



General Assembly

**Amendment**

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LCO No. 6406

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Offered by:

SEN. DAILY, 33<sup>rd</sup> Dist.

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To: Subst. Senate Bill No. 655

File No. 388

Cal. No. 239

**"AN ACT CONCERNING TECHNICAL AND CONFORMING CHANGES TO GRANT PROGRAMS ADMINISTERED BY THE OFFICE OF POLICY AND MANAGEMENT, THE PROCESS FOR TOWNS TO SET A MILL RATE PRIOR TO ADOPTION OF A BUDGET, AND THE PROPERTY TAX EXEMPTION FOR OPEN SPACE LAND."**

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

3 "Sec. 501. (*Effective from passage*) (a) Any state employee who (1) was  
4 laid off in 2002 or 2003, (2) retired in lieu of layoff, and (3) sought, but  
5 was denied reemployment rights pursuant to section 6 of public act 03-  
6 1, shall be made whole for any losses in wages or benefits suffered as a  
7 result of such denial, provided such employee makes application for  
8 such losses within ninety days of the effective date of this section.  
9 Application for such lost wages and benefits shall be made to the  
10 Department of Administrative Services not later than fifteen days after  
11 the effective date of this section, and receipt thereof shall be

12 determined in accordance with the provisions of section 12-39aa of the  
13 general statutes. The Commissioner of Administrative Services shall  
14 designate an employee to process any such application.

15 (b) Upon receipt of an application for such lost wages and benefits,  
16 said commissioner shall determine the amount due such state  
17 employee, and shall pay such amount to such state employee not later  
18 than ninety days after receipt of such application. Upon request, the  
19 commissioner shall also place such state employee in the position in  
20 which such state employee would have been, had such state employee  
21 not been denied reemployment rights pursuant to section 6 of public  
22 act 03-1. Such state employee's salary, benefits and seniority rights  
23 shall also be determined as if there had been no denial of  
24 reemployment rights pursuant to said section 6.

25 (c) Notwithstanding subsection (b) of this section, if the position  
26 identified pursuant to said subsection (b) is occupied, such state  
27 employee shall be placed in an equivalent position acceptable to such  
28 state employee. If no acceptable equivalent position is available, such  
29 state employee shall continue in such state employee's current  
30 position, but shall be compensated as if there had been no such denial  
31 of reemployment rights, as provided in said subsection (b).

32 Sec. 502. Section 16a-38l of the 2008 supplement to the general  
33 statutes is repealed and the following is substituted in lieu thereof  
34 (*Effective from passage*):

35 (a) Notwithstanding any provisions of the general statutes, the  
36 Office of Policy and Management, in consultation with the Department  
37 of Public Works, shall develop a strategic plan to improve the  
38 management of energy use in state facilities. Such plan shall include,  
39 but not be limited to: (1) A detailed description of the manner in which  
40 initiatives that make investments in energy efficiency, demand and  
41 load response, distributed generation, renewable energy and combined  
42 heat and power will be implemented; (2) options for having state  
43 agencies and institutions pursue competitive electric supply options

44 through an integrated energy purchasing program; [and] (3) an outline  
45 of potential near-term budgetary savings targets that can be achieved  
46 through the implementation of said plan; and (4) an assessment of any  
47 financial benefits that have been derived by the overall electric system  
48 from the implementation of said plan.

49 (b) On or before September 1, [2007] 2008, and [annually] biennially  
50 thereafter, the Office of Policy and Management shall file such  
51 strategic plan with the Connecticut Energy Advisory Board and the  
52 joint standing committee of the General Assembly having cognizance  
53 of matters relating to energy. On or before January 1, [2008] 2009, and  
54 [annually] biennially thereafter, the board shall approve or modify and  
55 approve said plan. On or before March 15, [2008] 2009, and [annually]  
56 biennially thereafter, the board shall measure the success of the  
57 implementation of said plan and determine any actual financial  
58 benefits that have been derived by the overall electric system,  
59 including, but not limited to, state facilities. Any savings shall be  
60 allocated as follows: (1) Seventy-five per cent shall be retained by  
61 electric ratepayers, and (2) twenty-five per cent shall be divided  
62 equally between (A) reinvestment into energy efficiency programs in  
63 state buildings, and (B) investment into energy efficiency programs  
64 and technologies on behalf of participants of energy assistance  
65 programs administered by the Department of Social Services. Any  
66 reinvestments or investments made in programs pursuant to this  
67 section shall be paid through the systems benefits charge.

68 (c) To carry out the purposes of this section, the Office of Policy and  
69 Management may perform all acts necessary for the negotiation,  
70 execution and administration of any contract that is reasonably  
71 incidental to and furthers the needs of the state and the purposes of  
72 this section. The Office of Policy and Management may also retain the  
73 services of a third party entity possessing the requisite managerial,  
74 technical and financial capacity, to perform some or all of the duties  
75 necessary to implement the provisions of said plan.

76 (d) Any costs incurred by the state in complying with the provisions

77 of this section shall be paid from annual state appropriations.

78 Sec. 503. Section 16a-41b of the general statutes is repealed and the  
79 following is substituted in lieu thereof (*Effective July 1, 2008*):

80 (a) There shall be a Low-Income Energy Advisory Board which shall  
81 consist of the following members: [The Secretary of the Office of Policy  
82 and Management or the secretary's designee; the Commissioner of  
83 Social Services or the commissioner's designee; the] The executive  
84 director of the Commission on Aging; a representative of each electric  
85 and gas public service company designated by each such company;  
86 [the chairperson of the Department of Public Utility Control or a  
87 commissioner of the Department of Public Utility Control designated  
88 by the chairperson;] the Consumer Counsel or the counsel's designee;  
89 the executive director of Operation Fuel; the executive director of  
90 Infoline; the director of the Connecticut Local Administrators of Social  
91 Services; the executive director of Legal Assistance Resource Center of  
92 Connecticut; the Connecticut president of AARP; a designee of the  
93 Norwich Public Utility; a designee of the Connecticut Petroleum  
94 Dealers Association; and a representative of the community action  
95 agencies administering energy assistance programs under contract  
96 with the Department of Social Services, designated by the Connecticut  
97 Association for Community Action. The Secretary of the Office of  
98 Policy and Management, the Commissioner of Social Services and the  
99 Chairperson of the Department of Public Utility Control, or their  
100 designees, shall serve as ex-officio members of the board.

101 (b) The Low-Income Energy Advisory Board shall advise and assist  
102 the [Office of Policy and Management and the] Department of Social  
103 Services in the planning, development, implementation and  
104 coordination of energy-assistance-related programs and policies and  
105 low-income weatherization assistance programs and policies, shall  
106 advise the Department of Public Utility Control regarding the impact  
107 of utility rates and policies, and shall make recommendations to the  
108 General Assembly regarding legislation and plans subject to legislative  
109 approval to ensure affordable access to residential energy services to

110 low-income state residents.

111 (c) [The Secretary of the Office of Policy and Management or the  
112 person designated by the secretary pursuant to subsection (a) of this  
113 section shall be the chairperson of the board.] The members of the  
114 board shall annually elect a chairman and vice-chairman from among  
115 its members.

116 (d) [The Secretary of the Office of Policy and Management shall  
117 convene the first meeting of the board not later than August 1, 2005.  
118 The secretary shall provide notice of meetings to the members of Low-  
119 Income Energy Advisory Board, provide space for such meetings,  
120 maintain minutes and publish reports of the board.] The Low Income  
121 Energy Advisory Board shall be within the Department of Social  
122 Services for administrative purposes only.

123 Sec. 504. Subsection (b) of section 16a-38m of the 2008 supplement to  
124 the general statutes is repealed and the following is substituted in lieu  
125 thereof (*Effective from passage*):

126 (b) The proceeds of the sale of said bonds, to the extent of the  
127 amount stated in subsection (a) of this section, shall be used by the  
128 [Department of Public Works] Office of Policy and Management for  
129 the purpose of funding the net project costs, or the balance of any  
130 projects after applying any public or private financial incentives  
131 available, for any energy services project that results in increased  
132 efficiency measures in state buildings pursuant to section 16a-38l of the  
133 2008 supplement to the general statutes, as amended by this act.

134 Sec. 505. Subsection (a) of section 16a-22d of the general statutes is  
135 repealed and the following is substituted in lieu thereof (*Effective July*  
136 *1, 2008*):

137 (a) (1) Any person that is engaged in the wholesale or retail sale, or  
138 both, of petroleum products in this state or in the wholesale sale of  
139 petroleum products for consumption in this state and that sells at least  
140 one million gallons of such products annually or any person that is

141 engaged in the operation of a petroleum product storage terminal or  
142 petroleum product pipeline shall register with the secretary, if so  
143 requested by the secretary, not later than September thirtieth of each  
144 year or not later than thirty days of commencing operations in the state  
145 by such person, whichever is later.

146 (2) Any person that is engaged in the wholesale or retail sale, or  
147 both, of petroleum products in this state or in the wholesale sale of  
148 petroleum products for consumption in this state and that sells at least  
149 five thousand but less than one million gallons of such products  
150 annually shall register with the secretary, if so requested by the  
151 secretary, not more than thirty days after such request. The secretary  
152 shall not require such registration more than once in any twelve-month  
153 period.

154 (3) Such registration shall be on a form prescribed or furnished by  
155 the secretary and shall require the registrant, subject to the penalty for  
156 false statement under section 53a-157b, to provide the following  
157 information: (A) The name, mailing address and telephone number of  
158 the registrant; (B) the name, mailing address and telephone number of  
159 any company with which the registrant is affiliated, and whether any  
160 such affiliated company is engaged in the wholesale or retail sale, or  
161 both, or the delivery into or storage of petroleum products in this state  
162 or another state, or both; (C) whether the registrant engages in  
163 wholesale operations, retail operations, or both, or the delivery into or  
164 storage of petroleum products and whether the registrant engages in  
165 sales to residential customers; (D) any other names and places of  
166 business used by the registrant to conduct business; and (E) any  
167 further information which the secretary may request pursuant to this  
168 title."