



# House of Representatives

General Assembly

**File No. 8**

February Session, 2008

House Bill No. 5318

*House of Representatives, March 6, 2008*

The Committee on Government Administration and Elections reported through REP. CARUSO of the 126th Dist., Chairperson of the Committee on the part of the House, that the bill ought to pass.

## **AN ACT CONCERNING TECHNICAL REVISIONS TO THE FREEDOM OF INFORMATION ACT.**

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

1 Section 1. Subsection (a) of section 1-210 of the 2008 supplement to  
2 the general statutes is repealed and the following is substituted in lieu  
3 thereof (*Effective from passage*):

4 (a) Except as otherwise provided by any federal law or state statute,  
5 all records maintained or kept on file by any public agency, whether or  
6 not such records are required by any law or by any rule or regulation,  
7 shall be public records and every person shall have the right to (1)  
8 inspect such records promptly during regular office or business hours,  
9 (2) copy such records in accordance with subsection (g) of section 1-  
10 212, or (3) receive a copy of such records in accordance with section 1-  
11 212. Any agency rule or regulation, or part thereof, that conflicts with  
12 the provisions of this subsection or diminishes or curtails in any way  
13 the rights granted by this subsection shall be void. Each such agency

14 shall keep and maintain all public records in its custody at its regular  
 15 office or place of business in an accessible place and, if there is no such  
 16 office or place of business, the public records pertaining to such agency  
 17 shall be kept in the office of the clerk of the political subdivision in  
 18 which such public agency is located or of the Secretary of the State, as  
 19 the case may be. Any certified record hereunder attested as a true copy  
 20 by the clerk, chief or deputy of such agency or by such other person  
 21 designated or empowered by law to so act, shall be competent  
 22 evidence in any court of this state of the facts contained therein. [Each  
 23 such agency shall make, keep and maintain a record of the proceedings  
 24 of its meetings.]

25 Sec. 2. Subsection (a) of section 1-225 of the 2008 supplement to the  
 26 general statutes is repealed and the following is substituted in lieu  
 27 thereof (*Effective from passage*):

28 (a) The meetings of all public agencies, except executive sessions, as  
 29 defined in subdivision (6) of section 1-200, shall be open to the public.  
 30 The votes of each member of any such public agency upon any issue  
 31 before such public agency shall be reduced to writing and made  
 32 available for public inspection within forty-eight hours and shall also  
 33 be recorded in the minutes of the session at which taken, which  
 34 minutes shall be available for public inspection within seven days of  
 35 the session to which they refer. Each such agency shall make, keep and  
 36 maintain a record of the proceedings of its meetings.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	1-210(a)
Sec. 2	<i>from passage</i>	1-225(a)

**GAE**      *Joint Favorable*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either chamber thereof for any purpose:

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***OFA Fiscal Note***

***State Impact:*** None

***Municipal Impact:*** None

***Explanation***

This bill, which moves the requirement that public agencies maintain minutes of their proceedings to the proper sections of the Connecticut General Statutes, has no fiscal impact.

***The Out Years***

***State Impact:*** None

***Municipal Impact:*** None

**OLR Bill Analysis**

**HB 5318**

***AN ACT CONCERNING TECHNICAL REVISIONS TO THE  
FREEDOM OF INFORMATION ACT.***

**SUMMARY:**

This bill makes a technical change to the Freedom of Information Act, moving the requirement that public agencies make, keep, and maintain records of their meetings from one section of the act to another.

EFFECTIVE DATE: Upon passage

**COMMITTEE ACTION**

Government Administration and Elections Committee

Joint Favorable

Yea 10 Nay 0 (02/25/2008)