and Addiction Services, or
3236 the commissioner's designee;

3237 (13) The president of the Connecticut Police Chiefs Association, or
3238 the president's designee;

3239 (14) Two child or youth advocates, one of whom shall be appointed
3240 by one chairperson of the Juvenile Jurisdiction Planning and

3241 Implementation Committee, and one of whom shall be appointed by
3242 the other chairperson of the Juvenile Jurisdiction Planning and
3243 Implementation Committee;

3244 (15) Two parents, each of whom is the parent of a child who has
3245 been involved with the juvenile justice system, one of whom shall be
3246 appointed by the minority leader of the House of Representatives, and
3247 one of whom shall be appointed by the minority leader of the Senate;
3248 and

3249 (16) The Child Advocate, or the Child Advocate's designee.

3250 (c) All appointments to the council shall be made not later than
3251 thirty days after the effective date of this section. Any vacancy shall be
3252 filled by the appointing authority.

3253 (d) The Secretary of the Office of Policy and Management, or the
3254 secretary's designee and a member of the General Assembly selected
3255 jointly by the speaker of the House of Representatives and the
3256 president pro tempore of the Senate shall be co-chairpersons of the
3257 council. Such co-chairpersons shall schedule the first meeting of the
3258 council, which shall be held not later than sixty days after the effective
3259 date of this section.

3260 (e) Members of the council shall serve without compensation, except
3261 for necessary expenses incurred in the performance of their duties.

3262 (f) Prior to January 1, 2009, the council shall monitor the
3263 implementation of the central components of the implementation plan
3264 contained in the final report of the Juvenile Jurisdiction Planning and
3265 Implementation Committee dated February 8, 2007, including, but not
3266 limited to, the development and implementation of a comprehensive
3267 system of community-based services and residential services for
3268 juveniles.

3269 (g) Prior to January 1, 2009, the council shall study and develop
3270 recommendations regarding the issues identified in the final report of

3271 the Juvenile Jurisdiction Planning and Implementation Committee to
3272 prepare for the introduction of persons sixteen and seventeen years of
3273 age into the juvenile justice system and to improve the juvenile justice
3274 system. Such issues and study shall include, but need not be limited to,
3275 the following:

3276 (1) The development of diversion programs and the most
3277 appropriate programs for such persons;

3278 (2) The development of comprehensive projections to determine the
3279 short-term and long-term placement capacity required to
3280 accommodate an expanded juvenile population in the juvenile justice
3281 system, including an identification of available pretrial detention
3282 facilities, the need for additional pretrial detention facilities and
3283 feasible alternatives to detention;

3284 (3) An analysis of the impact of the expansion of juvenile
3285 jurisdiction to persons sixteen and seventeen years of age on state
3286 agencies and a determination of which state agencies shall be
3287 responsible for providing relevant services to juveniles, including, but
3288 not limited to, mental health and substance abuse services, housing,
3289 education and employment;

3290 (4) An examination of the emancipation of minors with respect to
3291 the juvenile justice system;

3292 (5) An examination and modification of offenses categorized as
3293 serious juvenile offenses in subdivision (12) of section 46b-120 of the
3294 general statutes, as amended by this act;

3295 (6) A comparison and analysis of procedures used in the juvenile
3296 justice system versus the criminal court system to determine the most
3297 suitable procedures for juveniles, including, but not limited to, the
3298 most suitable procedures for the lawful interrogation of juveniles;

3299 (7) An examination of school-related issues related to delinquency,
3300 including intervention strategies to reduce the number of suspensions,

3301 expulsions, truancies and arrests of juveniles;

3302 (8) An examination of practices and procedures that result in
3303 disproportionate minority contact with the juvenile justice system and
3304 strategies to reduce disproportionate minority contact with the
3305 juvenile justice system; and

3306 (9) An examination of whether the inclusion of persons sixteen and
3307 seventeen years of age in the juvenile justice system requires a revision
3308 of provisions of the general statutes that establish a mandatory age for
3309 school attendance.

3310 (h) Not later than January 1, 2008, and quarterly thereafter until
3311 January 1, 2009, the council shall submit a status report to the
3312 Governor and the joint standing committees of the General Assembly
3313 having cognizance of matters relating to the judiciary, human services
3314 and appropriations, and the select committee of the General Assembly
3315 having cognizance of matters relating to children, in accordance with
3316 section 11-4a of the general statutes, on implementation of the plan
3317 components set forth in subsection (f) of this section and resolution of
3318 the issues identified in subsection (g) of this section.

3319 (i) Not later than January 1, 2009, the council shall submit a final
3320 report on the council's recommendations and such implementation
3321 and resolution of issues to the Governor and the joint standing
3322 committees of the General Assembly having cognizance of matters
3323 relating to the judiciary, human services and appropriations, and the
3324 select committee of the General Assembly having cognizance of
3325 matters relating to children, in accordance with section 11-4a of the
3326 general statutes.

3327 Sec. 89. Section 54-193b of the general statutes is repealed and the
3328 following is substituted in lieu thereof (*Effective July 1, 2007*):

3329 Notwithstanding the provisions of sections 54-193 and 54-193a,
3330 there shall be no limitation of time within which a person may be

3331 prosecuted for a violation of section 53a-70, 53a-70a, 53a-70b, 53a-71,
3332 53a-72a or 53a-72b, [not later than twenty years from the date of the
3333 commission of the offense,] provided (1) the victim notified any police
3334 officer or state's attorney acting in such police officer's or state's
3335 attorney's official capacity of the commission of the offense not later
3336 than five years after the commission of the offense, and (2) the identity
3337 of the person who allegedly committed the offense has been
3338 established through a DNA (deoxyribonucleic acid) profile comparison
3339 using evidence collected at the time of the commission of the offense.

3340 Sec. 90. Subsection (a) of section 54-251 of the general statutes is
3341 repealed and the following is substituted in lieu thereof (*Effective*
3342 *October 1, 2007*):

3343 (a) Any person who has been convicted or found not guilty by
3344 reason of mental disease or defect of a criminal offense against a victim
3345 who is a minor or a nonviolent sexual offense, and is released into the
3346 community on or after October 1, 1998, shall, within three days
3347 following such release or, if such person is in the custody of the
3348 Commissioner of Correction, at such time prior to release as the
3349 commissioner shall direct, and whether or not such person's place of
3350 residence is in this state, register such person's name, identifying
3351 factors, criminal history record, [and] residence address and electronic
3352 mail address, instant message address or other similar Internet
3353 communication identifier, if any, with the Commissioner of Public
3354 Safety, on such forms and in such locations as the commissioner shall
3355 direct, and shall maintain such registration for ten years except that
3356 any person who has one or more prior convictions of any such offense
3357 or who is convicted of a violation of subdivision (2) of subsection (a) of
3358 section 53a-70 shall maintain such registration for life. Prior to
3359 accepting a plea of guilty or nolo contendere from a person with
3360 respect to a criminal offense against a victim who is a minor or a
3361 nonviolent sexual offense, the court shall (1) inform the person that the
3362 entry of a finding of guilty after acceptance of the plea will subject the
3363 person to the registration requirements of this section, and (2)

3364 determine that the person fully understands the consequences of the
3365 plea. If any person who is subject to registration under this section
3366 changes such person's name, such person shall, without undue delay,
3367 notify the Commissioner of Public Safety in writing of the new name.
3368 If any person who is subject to registration under this section changes
3369 such person's address, such person shall, without undue delay, notify
3370 the Commissioner of Public Safety in writing of the new address and,
3371 if the new address is in another state, such person shall also register
3372 with an appropriate agency in that state, provided that state has a
3373 registration requirement for such offenders. If any person who is
3374 subject to registration under this section establishes or changes an
3375 electronic mail address, instant message address or other similar
3376 Internet communication identifier, such person shall, without undue
3377 delay, notify the Commissioner of Public Safety in writing of such
3378 identifier. If any person who is subject to registration under this
3379 section is employed at, carries on a vocation at or is a student at a trade
3380 or professional institution or institution of higher learning in this state,
3381 such person shall, without undue delay, notify the Commissioner of
3382 Public Safety of such status and of any change in such status. If any
3383 person who is subject to registration under this section is employed in
3384 another state, carries on a vocation in another state or is a student in
3385 another state, such person shall, without undue delay, notify the
3386 Commissioner of Public Safety and shall also register with an
3387 appropriate agency in that state provided that state has a registration
3388 requirement for such offenders. During such period of registration,
3389 each registrant shall complete and return forms mailed to such
3390 registrant to verify such registrant's residence address and shall submit
3391 to the retaking of a photographic image upon request of the
3392 Commissioner of Public Safety.

3393 Sec. 91. Subsection (a) of section 54-252 of the general statutes is
3394 repealed and the following is substituted in lieu thereof (*Effective*
3395 *October 1, 2007*):

3396 (a) Any person who has been convicted or found not guilty by

3397 reason of mental disease or defect of a sexually violent offense, and (1)
3398 is released into the community on or after October 1, 1988, and prior to
3399 October 1, 1998, and resides in this state, shall, on October 1, 1998, or
3400 within three days of residing in this state, whichever is later, or (2) is
3401 released into the community on or after October 1, 1998, shall, within
3402 three days following such release or, if such person is in the custody of
3403 the Commissioner of Correction, at such time prior to release as the
3404 commissioner shall direct, register such person's name, identifying
3405 factors [,] and criminal history record, documentation of any treatment
3406 received by such person for mental abnormality or personality
3407 disorder, and such person's residence address and electronic mail
3408 address, instant message address or other similar Internet
3409 communication identifier, if any, with the Commissioner of Public
3410 Safety on such forms and in such locations as said commissioner shall
3411 direct, and shall maintain such registration for life. Prior to accepting a
3412 plea of guilty or nolo contendere from a person with respect to a
3413 sexually violent offense, the court shall (A) inform the person that the
3414 entry of a finding of guilty after acceptance of the plea will subject the
3415 person to the registration requirements of this section, and (B)
3416 determine that the person fully understands the consequences of the
3417 plea. If any person who is subject to registration under this section
3418 changes such person's name, such person shall, without undue delay,
3419 notify the Commissioner of Public Safety in writing of the new name.
3420 If any person who is subject to registration under this section changes
3421 such person's address, such person shall, without undue delay, notify
3422 the Commissioner of Public Safety in writing of the new address and,
3423 if the new address is in another state, such person shall also register
3424 with an appropriate agency in that state, provided that state has a
3425 registration requirement for such offenders. If any person who is
3426 subject to registration under this section establishes or changes an
3427 electronic mail address, instant message address or other similar
3428 Internet communication identifier, such person shall, without undue
3429 delay, notify the Commissioner of Public Safety in writing of such
3430 identifier. If any person who is subject to registration under this

3431 section is employed at, carries on a vocation at or is a student at a trade
3432 or professional institution or institution of higher learning in this state,
3433 such person shall, without undue delay, notify the Commissioner of
3434 Public Safety of such status and of any change in such status. If any
3435 person who is subject to registration under this section is employed in
3436 another state, carries on a vocation in another state or is a student in
3437 another state, such person shall, without undue delay, notify the
3438 Commissioner of Public Safety and shall also register with an
3439 appropriate agency in that state, provided that state has a registration
3440 requirement for such offenders. During such period of registration,
3441 each registrant shall complete and return forms mailed to such
3442 registrant to verify such registrant's residence address and shall submit
3443 to the retaking of a photographic image upon request of the
3444 Commissioner of Public Safety.

3445 Sec. 92. Subsection (b) of section 54-253 of the general statutes is
3446 repealed and the following is substituted in lieu thereof (*Effective*
3447 *October 1, 2007*):

3448 (b) If any person who is subject to registration under this section
3449 changes such person's name, such person shall, without undue delay,
3450 notify the Commissioner of Public Safety in writing of the new name.
3451 If any person who is subject to registration under this section changes
3452 such person's address, such person shall, without undue delay, notify
3453 the Commissioner of Public Safety in writing of the new address and,
3454 if the new address is in another state, such person shall also register
3455 with an appropriate agency in that state, provided that state has a
3456 registration requirement for such offenders. If any person who is
3457 subject to registration under this section establishes or changes an
3458 electronic mail address, instant message address or other similar
3459 Internet communication identifier, such person shall, without undue
3460 delay, notify the Commissioner of Public Safety in writing of such
3461 identifier. If any person who is subject to registration under this
3462 section is employed at, carries on a vocation at or is a student at a trade
3463 or professional institution or institution of higher learning in this state,

3464 such person shall, without undue delay, notify the Commissioner of
3465 Public Safety of such status and of any change in such status. If any
3466 person who is subject to registration under this section is employed in
3467 another state, carries on a vocation in another state or is a student in
3468 another state, such person shall, without undue delay, notify the
3469 Commissioner of Public Safety and shall also register with an
3470 appropriate agency in that state, provided that state has a registration
3471 requirement for such offenders. During such period of registration,
3472 each registrant shall complete and return forms mailed to such
3473 registrant to verify such registrant's residence address and shall submit
3474 to the retaking of a photographic image upon request of the
3475 Commissioner of Public Safety.

3476 Sec. 93. Subsection (c) of section 54-253 of the general statutes is
3477 repealed and the following is substituted in lieu thereof (*Effective*
3478 *October 1, 2007*):

3479 (c) Any person not a resident of this state who is registered as a
3480 sexual offender under the laws of any other state and who is employed
3481 in this state, carries on a vocation in this state or is a student in this
3482 state, shall, without undue delay after the commencement of such
3483 employment, vocation or education in this state, register such person's
3484 name, identifying factors [,] and criminal history record, locations
3485 visited on a recurring basis, [or] and such person's residence address, if
3486 any, in this state, [and] residence address in such person's home state
3487 and electronic mail address, instant message address or other similar
3488 Internet communication identifier, if any, with the Commissioner of
3489 Public Safety on such forms and in such locations as said
3490 commissioner shall direct and shall maintain such registration until
3491 such employment, vocation or education terminates or until such
3492 person is released from registration as a sexual offender in such other
3493 state. If such person terminates such person's employment, vocation or
3494 education in this state, [or] changes such person's address in this state
3495 or establishes or changes an electronic mail address, instant message
3496 address or other similar Internet communication identifier such person

3497 shall, without undue delay, notify the Commissioner of Public Safety
3498 in writing of such termination, [or] new address or identifier.

3499 Sec. 94. Subsection (a) of section 54-254 of the general statutes is
3500 repealed and the following is substituted in lieu thereof (*Effective*
3501 *October 1, 2007*):

3502 (a) Any person who has been convicted or found not guilty by
3503 reason of mental disease or defect in this state on or after October 1,
3504 1998, of any felony that the court finds was committed for a sexual
3505 purpose, may be required by the court upon release into the
3506 community or, if such person is in the custody of the Commissioner of
3507 Correction, at such time prior to release as the commissioner shall
3508 direct to register such person's name, identifying factors, criminal
3509 history record, [and] residence address and electronic mail address,
3510 instant message address or other similar Internet communication
3511 identifier, if any, with the Commissioner of Public Safety, on such
3512 forms and in such locations as the commissioner shall direct, and to
3513 maintain such registration for ten years. If the court finds that a person
3514 has committed a felony for a sexual purpose and intends to require
3515 such person to register under this section, prior to accepting a plea of
3516 guilty or nolo contendere from such person with respect to such
3517 felony, the court shall (1) inform the person that the entry of a finding
3518 of guilty after acceptance of the plea will subject the person to the
3519 registration requirements of this section, and (2) determine that the
3520 person fully understands the consequences of the plea. If any person
3521 who is subject to registration under this section changes such person's
3522 name, such person shall, without undue delay, notify the
3523 Commissioner of Public Safety in writing of the new name. If any
3524 person who is subject to registration under this section changes such
3525 person's address, such person shall, without undue delay, notify the
3526 Commissioner of Public Safety in writing of the new address and, if
3527 the new address is in another state, such person shall also register with
3528 an appropriate agency in that state, provided that state has a
3529 registration requirement for such offenders. If any person who is

3530 subject to registration under this section establishes or changes an
3531 electronic mail address, instant message address or other similar
3532 Internet communication identifier, such person shall, without undue
3533 delay, notify the Commissioner of Public Safety in writing of such
3534 identifier. If any person who is subject to registration under this
3535 section is employed at, carries on a vocation at or is a student at a trade
3536 or professional institution or institution of higher learning in this state,
3537 such person shall, without undue delay, notify the Commissioner of
3538 Public Safety of such status and of any change in such status. If any
3539 person who is subject to registration under this section is employed in
3540 another state, carries on a vocation in another state or is a student in
3541 another state, such person shall, without undue delay, notify the
3542 Commissioner of Public Safety and shall also register with an
3543 appropriate agency in that state, provided that state has a registration
3544 requirement for such offenders. During such period of registration,
3545 each registrant shall complete and return forms mailed to such
3546 registrant to verify such registrant's residence address and shall submit
3547 to the retaking of a photographic image upon request of the
3548 Commissioner of Public Safety.

3549 Sec. 95. Subsection (a) of section 54-256 of the general statutes is
3550 repealed and the following is substituted in lieu thereof (*Effective*
3551 *October 1, 2007*):

3552 (a) Any court, the Commissioner of Correction or the Psychiatric
3553 Security Review Board, prior to releasing into the community any
3554 person convicted or found not guilty by reason of mental disease or
3555 defect of a criminal offense against a victim who is a minor, a
3556 nonviolent sexual offense, a sexually violent offense or a felony found
3557 by the sentencing court to have been committed for a sexual purpose,
3558 except a person being released unconditionally at the conclusion of
3559 such person's sentence or commitment, shall require as a condition of
3560 such release that such person complete the registration procedure
3561 established by the Commissioner of Public Safety under sections
3562 54-251, 54-252 and 54-254, as amended by this act. The court, the

3563 Commissioner of Correction or the Psychiatric Security Review Board,
3564 as the case may be, shall provide the person with a written summary
3565 of the person's obligations under sections 54-102g and 54-250 to 54-
3566 258a, inclusive, as amended by this act, and transmit the completed
3567 registration package to the Commissioner of Public Safety who shall
3568 enter the information into the registry established under section
3569 54-257. If a court transmits the completed registration package to the
3570 Commissioner of Public Safety with respect to a person released by the
3571 court, such package need not include identifying factors for such
3572 person. In the case of a person being released unconditionally who
3573 declines to complete the registration package through the court or the
3574 releasing agency, the court or agency shall: (1) Except with respect to
3575 information that is not available to the public pursuant to court order,
3576 rule of court or any provision of the general statutes, provide to the
3577 Commissioner of Public Safety the person's name, date of release into
3578 the community, anticipated residence address, if known, and criminal
3579 history record, any known treatment history of such person, any
3580 electronic mail address, instant message address or other similar
3581 Internet communication identifier for such person, if known, and any
3582 other relevant information; (2) inform the person that such person has
3583 an obligation to register within three days with the Commissioner of
3584 Public Safety for a period of ten years following the date of such
3585 person's release or for life, as the case may be, [and] that if such person
3586 changes such person's address such person shall within five days
3587 register the new address in writing with the Commissioner of Public
3588 Safety and, if the new address is in another state or if such person is
3589 employed in another state, carries on a vocation in another state or is a
3590 student in another state, such person shall also register with an
3591 appropriate agency in that state, provided that state has a registration
3592 requirement for such offenders, and that if such person establishes or
3593 changes an electronic mail address, instant message address or other
3594 similar Internet communication identifier such person shall, within
3595 five days, register such identifier with the Commissioner of Public
3596 Safety; (3) provide the person with a written summary of the person's

3597 obligations under sections 54-102g and 54-250 to 54-258a, inclusive, as
3598 amended by this act, as explained to the person under subdivision (2)
3599 of this section; and (4) make a specific notation on the record
3600 maintained by that agency with respect to such person that the
3601 registration requirements were explained to such person and that such
3602 person was provided with a written summary of such person's
3603 obligations under sections 54-102g and 54-250 to 54-258a, inclusive, as
3604 amended by this act.

3605 Sec. 96. Subsection (a) of section 54-258 of the general statutes is
3606 repealed and the following is substituted in lieu thereof (*Effective*
3607 *October 1, 2007*):

3608 (a) (1) Notwithstanding any other provision of the general statutes,
3609 except subdivisions (3), [and] (4) and (5) of this subsection, the registry
3610 maintained by the Department of Public Safety shall be a public record
3611 and shall be accessible to the public during normal business hours. The
3612 Department of Public Safety shall make registry information available
3613 to the public through the Internet. Not less than once per calendar
3614 quarter, the Department of Public Safety shall issue notices to all print
3615 and electronic media in the state regarding the availability and means
3616 of accessing the registry. Each local police department and each state
3617 police troop shall keep a record of all registration information
3618 transmitted to it by the Department of Public Safety, and shall make
3619 such information accessible to the public during normal business
3620 hours.

3621 (2) Any state agency, the Judicial Department, any state police troop
3622 or any local police department may, at its discretion, notify any
3623 government agency, private organization or individual of registration
3624 information when such agency, said department, such troop or such
3625 local police department, as the case may be, believes such notification
3626 is necessary to protect the public or any individual in any jurisdiction
3627 from any person who is subject to registration under section 54-251,
3628 54-252, 54-253 or 54-254, as amended by this act.

3629 (3) Notwithstanding the provisions of subdivisions (1) and (2) of
3630 this subsection, state agencies, the Judicial Department, state police
3631 troops and local police departments shall not disclose the identity of
3632 any victim of a crime committed by a registrant or treatment
3633 information provided to the registry pursuant to sections 54-102g and
3634 54-250 to 54-258a, inclusive, as amended by this act, except to
3635 government agencies for bona fide law enforcement or security
3636 purposes.

3637 (4) Notwithstanding the provisions of subdivisions (1) and (2) of
3638 this subsection, registration information the dissemination of which
3639 has been restricted by court order pursuant to section 54-255, as
3640 amended by this act, and which is not otherwise subject to disclosure,
3641 shall not be a public record and shall be released only for law
3642 enforcement purposes until such restriction is removed by the court
3643 pursuant to said section.

3644 (5) Notwithstanding the provisions of subdivisions (1) and (2) of
3645 this subsection, a registrant's electronic mail address, instant message
3646 address or other similar Internet communication identifier shall not be
3647 a public record, except that the Department of Public Safety may
3648 release such identifier for law enforcement or security purposes in
3649 accordance with regulations adopted by the department. The
3650 department shall adopt regulations in accordance with chapter 54 to
3651 specify the circumstances under which and the persons to whom such
3652 identifiers may be released including, but not limited to, providers of
3653 electronic communication service or remote computing service, as
3654 those terms are defined in section 98 of this act, and operators of
3655 Internet web sites, and the procedure therefor.

3656 [(5)] (6) When any registrant completes the registrant's term of
3657 registration or is otherwise released from the obligation to register
3658 under section 54-251, 54-252, 54-253 or 54-254, as amended by this act,
3659 the Department of Public Safety shall notify any state police troop or
3660 local police department having jurisdiction over the registrant's last

3661 reported residence address that the person is no longer a registrant,
3662 and the Department of Public Safety, state police troop and local police
3663 department shall remove the registrant's name and information from
3664 the registry.

3665 Sec. 97. (NEW) (*Effective October 1, 2007*) (a) A person is guilty of
3666 misrepresentation of age to entice a minor when such person, in the
3667 course of and in furtherance of the commission of a violation of section
3668 53a-90a of the general statutes, intentionally misrepresents such
3669 person's age.

3670 (b) Misrepresentation of age to entice a minor is a class C felony.

3671 Sec. 98. (NEW) (*Effective October 1, 2007*) (a) For the purposes of this
3672 section:

3673 (1) "Basic subscriber information" means: (A) Name, (B) address, (C)
3674 age or date of birth, (D) electronic mail address, instant message
3675 address or other similar Internet communication identifier, and (E)
3676 subscriber number or identity, including any assigned Internet
3677 protocol address;

3678 (2) "Electronic communication" means "electronic communication"
3679 as defined in 18 USC 2510, as amended from time to time;

3680 (3) "Electronic communication service" means "electronic
3681 communication service" as defined in 18 USC 2510, as amended from
3682 time to time;

3683 (4) "Registrant" means a person required to register under section
3684 54-251, 54-252, 54-253 or 54-254 of the general statutes, as amended by
3685 this act;

3686 (5) "Remote computing service" means "remote computing service"
3687 as defined in section 18 USC 2711, as amended from time to time; and

3688 (6) "Wire communication" means "wire communication" as defined

3689 in 18 USC 2510, as amended from time to time.

3690 (b) The Commissioner of Public Safety shall designate a sworn law
3691 enforcement officer to serve as liaison between the Department of
3692 Public Safety and providers of electronic communication services or
3693 remote computing services to facilitate the exchange of nonpersonally
3694 identifiable information concerning registrants.

3695 (c) Whenever such designated law enforcement officer ascertains
3696 from such exchange of nonpersonally identifiable information that
3697 there are subscribers, customers or users of such providers who are
3698 registrants, such officer shall initiate a criminal investigation to
3699 determine if such registrants are in violation of the registration
3700 requirements of section 54-251, 54-252, 54-253 or 54-254 of the general
3701 statutes, as amended by this act, or of the terms and conditions of their
3702 parole or probation by virtue of being subscribers, customers or users
3703 of such providers.

3704 (d) Such designated law enforcement officer may request an ex
3705 parte order from a judge of the Superior Court to compel a provider of
3706 electronic communication service or remote computing service to
3707 disclose basic subscriber information pertaining to subscribers,
3708 customers or users who have been identified by such provider to be
3709 registrants. The judge shall grant such order if the law enforcement
3710 officer offers specific and articulable facts showing that there are
3711 reasonable grounds to believe that the basic subscriber information
3712 sought is relevant and material to the ongoing criminal investigation.
3713 The order shall state upon its face the case number assigned to such
3714 investigation, the date and time of issuance and the name of the judge
3715 authorizing the order. The law enforcement officer shall have any ex
3716 parte order issued pursuant to this subsection signed by the
3717 authorizing judge within forty-eight hours or not later than the next
3718 business day, whichever is earlier.

3719 (e) A provider of electronic communication service or remote
3720 computing service shall disclose basic subscriber information to such

3721 designated law enforcement officer when an order is issued pursuant
3722 to subsection (d) of this section.

3723 (f) A provider of electronic communication service or remote
3724 computing service that provides information in good faith pursuant to
3725 an order issued pursuant to subsection (d) of this section shall be
3726 afforded the legal protections provided under 18 USC 3124, as
3727 amended from time to time, with regard to such actions.

3728 Sec. 99. Section 54-259a of the general statutes is repealed and the
3729 following is substituted in lieu thereof (*Effective from passage*):

3730 (a) There is established a Risk Assessment Board consisting of the
3731 Commissioner of Correction, the Commissioner of Mental Health and
3732 Addiction Services, the Commissioner of Public Safety, the Chief
3733 State's Attorney, the Chief Public Defender, the chairperson of the
3734 Board of Pardons and Paroles, the executive director of the Court
3735 Support Services Division of the Judicial Department and the
3736 chairpersons and ranking members of the joint standing committees of
3737 the General Assembly having cognizance of matters relating to the
3738 judiciary and public safety, or their designees, a victim advocate with
3739 experience working with sexual assault victims and sexual offenders
3740 appointed by the Governor, a forensic psychiatrist with experience in
3741 the treatment of sexual offenders appointed by the Governor and a
3742 person trained in the identification, assessment and treatment of sexual
3743 offenders appointed by the Governor.

3744 (b) The board shall develop a risk assessment scale that assigns
3745 weights to various risk factors including, but not limited to, the
3746 seriousness of the offense, the offender's prior offense history, the
3747 offender's characteristics, the availability of community supports,
3748 whether the offender has indicated or credible evidence in the record
3749 indicates that the offender will reoffend if released into the community
3750 and whether the offender demonstrates a physical condition that
3751 minimizes the risk of reoffending, and specifies the risk level to which
3752 offenders with various risk assessment scores shall be assigned.

3753 (c) The board shall use the risk assessment scale to assess the risk of
3754 reoffending of each person subject to registration under this chapter,
3755 including incarcerated offenders who are within one year of their
3756 estimated release date, and assign each such person a risk level of high,
3757 medium or low.

3758 (d) The board shall use the risk assessment scale to determine which
3759 offenders should be prohibited from residing within one thousand feet
3760 of the real property comprising a public or private elementary or
3761 secondary school or a facility providing child day care services, as
3762 defined in section 19a-77.

3763 [(d)] (e) Not later than [February 1, 2007] October 1, 2007, the board
3764 shall submit a report to the joint standing committee of the General
3765 Assembly on the judiciary in accordance with section 11-4a setting
3766 forth its findings and recommendations concerning: (1) Whether
3767 information about sexual offenders assigned a risk level of high,
3768 medium or low should be made available to the public through the
3769 Internet; (2) the types of information about sexual offenders that
3770 should be made available to the public through the Internet which may
3771 include, but not be limited to, (A) the name, residential address,
3772 physical description and photograph of the registrant, (B) the offense
3773 or offenses of which the registrant was convicted or found not guilty
3774 by reason of mental disease or defect that required registration under
3775 this chapter, (C) a brief description of the facts and circumstances of
3776 such offense or offenses, (D) the criminal record of the registrant with
3777 respect to any prior convictions or findings of not guilty by reason of
3778 mental disease or defect for the commission of an offense requiring
3779 registration under this chapter, and (E) the name of the registrant's
3780 supervising correctional, probation or parole officer, and contact
3781 information for such officer; (3) whether any of the persons assigned a
3782 high risk level by the board pursuant to subsection (c) of this section
3783 meets the criteria for civil commitment pursuant to section 17a-498; (4)
3784 whether additional restrictions should be placed on persons subject to
3785 registration under this chapter such as curfews and intensive

3786 monitoring on certain holidays; [and] (5) whether persons convicted of
3787 a sexual offense who pose a high risk of reoffending should be
3788 required to register under this chapter regardless of when they were
3789 convicted or released into the community; and (6) whether persons
3790 determined to be guilty with adjudication withheld in any other state
3791 or jurisdiction of any crime the essential elements of which are
3792 substantially the same as any of the crimes specified in subdivisions
3793 (2), (5) and (11) of section 54-250 should be required to register under
3794 this chapter.

3795 Sec. 100. (*Effective from passage*) (a) There is established a Streamlined
3796 Sales Tax Commission which shall be comprised of the following
3797 members: (1) The chairpersons and ranking members of the joint
3798 standing committee of the General Assembly having cognizance of
3799 matters relating to finance, revenue and bonding, or their designees;
3800 (2) two members appointed by the Governor; (3) two members
3801 appointed by the speaker of the House; (4) two members appointed by
3802 the president pro tempore of the Senate; (5) one member appointed by
3803 the House Majority Leader; (6) one member appointed by the Senate
3804 Majority Leader; (7) one member appointed by the House Minority
3805 Leader; (8) one member appointed by the Senate Minority Leader; and
3806 (9) the Commissioner of Revenue Services and the Secretary of the
3807 Office of Policy and Management, or their designees.

3808 (b) All appointments to the commission shall be made no later than
3809 August 15, 2007. Any vacancy shall be filled by the appointing
3810 authority.

3811 (c) The Secretary of the Office of Policy and Management and a
3812 member of the General Assembly, selected jointly by the speaker of the
3813 House of Representatives and the president pro tempore of the Senate,
3814 shall be the co-chairpersons of the commission, and shall convene the
3815 first meeting of the commission no later than September 1, 2007.

3816 (d) The commission shall study and evaluate (1) the changes that
3817 would need to be made to the provisions of chapter 219 of the general

3818 statutes in order for the state to become a full member of the
3819 Streamlined Sales Tax Governing Board, and (2) the benefits, to the
3820 state and to retailers, if the state were to become a such a full member.
3821 The commission shall submit a final report, including its findings and
3822 recommendations, to the Governor and the General Assembly not later
3823 than January 15, 2008.

3824 Sec. 101. (*Effective from passage*) (a) There is established a Property
3825 Tax Cap Commission which shall be comprised of the following
3826 members: (1) The chairpersons and ranking members of the joint
3827 standing committee of the General Assembly having cognizance of
3828 matters relating to finance, revenue and bonding, or their designees;
3829 (2) three members appointed by the Governor; (3) two members
3830 appointed by the speaker of the House; (4) two members appointed by
3831 the president pro tempore of the Senate; (5) one member appointed by
3832 the House Majority Leader; (6) one member appointed by the Senate
3833 Majority Leader; (7) one member appointed by the House Minority
3834 Leader; (8) one member appointed by the Senate Minority Leader; and
3835 (9) the Secretary of the Office of Policy and Management, or the
3836 secretary's designee.

3837 (b) All appointments to the commission shall be made no later than
3838 August 15, 2007. Any vacancy shall be filled by the appointing
3839 authority.

3840 (c) The Secretary of the Office of Policy and Management and a
3841 member of the General Assembly, selected jointly by the speaker of the
3842 House of Representatives and the president pro tempore of the Senate,
3843 shall be the co-chairpersons of the commission, and shall convene the
3844 first meeting of the commission no later than September 1, 2007.

3845 (d) The commission shall study and evaluate the impact to
3846 taxpayers and municipalities of the various methods available to limit
3847 the rate of growth of local property taxes. The commission shall
3848 submit a final report, including its findings and recommendations, to
3849 the Governor and the General Assembly not later than January 15,

3850 2008.

3851 Sec. 102. Section 16a-41a of the general statutes, as amended by
3852 section 66 of house bill 7432 of the January 2007 session, is repealed
3853 and the following is substituted in lieu thereof (*Effective July 1, 2007*):

3854 (a) The Commissioner of Social Services shall submit to the joint
3855 standing committees of the General Assembly having cognizance of
3856 energy planning and activities, appropriations, and human services the
3857 following on the implementation of the block grant program
3858 authorized under the Low-Income Home Energy Assistance Act of
3859 1981, as amended:

3860 (1) Not later than August first, annually, a Connecticut energy
3861 assistance program annual plan which establishes guidelines for the
3862 use of funds authorized under the Low-Income Home Energy
3863 Assistance Act of 1981, as amended, and includes the following:

3864 (A) Criteria for determining which households are to receive
3865 emergency and weatherization assistance;

3866 (B) A description of systems used to ensure referrals to other energy
3867 assistance programs and the taking of simultaneous applications, as
3868 required under section 16a-41;

3869 (C) A description of outreach efforts;

3870 (D) Estimates of the total number of households eligible for
3871 assistance under the program and the number of households in which
3872 one or more elderly or physically disabled individuals eligible for
3873 assistance reside; and

3874 (E) Design of a basic grant for eligible households that does not
3875 discriminate against such households based on the type of energy used
3876 for heating;

3877 (2) Not later than January thirtieth, annually, a report covering the

3878 preceding months of the program year, including:

3879 (A) In each community action agency geographic area and
3880 Department of Social Services region, the number of fuel assistance
3881 applications filed, approved and denied, the number of emergency
3882 assistance requests made, approved and denied and the number of
3883 households provided weatherization assistance;

3884 (B) In each such area and district, the total amount of fuel,
3885 emergency and weatherization assistance, itemized by such type of
3886 assistance, and total expenditures to date; and

3887 (C) For each state-wide office of each state agency administering the
3888 program, each community action agency and each Department of
3889 Social Services region, administrative expenses under the program, by
3890 line item, and an estimate of outreach expenditures; and

3891 (3) Not later than November first, annually, a report covering the
3892 preceding twelve calendar months, including:

3893 (A) In each community action agency geographic area and
3894 Department of Social Services region, (i) seasonal totals for the
3895 categories of data submitted under subdivision (1) of this subsection,
3896 (ii) the number of households receiving fuel assistance in which elderly
3897 or physically disabled individuals reside, and (iii) the average
3898 combined benefit level of fuel, emergency and renter assistance;

3899 (B) Types of weatherization assistance provided;

3900 (C) Percentage of weatherization assistance provided to tenants;

3901 (D) The number of homeowners and tenants whose heat or total
3902 energy costs are not included in their rent receiving fuel and
3903 emergency assistance under the program by benefit level;

3904 (E) The number of homeowners and tenants whose heat is included
3905 in their rent and who are receiving assistance, by benefit level; and

3906 (F) The number of households receiving assistance, by energy type
3907 and total expenditures for each energy type.

3908 (b) The Commissioner of Social Services shall implement a program
3909 to purchase deliverable fuel for low-income households participating
3910 in the Connecticut energy assistance program and the state-
3911 appropriated fuel assistance program. The commissioner shall ensure
3912 [that all fuel assistance recipients are treated the same as any other
3913 similarly situated customer and] that no fuel vendor discriminates
3914 against fuel assistance program recipients who are under the vendor's
3915 standard payment, delivery, service or other similar plans. The
3916 commissioner [shall] may take advantage of programs offered by fuel
3917 vendors that reduce the cost of the fuel purchased, including, but not
3918 limited to, fixed price, capped price, prepurchase or summer-fill
3919 programs that reduce program cost and that make the maximum use
3920 of program revenues. As funding allows, the [The] commissioner shall
3921 ensure that all agencies administering the fuel assistance program shall
3922 make payments to program fuel vendors in advance of the delivery of
3923 energy where vendor provided price-management strategies require
3924 payments in advance.

3925 (c) Each community action agency administering a fuel assistance
3926 program shall submit reports, as requested by the Commissioner of
3927 Social Services, concerning pricing information from vendors of
3928 deliverable fuel participating in the program. Such information shall
3929 include, but not be limited to, the state-wide or regional retail price per
3930 unit of deliverable fuel, the reduced price per unit paid by the state for
3931 the deliverable fuel in utilizing price management strategies offered by
3932 program vendors for all consumers, the number of units delivered to
3933 the state under the program and the total savings under the program
3934 due to the purchase of deliverable fuel utilizing price-management
3935 strategies offered by program vendors for all consumers.

3936 (d) If funding allows, the Commissioner of Social Services, in
3937 consultation with the Secretary of the Office of Policy and

3938 Management, shall require that, each [Each] community action agency
3939 administering a fuel assistance program [shall] begin accepting
3940 applications for the program not later than September first of each
3941 year.

3942 Sec. 103. (NEW) (*Effective July 1, 2007*) (a) As used in sections 104 to
3943 108, inclusive, of this act:

3944 (1) "Eligible housing" means the housing that is in the housing loan
3945 portfolio that was transferred from the Department of Economic and
3946 Community Development to the Connecticut Housing Finance
3947 Department pursuant to section 8-37uu of the general statutes;

3948 (2) "Financial assistance" means grants, loans, deferred loans, no
3949 interest and low interest loans, loan guarantees, interest subsidies and
3950 similar financings; and

3951 (3) "Fund" means the State-Assisted Housing Sustainability Fund
3952 established pursuant to section 104 of this act.

3953 Sec. 104. (NEW) (*Effective from passage*) (a) The Department of
3954 Economic and Community Development shall, in consultation with
3955 the State-Assisted Housing Sustainability Advisory Committee,
3956 established pursuant to section 105 of this act, establish and maintain
3957 the State-Assisted Housing Sustainability Fund for the purpose of the
3958 preservation of eligible housing. The moneys of the fund shall be
3959 available to the department to provide financial assistance to the
3960 owners of eligible housing for the maintenance, repair, rehabilitation,
3961 and modernization of eligible housing and for other activities
3962 consistent with preservation of eligible housing, including, but not
3963 limited to, (1) emergency repairs to abate actual or imminent
3964 emergency conditions that would result in the loss of habitable
3965 housing units, (2) major system repairs or upgrades, including, but not
3966 limited to, repairs or upgrades to roofs, windows, mechanical systems
3967 and security, (3) reduction of vacant units, (4) remediation or
3968 abatement of hazardous materials, including lead, (5) increases in

3969 development mobility and sensory impaired accessibility in units,
3970 common areas and accessible routes, (6) relocation costs and
3971 alternative housing for not more than sixty days, necessary because of
3972 the failure of a major building system, and (7) a comprehensive
3973 physical needs assessment. Financial assistance shall be awarded to
3974 applicants consistent with standards and criteria adopted in
3975 consultation with the recommendations of the State-Assisted Housing
3976 Sustainability Advisory Committee.

3977 (b) In each of the fiscal years ending June 30, 2008, and June 30,
3978 2009, the department may expend not more than seven hundred fifty
3979 thousand dollars from the fund for reasonable administrative costs
3980 related to the operation of the fund, including the expenses of the
3981 State-Assisted Housing Sustainability Advisory Committee, the
3982 development of analytic tools and research concerning the capital and
3983 operating needs of eligible housing for the purpose of advising the
3984 General Assembly on policy regarding eligible housing and the study
3985 required by section 107 of this act. Thereafter, the department shall
3986 prepare an administrative budget which shall be effective upon the
3987 approval of said committee.

3988 (c) The department shall adopt written procedures in accordance
3989 with section 1-121 of the general statutes to implement the provisions
3990 of this section. Such procedures shall establish (1) guidelines for grants
3991 and loans, and (2) a process for certifying an emergency condition in
3992 not more than forty-eight hours and for committing emergency funds,
3993 including costs of resident relocation, if necessary, not more than five
3994 business days after application by the owner of eligible housing for
3995 emergency repair financial assistance. The guidelines under
3996 subdivision (1) of this subsection shall provide for deferred payment of
3997 principal and interest upon approval of the committee.

3998 (d) In reviewing applications and providing financial assistance
3999 under this section, the department, in consultation with the State-
4000 Assisted Housing Sustainability Advisory Committee, shall consider

4001 the long term viability of the eligible housing and the likelihood that
4002 financial assistance will assure such long term viability. As used in this
4003 section, "viability" includes, but is not limited to, continuous
4004 habitability and adequate operating cash flow to maintain the existing
4005 physical plant and any capital improvements and to provide basic
4006 services required under the lease and otherwise required by local
4007 codes and ordinances.

4008 (e) On or before February 1, 2009, and annually thereafter, the
4009 department, in consultation with the State-Assisted Housing
4010 Sustainability Advisory Committee, shall submit a report on the
4011 operation of the fund, for the previous calendar year, to the General
4012 Assembly, in accordance with section 11-4a of the general statutes. The
4013 report shall include an analysis of the distribution of funds and an
4014 evaluation of the performance of said fund and may include
4015 recommendations for modification to the program.

4016 Sec. 105. (NEW) (*Effective July 1, 2007*) (a) (1) There is established a
4017 State-Assisted Housing Sustainability Advisory Committee. The
4018 committee shall consist of the following members:

4019 (A) One appointed by the speaker of the House of Representatives
4020 who may be a member of the General Assembly;

4021 (B) One appointed by the president pro tempore of the Senate who
4022 may be a member of the General Assembly;

4023 (C) One appointed by the majority leader of the House of
4024 Representatives who shall represent a housing department with one
4025 hundred or more but less than two hundred fifty units of eligible
4026 housing and be appointed from a list submitted by the Connecticut
4027 Chapter of the National Association of Housing and Redevelopment
4028 Officials;

4029 (D) One appointed by the majority leader of the Senate who shall
4030 represent a housing department with fewer than one hundred units of

4031 eligible housing and be appointed from a list submitted by the
4032 Connecticut Chapter of the National Association of Housing and
4033 Redevelopment Officials;

4034 (E) One appointed by the minority leader of the House of
4035 Representatives who shall represent a housing department with two
4036 hundred fifty or more units of eligible housing and be appointed from
4037 a list submitted by the Connecticut Chapter of the National
4038 Association of Housing and Redevelopment Officials;

4039 (F) One appointed by the minority leader of the Senate who shall
4040 represent a housing department with fewer than one hundred units of
4041 eligible housing and be appointed from a list submitted by the
4042 Connecticut Chapter of the National Association of Housing and
4043 Redevelopment Officials;

4044 (G) Four appointed by the Governor;

4045 (H) The State Treasurer or the Treasurer's designee; and

4046 (I) The State Comptroller or the Comptroller's designee.

4047 (b) The committee shall meet at least quarterly and shall advise the
4048 Commissioner of Economic and Community Development and the
4049 Connecticut Housing Finance Authority on the administration,
4050 management, procedures and objectives of the financial assistance
4051 provided pursuant to section 104 of this act, including, but not limited
4052 to, the establishment of criteria, priorities and procedures for such
4053 financial assistance.

4054 (c) The chairperson and vice-chairperson shall be selected by the
4055 committee from among its members. The chairperson, or the vice-
4056 chairperson in the absence of the chairperson, may establish
4057 subcommittees and working groups of the members as needed and
4058 designate a chairperson of each such subcommittee.

4059 (d) The initial term of the members appointed to the committee

4060 pursuant to subparagraphs (C) to (I), inclusive, of subdivision (1) of
4061 subsection (a) shall be staggered by lottery conducted by the
4062 committee. After the initial term, the terms of all members shall be
4063 three years. Members may be reappointed for an unlimited number of
4064 terms.

4065 Sec. 106. (NEW) (*Effective July 1, 2007*) (a) The Department of
4066 Economic and Community Development shall design and administer a
4067 program of grants to owners of eligible housing to pay the cost of a
4068 comprehensive physical needs assessment for each eligible housing
4069 development. The final design of this program shall be subject to
4070 review by the State-Assisted Housing Sustainability Advisory
4071 Committee established pursuant to section 105 of this act. Such
4072 assessment may be a twenty-year life cycle analysis covering all
4073 physical elements, adjusted for observed conditions, and shall include,
4074 at a minimum, an evaluation of (1) dwelling units; building interiors
4075 and building envelopes; community buildings and amenities; site
4076 circulation and parking; site amenities such as lots; mechanical
4077 systems, including an analysis of technological options to reduce
4078 energy consumption and pay-back periods on new systems that
4079 produce heat and domestic hot water; and site conditions, (2)
4080 compliance with physical accessibility guidelines under Title II of the
4081 federal Americans with Disabilities Act, and (3) hazardous materials
4082 abatement, including lead paint abatement. The costs of such needs
4083 assessments shall be paid from the fund.

4084 (b) A copy of each completed comprehensive physical needs
4085 assessment shall be submitted to the Department of Economic and
4086 Community Development in a format prescribed by the department.
4087 The format shall be designed by the department so that a baseline of
4088 existing and standardized conditions of eligible housing can be
4089 prepared and annually updated to reflect changes in the consumer
4090 price index and annual construction costs.

4091 Sec. 107. (*Effective July 1, 2007*) The State-Assisted Housing

4092 Sustainability Advisory Committee, established pursuant to section
4093 105 of this act, shall study and make recommendations concerning
4094 modifications to the program of rental assistance for elderly and
4095 disabled persons established pursuant to section 8-119kk of the general
4096 statutes. In conducting such study, the committee shall consider
4097 expanding to other eligible housing or replacing such program with
4098 another program designed to assure the long-term viability of all
4099 eligible housing, as defined in section 103 of this act, with minimal
4100 impact on low and moderate income households. The committee shall
4101 submit its report on or before July 1, 2009, to the select committee of
4102 the General Assembly having cognizance of matters relating to
4103 housing, in accordance with the provisions of section 11-4a of the
4104 general statutes.

4105 Sec. 108. Section 8-41 of the general statutes is repealed and the
4106 following is substituted in lieu thereof (*Effective from passage*):

4107 (a) When the governing body of a municipality other than a town
4108 adopts a resolution as described in section 8-40, it shall promptly
4109 notify the chief executive officer of such adoption. Upon receiving such
4110 notice, the chief executive officer shall appoint five persons who are
4111 residents of said municipality as commissioners of the department,
4112 except that where the department operates more than three thousand
4113 units the chief executive officer may appoint two additional persons
4114 who are residents of the municipality. If the governing body of a town
4115 adopts such a resolution, such body shall appoint five persons who are
4116 residents of said town as commissioners of the department created for
4117 such town. The commissioners who are first so appointed shall be
4118 designated to serve for a term of either one, two, three, four or five
4119 years, except that if the department has five members, the terms of not
4120 more than one member shall expire in the same year. Terms shall
4121 commence on the first day of the month next succeeding the date of
4122 their appointment, and annually thereafter a commissioner shall be
4123 appointed to serve for five years except that any vacancy which may
4124 occur because of a change of residence by a commissioner, removal of

4125 a commissioner, resignation or death shall be filled for the unexpired
4126 portion of the term. If a governing body increases the membership of
4127 the department on or after July 1, 1995, such governing body shall, by
4128 resolution, provide for a term of five years for each such additional
4129 member. The term of the chairman shall be three years. At least one of
4130 such commissioners of an department having five members, and at
4131 least two of such commissioners of an department having more than
4132 five members, shall be a tenant or tenants who live in housing owned
4133 or managed by such department, if any exists, provided that any such
4134 tenant shall have resided in such housing for more than one year [.] or
4135 is a tenant who previously resided in such housing for more than one
4136 year and is receiving housing assistance in a housing program directly
4137 administered by such department and provided further that no such
4138 tenant shall have the department to vote on any matter concerning the
4139 establishment or revision of the rents to be charged in any housing
4140 owned or managed by such department. If, on October 1, 1979, a
4141 municipality has adopted a resolution as described in section 8-40, but
4142 has no tenants serving as commissioners, the chief executive officer of
4143 a municipality other than a town or the governing body of a town shall
4144 appoint a tenant who meets the qualifications set out in this section as
4145 a commissioner of such department when the next vacancy occurs. No
4146 commissioner of an department may hold any public office in the
4147 municipality for which the department is created. A commissioner
4148 shall hold office until his successor is appointed and has qualified. A
4149 certificate of the appointment or reappointment of any commissioner
4150 shall be filed with the clerk and shall be conclusive evidence of the
4151 legal appointment of such commissioner, after he has taken an oath in
4152 the form prescribed in the first paragraph of section 1-25. The powers
4153 of each department shall be vested in the commissioners thereof. Three
4154 commissioners shall constitute a quorum if the department consists of
4155 five commissioners. Four commissioners shall constitute a quorum if
4156 the department consists of more than five commissioners. Action may
4157 be taken by the department upon a vote of not less than a majority of
4158 the commissioners present, unless the bylaws of the department

4159 require a larger number. The chief executive officer, or, in the case of
4160 an department for a town, the governing body of the town, shall
4161 designate which of the commissioners shall be the first chairman, but
4162 when the office of chairman of the department becomes vacant, the
4163 department shall select a chairman from among its commissioners. An
4164 department shall select from among its commissioners a vice
4165 chairman, and it may employ a secretary, who shall be executive
4166 director, and technical experts and such other officers, agents and
4167 employees, permanent and temporary, as it requires, and shall
4168 determine their qualifications, duties and compensation, provided, in
4169 municipalities having a civil service law, all appointments and
4170 promotions, except the employment of the secretary, shall be based on
4171 examinations given and lists prepared under such law, and, except so
4172 far as may be inconsistent with the terms of this chapter, such civil
4173 service law and regulations adopted thereunder shall apply to such
4174 housing department and its personnel. For such legal services as it
4175 requires, an department may employ its own counsel and legal staff.
4176 An department may delegate any of its powers and duties to one or
4177 more of its agents or employees. A commissioner, or any employee of
4178 the department who handles its funds, shall be required to furnish an
4179 adequate bond. The commissioners shall serve without compensation,
4180 but shall be entitled to reimbursement for their actual and necessary
4181 expenses incurred in the performance of their official duties.

4182 (b) Any tenant organization composed of tenants residing within
4183 units owned or managed by the appointing department may indicate
4184 to such department its desire to be notified of any pending
4185 appointment of any such commissioner. A reasonable time before
4186 appointing any such commissioner, the appointing department shall
4187 notify any such tenant organization and, in making such appointment,
4188 such department shall consider tenants suggested by such tenant
4189 organizations.

4190 (c) Notwithstanding any provision of subsection (a) of this section
4191 or any other provision of the general statutes to the contrary, a

4192 commissioner of an department may serve as a justice of the peace or a
4193 registrar of voters.

4194 Sec. 109. (NEW) (*Effective from passage*) There is established a
4195 division of autism spectrum services within the Department of Mental
4196 Retardation.

4197 Sec. 110. (NEW) (*Effective from passage*) (a) The Department of
4198 Mental Retardation shall adopt regulations, in accordance with chapter
4199 54 of the general statutes, to define the term "autism", establish
4200 eligibility standards and criteria for the receipt of services by any
4201 resident of the state with an autism spectrum disorder, regardless of
4202 age, and data collection, maintenance and reporting processes. The
4203 commissioner may implement policies and procedures necessary to
4204 administer the provisions of this section prior to adoption of such
4205 regulations, provided the commissioner shall publish notice of intent
4206 to adopt such regulations not later than twenty days after
4207 implementation of such policies and procedures. Any such policies
4208 and procedures shall be valid until such regulations are adopted.

4209 (b) The division of autism spectrum services may, within available
4210 appropriations, research, design and implement the delivery of
4211 appropriate and necessary services and programs for all residents of
4212 the state with autism spectrum disorders. Such services and programs
4213 may include the creation of: (1) The Autism-Specific Early Intervention
4214 Program, (AEI), designed to deliver services to any child who becomes
4215 at risk or is diagnosed with an autism spectrum disorder and who was
4216 previously placed in the "birth-to-three" program administered by the
4217 Department of Mental Retardation; (2) age three to twenty-one support
4218 services including educational, recreation, life and skill coaching, and
4219 vocational and transition services; and (3) over age twenty-one adult
4220 services, including those services as defined by the pilot autism
4221 spectrum disorder program established pursuant to section 17a-215b
4222 of the general statutes, as amended by this act, as well as related
4223 services deemed necessary by the Commissioner of Mental

4224 Retardation.

4225 (c) The Department of Mental Retardation shall serve as the lead
4226 state agency for the purpose of the federal Combating Autism Act, P.L.
4227 109-416 and for applying for and receiving funds and performing any
4228 related responsibilities concerning autism spectrum disorders which
4229 are authorized pursuant to any state or federal law.

4230 (d) On or before February 1, 2009, and annually thereafter, the
4231 Department of Mental Retardation shall make recommendations to the
4232 Governor and the joint standing committee of the General Assembly
4233 having cognizance of matters relating to public health concerning
4234 legislation and funding required to provide necessary services to
4235 persons with autism spectrum disorders.

4236 (e) The division of autism spectrum services shall research and
4237 locate possible funding streams for the continued development and
4238 implementation of services for persons with autism spectrum
4239 disorders without mental retardation. The division shall take all
4240 necessary action, in coordination with the Department of Social
4241 Services, to secure Medicaid reimbursement for home and community-
4242 based individualized support services for adults with autism spectrum
4243 disorders, but who are not mentally retarded. Such action may include
4244 applying for a Medicaid waiver pursuant to Section 1915(c) of the
4245 Social Security Act, in order to secure the funding for such services.

4246 (f) The division of autism spectrum services, within available
4247 appropriations, shall: (1) Design and implement a training initiative
4248 that shall include training to develop a workforce; (2) develop an
4249 autism-specific curriculum in coordination with the Department of
4250 Higher Education; and (3) to the extent federal reimbursement permits,
4251 develop an education and training initiative eligible for the receipt of
4252 funding pursuant to the federal Combating Autism Act, P.L. 109-416.

4253 Sec. 111. (NEW) (*Effective from passage*) The case records of the
4254 division of autism spectrum services maintained by the division for

4255 any purpose authorized pursuant to section 110 of this act shall be
4256 subject to the same confidentiality requirements, under state and
4257 federal law, that govern all client records maintained by the
4258 Department of Mental Retardation.

4259 Sec. 112. (*Effective July 1, 2007*) Up to \$200,000 of the unexpended
4260 balance of funds appropriated to the Department of Mental
4261 Retardation in section 1 of public act 06-186, for a pilot program for
4262 autism services, shall not lapse on June 30, 2007, and shall continue to
4263 be available for expenditure to study the feasibility of an amendment
4264 to the state Medicaid plan or a waiver from federal law, to establish
4265 and implement a Medicaid-financed home and community-based
4266 program to provide community-based services for adults with autism
4267 spectrum disorders, but are not mentally retarded, during the fiscal
4268 year ending June 30, 2008.

4269 Sec. 113. (NEW) (*Effective from passage*) (a) The Commissioner of
4270 Social Services, in consultation with the Commissioner of Mental
4271 Retardation, may seek approval of an amendment to the state
4272 Medicaid plan or a waiver from federal law, whichever is sufficient
4273 and most expeditious, to establish and implement a Medicaid-financed
4274 home and community-based program to provide community-based
4275 services and, if necessary, housing assistance, to adults with autism
4276 spectrum disorders who are not mentally retarded.

4277 (b) On or before January 1, 2008, and annually thereafter, the
4278 Commissioner of Social Services, in consultation with the
4279 Commissioner of Mental Retardation, and in accordance with the
4280 provisions of section 11-4a of the general statutes, shall submit a report
4281 to the joint standing committee of the General Assembly having
4282 cognizance of matters relating to public health, on the status of any
4283 amendment to the state Medicaid plan or waiver from federal law as
4284 described in subsection (a) of this section and on the establishment and
4285 implementation of the program authorized pursuant to subsection (a)
4286 of this section.

4287 Sec. 114. (NEW) (*Effective from passage*) The independent council
 4288 established pursuant to section 17a-215b of the general statutes shall
 4289 advise the Commissioner of Mental Retardation on all matters relating
 4290 to autism.

4291 Sec. 115. (*Effective from passage*) Notwithstanding sections 4-6 and 4-7
 4292 of the general statutes, the Governor may submit a nomination to the
 4293 House of Representatives for the Commissioner of Children and
 4294 Families, and the committee on executive nominations may hold a
 4295 public hearing and report thereon by resolution. The House of
 4296 Representatives may, by emergency certification, take up the
 4297 resolution and such nomination confirmed pursuant to this section
 4298 during the June 2007 special session, which is otherwise valid, is
 4299 hereby validated and confirmed.

4300 Sec. 116. Section 1 of public act 07-206 of the January 2007 session,
 4301 section 8 of public act 07-213 of the January 2007 session and section
 4302 127 of house bill 7432 of the January 2007 session are repealed.
 4303 (*Effective from passage*)

4304 Sec. 117. Sections 46b-150f to 46b-150h, inclusive, of the general
 4305 statutes are repealed. (*Effective January 1, 2010*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2007</i>	New section
Sec. 2	<i>July 1, 2007</i>	25-33o
Sec. 3	<i>October 1, 2007</i>	New section
Sec. 4	<i>July 1, 2007</i>	32-235(b)
Sec. 5	<i>July 1, 2007</i>	New section
Sec. 6	<i>October 1, 2007</i>	New section
Sec. 7	<i>July 1, 2007</i>	7-323p
Sec. 8	<i>July 1, 2007</i>	New section
Sec. 9	<i>July 1, 2007</i>	New section
Sec. 10	<i>July 1, 2007</i>	HB 7367 (January 2007 session), Sec. 9
Sec. 11	<i>July 1, 2007</i>	32-80

Sec. 12	<i>October 1, 2008</i>	32-237
Sec. 13	<i>from passage</i>	32-345
Sec. 14	<i>from passage</i>	32-346
Sec. 15	<i>from passage</i>	32-356
Sec. 16	<i>July 1, 2007</i>	New section
Sec. 17	<i>July 1, 2007</i>	New section
Sec. 18	<i>July 1, 2007</i>	New section
Sec. 19	<i>July 1, 2007</i>	New section
Sec. 20	<i>October 1, 2007</i>	54-56g(e)
Sec. 21	<i>from passage</i>	PA 07-1, Sec. 7
Sec. 22	<i>October 1, 2007</i>	the January 2007 session, PA 07-205section 1(b)
Sec. 23	<i>from passage</i>	SA 07-5, Sec. 1
Sec. 24	<i>July 1, 2007</i>	4-28f(c)
Sec. 25	<i>October 1, 2007</i>	54-142q
Sec. 26	<i>July 1, 2007</i>	New section
Sec. 27	<i>from passage</i>	New section
Sec. 28	<i>July 1, 2007</i>	51-63(c)
Sec. 29	<i>October 1, 2007</i>	New section
Sec. 30	<i>October 1, 2007</i>	46b-149
Sec. 31	<i>October 1, 2007</i>	New section
Sec. 32	<i>October 1, 2007</i>	New section
Sec. 33	<i>July 1, 2007</i>	the January 2007 session, PA 07-77Section 2
Sec. 34	<i>from passage</i>	4a-67d
Sec. 35	<i>from passage</i>	New section
Sec. 36	<i>July 1, 2007</i>	New section
Sec. 37	<i>from passage</i>	PA 06-188, Sec. 42(b)
Sec. 38	<i>July 1, 2007</i>	New section
Sec. 39	<i>July 1, 2007</i>	New section
Sec. 40	<i>July 1, 2007</i>	New section
Sec. 41	<i>July 1, 2007</i>	New section
Sec. 42	<i>July 1, 2007</i>	New section
Sec. 43	<i>July 1, 2007</i>	New section
Sec. 44	<i>July 1, 2007</i>	New section
Sec. 45	<i>July 1, 2007</i>	New section
Sec. 46	<i>July 1, 2007</i>	New section
Sec. 47	<i>July 1, 2007</i>	New section
Sec. 48	<i>July 1, 2007</i>	New section
Sec. 49	<i>July 1, 2007</i>	New section

Sec. 50	<i>July 1, 2007</i>	4b-21(c)
Sec. 51	<i>July 1, 2007</i>	New section
Sec. 52	<i>July 1, 2007</i>	New section
Sec. 53	<i>July 1, 2007</i>	New section
Sec. 54	<i>July 1, 2007</i>	New section
Sec. 55	<i>July 1, 2007</i>	New section
Sec. 56	<i>July 1, 2007</i>	New section
Sec. 57	<i>July 1, 2007</i>	New section
Sec. 58	<i>July 1, 2007</i>	22-26l
Sec. 59	<i>October 1, 2007</i>	New section
Sec. 60	<i>July 1, 2007</i>	New section
Sec. 61	<i>July 1, 2007</i>	New section
Sec. 62	<i>from passage</i>	New section
Sec. 63	<i>from passage</i>	HB 7432 (January 2007 session), Sec. 3(a)
Sec. 64	<i>July 1, 2007</i>	HB 7432 (January 2007 session), Sec. 121(b)
Sec. 65	<i>July 1, 2007</i>	4a-60g
Sec. 66	<i>January 1, 2008</i>	4a-60g(a)(1)
Sec. 67	<i>from passage</i>	10-29a
Sec. 68	<i>July 1, 2007</i>	7-148u(a)
Sec. 69	<i>July 1, 2007, and applicable to income years commencing on or after January 1, 2007</i>	12-217jj(a)
Sec. 70	<i>July 1, 2007</i>	12-217jj(c)
Sec. 71	<i>July 1, 2007</i>	HB 6500 (January 2007 session), Sec. 3(c)
Sec. 72	<i>January 1, 2008, and applicable to sales occurring on or after said date</i>	12-412(110)
Sec. 73	<i>January 1, 2010</i>	46b-120
Sec. 74	<i>January 1, 2010</i>	46b-121
Sec. 75	<i>January 1, 2010</i>	46b-127(c)
Sec. 76	<i>January 1, 2010</i>	46b-133c(f)
Sec. 77	<i>January 1, 2010</i>	46b-133d(f)
Sec. 78	<i>January 1, 2010</i>	10-19m(c)
Sec. 79	<i>January 1, 2010</i>	46b-140(b)
Sec. 80	<i>January 1, 2010</i>	46b-146

Sec. 81	<i>January 1, 2010</i>	46b-124(b)
Sec. 82	<i>January 1, 2010</i>	46b-149b
Sec. 83	<i>from passage</i>	New section
Sec. 84	<i>July 1, 2007</i>	46b-121k
Sec. 85	<i>January 1, 2010</i>	46b-133(b)
Sec. 86	<i>April 1, 2009</i>	51-165(a)
Sec. 87	<i>July 1, 2008</i>	New section
Sec. 88	<i>from passage</i>	New section
Sec. 89	<i>July 1, 2007</i>	54-193b
Sec. 90	<i>October 1, 2007</i>	54-251(a)
Sec. 91	<i>October 1, 2007</i>	54-252(a)
Sec. 92	<i>October 1, 2007</i>	54-253(b)
Sec. 93	<i>October 1, 2007</i>	54-253(c)
Sec. 94	<i>October 1, 2007</i>	54-254(a)
Sec. 95	<i>October 1, 2007</i>	54-256(a)
Sec. 96	<i>October 1, 2007</i>	54-258(a)
Sec. 97	<i>October 1, 2007</i>	New section
Sec. 98	<i>October 1, 2007</i>	New section
Sec. 99	<i>from passage</i>	54-259a
Sec. 100	<i>from passage</i>	New section
Sec. 101	<i>from passage</i>	New section
Sec. 102	<i>July 1, 2007</i>	16a-41a
Sec. 103	<i>July 1, 2007</i>	New section
Sec. 104	<i>from passage</i>	New section
Sec. 105	<i>July 1, 2007</i>	New section
Sec. 106	<i>July 1, 2007</i>	New section
Sec. 107	<i>July 1, 2007</i>	New section
Sec. 108	<i>from passage</i>	8-41
Sec. 109	<i>from passage</i>	New section
Sec. 110	<i>from passage</i>	New section
Sec. 111	<i>from passage</i>	New section
Sec. 112	<i>July 1, 2007</i>	New section
Sec. 113	<i>from passage</i>	New section
Sec. 114	<i>from passage</i>	New section
Sec. 115	<i>from passage</i>	New section
Sec. 116	<i>from passage</i>	Repealer section
Sec. 117	<i>January 1, 2010</i>	Repealer section