



General Assembly

Amendment

February Session, 2008

LCO No. 4535

HB0516204535HDO

Offered by:
REP. KIRKLEY-BEY, 5th Dist.

To: House Bill No. 5162

File No. 526

Cal. No. 304

"AN ACT CONCERNING THE COLLECTION OF DELINQUENT TAXES AND LOTTERY WINNINGS."

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

3 "Sec. 501. Section 12-815 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective July 1, 2008*):

5 (a) The corporation shall establish and adopt specific policies, rules
6 and procedures on purchasing and contracting. Such policies, rules
7 and procedures or amendments thereto shall be approved by a two-
8 thirds vote of the entire board. Notwithstanding any other provision of
9 law to the contrary, the corporation may enter into management,
10 consulting and other agreements for the provision of goods, services
11 and professional advisors necessary or useful in connection with the
12 operation and management of the lottery (1) pursuant to a process of
13 open or competitive bidding, provided (A) the corporation shall first
14 determine the format, content and scope of any agreement for any
15 procurement of goods or services, the conditions under which bidding

16 will take place and the schedule and stipulations for contract award,
17 and (B) the corporation may select the contractor deemed to have
18 submitted the most favorable bid, considering price and other factors,
19 when, in the judgment of the corporation, such award is in the best
20 interests of the corporation, or (2) if the corporation, in its discretion,
21 determines that, due to the nature of the agreement to be contracted
22 for or procured, open or public bidding is either impracticable or not in
23 the best interests of the corporation, by negotiation with such
24 prospective providers as the corporation may determine. The terms
25 and conditions of agreements and the fees or other compensation to be
26 paid to such persons shall be determined by the corporation. The
27 agreements entered into by the corporation in accordance with the
28 provisions of this section shall not be subject to the approval of any
29 state department, office or agency, except as provided in regulations
30 adopted by the Division of Special Revenue. Nothing in this section
31 shall be deemed to restrict the discretion of the corporation to utilize
32 its own staff and workforce for the performance of any of its assigned
33 responsibilities and functions whenever, in the discretion of the
34 corporation, it becomes necessary, convenient or desirable to do so.
35 Copies of all agreements of the corporation shall be maintained by the
36 corporation at its offices as public records, subject to said exemption.

37 (b) The corporation shall not be subject to rules, regulations or
38 restrictions on purchasing or procurement or the disposition of assets
39 generally applicable to Connecticut state agencies, including those
40 contained in titles 4a and 4b and the corresponding rules and
41 regulations. The board shall adopt rules and procedures on
42 purchasing, procurement and the disposition of assets applicable to the
43 corporation. The adoption of such rules or procedures shall not be
44 subject to chapter 54. Such rules or procedures shall require the
45 corporation to select advertising vendors who represent racial
46 minorities in a proportion equivalent to the proportion of racial
47 minorities in the state population. For the purposes of this subsection,
48 "advertising" includes any television or radio broadcast or newspaper
49 or magazine publication and "racial minorities" means those whose

50 race is defined as other than white, or whose ethnicity is defined as
51 Hispanic or Latino by the federal Office of Management and Budget
52 for use by the Bureau of Census of the United States Department of
53 Commerce. Any such rules or procedures shall be a public record as
54 defined in section 1-200."