



General Assembly

January Session, 2007

Raised Bill No. 1048

LCO No. 3400

03400_____LAB

Referred to Committee on Labor and Public Employees

Introduced by:
(LAB)

AN ACT CONCERNING THE INVESTIGATION OF A DISCRIMINATION COMPLAINT AGAINST OR BY AN AGENCY HEAD OR STATE COMMISSION OR BOARD MEMBER.

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

1 Section 1. Subdivision (4) of subsection (b) of section 46a-68 of the
2 general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective October 1, 2007*):

4 (4) (A) Each person designated by a state agency, department, board
5 or commission as an affirmative action officer shall [(A)] (i) be
6 responsible for investigating all internal complaints of discrimination
7 made against the agency, department, board or commission, and for
8 mitigating any discriminatory conduct within the agency, department,
9 board or commission, [(B) investigate all complaints of discrimination
10 made against the state agency, department, board or commission, (C)]
11 (ii) report all findings and recommendations upon the conclusion of an
12 investigation to the commissioner or director of the state agency,
13 department, board or commission for proper action, and [(D)] (iii)
14 complete ten hours of training provided by the Commission on
15 Human Rights and Opportunities and the Permanent Commission on

16 the Status of Women pursuant to subdivision (3) of this subsection.

17 (B) Notwithstanding the provisions of subparagraph (A)(i) and (ii)
18 of this subdivision, if an internal complaint is made against the
19 executive head of a state agency or against any state board or
20 commission member alleging that the executive head or member
21 engaged in discriminatory conduct, or if a complaint is made by the
22 executive head of a state agency or by a state board or commission
23 member, the Department of Administrative Services shall conduct the
24 investigation of such complaint, unless the complaint is by or against
25 the Commissioner of Administrative Services, in which case the
26 Commission on Human Rights and Opportunities shall conduct the
27 investigation. The findings and recommendations arising out of any
28 investigation of a complaint conducted under this subparagraph shall
29 be reported to the appointing authority of the executive head or
30 member who was the subject of the complaint.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2007	46a-68(b)(4)

Statement of Purpose:

To remove any appearance of a perceived or actual conflict of interest when a complaint is filed by or against an agency head or a member of a state commission or board.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]