



House of Representatives

General Assembly

File No. 585

January Session, 2009

Substitute House Bill No. 6373

House of Representatives, April 9, 2009

The Committee on Government Administration and Elections reported through REP. SPALLONE of the 36th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING THE REPEAL OF CERTAIN OBSOLETE STATUTES.

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

1 Section 1. (NEW) (*Effective from passage*) The Legislative
2 Commissioners' Office shall make any necessary technical and
3 conforming changes to the general statutes in order to implement the
4 provisions of section 2 of this act.

5 Sec. 2. Sections 1-10, 2-110, 3-80a, 3-100, 4-95b, 4-106, 4b-32, 4b-66,
6 4d-45, 4d-46, 4d-47, 5-237b, 7-105a, 7-126, 7-131f, 7-286, 7-287, 7-288, 7-
7 289, 7-290, 7-439f, 7-479s, 8-37dd, 8-200a, 8-206c, 8-240s, 8-265v, 8-418,
8 9-242c, 9-375b, 10-18c, 10-145e, 10-221j, 10-221k, 10-221m, 10-221n, 10a-
9 4b, 10a-113, 12-34d, 12-217z, 13b-92, 13b-298, 13b-331, 13b-332, 14-164k,
10 14-211a, 15-174, 16-32g, 16-256, 16-281a, 16a-22d, 17a-6b, 17a-6c, 17a-21,
11 17a-91a, 17a-116b, 19a-125, 19a-202b, 19a-212, 19a-224, 19a-225, 22-
12 203aa, 22-203bb, 22-203cc, 22-410, 22a-6i, 22a-162, 22a-166, 22a-167, 22a-
13 212, 22a-219c, 22a-219e, 22a-241a, 22a-272a, 22a-473, 23-16a, 23-24a, 26-

14 121, 26-122, 26-180, 26-185, 27-4, 27-46a, 27-107, 27-140bb, 27-140cc, 27-
15 140dd, 29-251a, 30-98, 32-1g, 32-6i, 32-96, 32-200, 32-23u, 46b-121m, 51-
16 164v, 51-181d, 51-278c, 52-207, 53-210, 53-212a, 53-313, 53-314, 53-315,
17 53-316 and 54-125d and subsection (b) of section 10-29a of the general
18 statutes are repealed. (*Effective from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>from passage</i>	Repealer section

GAE *Joint Favorable Subst.*

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 House thereof for any purpose:

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

This bill, which repeals various statutes, is not anticipated to result in a fiscal impact.

OLR Bill Analysis**sHB 6373****AN ACT CONCERNING THE REPEAL OF CERTAIN OBSOLETE STATUTES.****SUMMARY:**

This bill repeals various statutes (see below). It authorizes the Legislative Commissioners' Office to make necessary technical and conforming statutory changes to reflect the repeal of these statutes.

EFFECTIVE DATE: Upon passage

REPEALED STATUTES

The bill repeals various statutes, which are briefly described in the table below.

CGS §	Description
1-10	Public records administrator to set standard ink for public records
2-110	Establishes the Commission on Innovation and Productivity to (1) recommend improvements for government cost effectiveness and efficiency and (2) annually report to Government Administration and Elections (GAE) and Appropriations committees
3-80a	Secretary of the state to provide legislative members-elect with names and addresses of members-elect and provide "Pocket Manual" of the previous legislature to new members. (The General Assembly no longer publishes the pocket manual and the information is in the Legislative Guide published annually by Legislative Management.)
3-100	Department of Transportation (DOT) and Environmental Protection (DEP) commissioners file a list of the names of bodies of water in the state with the secretary of the state <ul style="list-style-type: none"> • Names are official names when filed • Can make additions and corrections
4-95b	Allows the Finance Advisory Committee to transfer, on the governor's recommendation, funds appropriated under SA 77-46, § 1 (budget bill) to state agencies to improve fiscal and related reporting procedures
4-106	A hospital that has facilities that can treat venereal disease cannot refuse to treat patients with the disease if it receives legislation appropriations.
4b-32	Renewal of state leases existing on July 1, 1975 require approval by the public works commissioner and State Properties Review Board (SPRB) under regulations they adopt
4b-66	Requires a Master plan for development for the Connecticut Capitol Center, specifies

	<p>the Capitol Center District, and specifies requirements for the plan</p> <ul style="list-style-type: none"> • Where feasible, the district must contain the central offices and ancillary facilities of the three branches of state government • Capital Center Commission reviews the plan and reports to the governor and Appropriations, GAE, and Finance, Revenue and Bonding committees every five years <p>(The bill does not eliminate the Connecticut Capitol Center Commission whose sole responsibility is to review and report, provisions on amending the plan, acquiring property within the district, and approving permits in the district (CGS §§ 4b-66a, -68, -72, and -74).)</p>
4d-45	Review of contracts and amendments entered into pursuant to Department of Administrative Services (DAS) February 21, 1997 request for proposals (RFP) to privatize information technology (IT) services
4d-46	Disqualification of potential contractors and subcontractors who participated in DAS 1997 RFP for privatization of IT services
4d-47	Hiring of state employees by contractors and subcontractors, protections for state employees laid off or fired as a result of IT privatization contract
5-237b	Establishes the Quality Control Committee to (1) evaluate DAS state incentive plans for managerial and confidential employees and (2) report to DAS
7-105a	Abolishes the Office of Grand Juror
7-126	Authorizes municipalities to transport crippled children and children with defective eyesight to places of treatment and declares it to be in the line of government duty
7-131f	Required considerations for Department of Environmental Protection (DEP) approving grants for open space acquisition or development from funds authorized before July 1, 1998
7-286 to 7-290	<p>Police matrons</p> <ul style="list-style-type: none"> • Required in cities of more than 20,000 to take charge of women arrested and held by the police • These cities can have a separate station for female prisoners • Cities must assign part of police station for female prisoners, under police matron control • Sets qualifications for police matron
7-439f	<p>State Retirement Commission study on restructuring Municipal Employees' Retirement Fund</p> <ul style="list-style-type: none"> • Report due by January 1, 1980
7-479s	Municipal Liability Trust Fund and its purposes. Funds to be held in trust separately, earnings become part of the fund, and balances carry forward (Other provisions on the fund already repealed)
8-37dd	By January 1, 1991, housing agencies had to adopt written policies on the number or percent of units each assisted housing development had to make available to low or moderate income families
8-200a	Converted unpaid balance of state loans made to municipalities under obsolete industrial and research development project program into grants-in-aid
8-206c	Establishes effective date of a temporary emergency fuel assistance program created by PA 79-5, Oct. Special Session
8-240s	Community Economic Development Fund must submit a report to the Commerce Committee on the pilot microloan program by June 30, 2007
8-265v	Connecticut Housing Finance Authority (CHFA) must adopt written procedures on residential mortgage refinancing guarantee program by July 7, 1993
8-418	Department of Economic and Community Development (DECD) commissioner must report on the residential subsurface sewage disposal system repair program to the Environment, Finance, Revenue and Bonding and Housing committees by October 1, 1990
9-242c	Voting Technology Standards Board must report by January 16, 2006 and terminates

	on the date it submits its report
9-375b	Allows 1992 party rule changes necessitated by redistricting to take effect sooner than other amendments
10-18c	Local or regional board of education can offer firearm safety programs to students
10-29a(b)	Distribution requirement for proclamations by governor on 52 specified days, days of fasting and prayer, Independence Day, and Thanksgiving Day
10-145e	Individuals receive a standard certificate as an occupational instructor if before July 1, 1977 they (1) were employed as an occupational instructor by a local or regional board of education or the State Board of Education and (2) held an occupational certificate
10-221j	Early Reading Success Panel must review research by July 1, 2000 (CGS §§ 10-221i and 10-265 refer to the Early Reading Success Panel's research under this statute)
10-221k	Local or regional board of education for a priority school district must assess needs to attain reading success and report to the Department of Education by July 1, 2000
10-221m	Priority school districts must develop and implement in-service reading instruction training program by July 1, 2001 and revise plan by October 1, 2001 for a five-year program
10-221n	Department of Education must contract for an independent evaluation of early reading success
10a-4b	Education, Finance, Revenue and Bonding, and GAE committees must review implementation of priority higher education facility project procedures and project status and make recommendations by December 31, 1993
10a-113	UConn trustees to encourage sheep industry
12-34d	State Tax Review Commission to (1) study state and local tax revenue, business of renting or leasing motor vehicles, succession tax system, and property tax for commercial vehicles transporting freight and (2) report annually
12-217z	Business Tax Credit and Tax Policy Review Committee to (1) study existing corporate tax credits and consider future changes in policy and (2) report annually to the Finance, Revenue and Bonding Committee
13b-92	DOT may authorize mail carriers or person desiring to carry passengers for hire in rural areas without public transportation to carry passengers
13b-298	Railroad companies must build cattle guards at crossings
13b-331	Railroad engineers must have copy of law on audible signals and take oath to comply
13b-332	Engineer may direct assistant railroad engineer or fireman to make audible signal, but not relieved of liability
14-164k	Prohibits DMV from agreeing to inspection services that would prevent implementing variable fees and requires Department of Motor Vehicles and DEP to conduct a feasibility study of emission fees based on mileage and the extent of pollutants due to the Transportation Committee by February 1, 1993
14-211a	Motor Vehicle Theft Task Force to review thefts and their effects and report to legislature by January 1, 1986
15-174	DEP must adopt regulations on discharge of sewage from vessels (see related bill in BACKGROUND)
16-32g	Starting January 1, 2008, electric and electric distribution companies must submit annual electric wire maintenance plans to Department of Public Utility Control (DPUC) <ul style="list-style-type: none"> • DPUC reviews plans and can issue orders to ensure compliance • DPUC can require updated plans • DPUC adopts regulations
16-256	Telephone directories distributed to the public must contain notice of penalty for failure to relinquish party line for an emergency call
16-281a	Powers and duties of DPUC under the chapter on motor carriers of property for hire transferred to DOT (All provisions of that chapter have already been transferred to a chapter in the title on transportation, which also contains an identical provision on the

	transfer of these powers and duties (CGS § 13-387a)).
16a-22d	Registration requirement for wholesalers and retailers of petroleum products or operators of storage facility or pipeline
17a-6b	Connecticut Juvenile Training School (CJTS) advisory group and CJTS public safety committee on-going review of CJTS with recommendations for improvement <ul style="list-style-type: none"> • Department of Children and Families (DCF) commissioner annually reports to the Children's and Human Services committees
17a-6c	DCF annual reports to the Children's and Judiciary committees on adjudicated youth in DCF care and custody
17a-21	Quarterly reports to DCF by licensed psychiatric hospitals and general hospitals providing psychiatric care to children and youth
17a-91a	DCF monthly reports to Human Services and Public Health committees on the number of children in DCF custody in subacute care who cannot be discharged
17a-116b	Advisory committee promoting adoption and provision of services to minority and difficult to place children reports at least annually to DCF. DCF reports to the General Assembly in odd-numbered years.
19a-125	Statewide Adolescent Health Council must report to the Public Health, Human Services, and Education committees by June 30, 1994
19a-202b	Payments to municipalities for health departments and districts, distribution of excess funds for FY 00
19a-212	Authority to fill or drain nuisances arising from swampy lands. (Under the Public Health Code, state and local health departments have authority to abate a wide range of nuisances that likely covers these nuisances.)
19a-224	When fish scrap and fertilizer can be loaded or unloaded from vessels in New London Harbor and certain parts of the Connecticut shore
19a-225	Regulating the manufacture and treatment of oil and garbage in certain towns; processing of fish for animal consumption in Stonington
22-203aa to 22-203cc	Northeast Interstate Dairy Compact (Congress did not extend the compact and it expired on September 30, 2001)
22-410	Department of Agriculture and Division of Special Revenue can offer cash awards to breeders of winning race horses, paid from Connecticut Breeders' Fund
22a-6i	From July 1 to October 1, 1996, DEP must (1) provide applicants with information on time frames for issuing permits and (2) report to the Environment Committee through October 1, 1996
22a-162	Standards for operating sources of nonionizing radiation (see related bill in BACKGROUND)
22a-166 and 22a-167	Establishes the Mid-Atlantic States Air Pollution Control Compact
22a-212	DEP grants to municipal and regional authorities for the preparation of a solid waste management plan (municipal solid waste and state plans are in place)
22a-219c	DEP grants to municipalities for delivering solid waste to resource recovery facilities operating on June 1, 1987 <ul style="list-style-type: none"> • Set grants for FY 89 and FY 90
22a-219e	DEP grants paid to municipalities for delivering solid waste to resource recovery facilities paid from the Municipal Tipping Fee Fund, for towns that apply by July 1, 1990 and are eligible for grant during FY 90
22a-241a	DEP required to revise state solid waste management plan to include strategy to recycle 25% of solid waste by June 1, 1988
22a-272a	Amount of Connecticut Resource Recovery Authority's next \$200 million in bonds secured by special capital reserve fund issued starting July 1, 1989 to be used for intermediate processing facilities
22a-473	Prohibits exploratory drilling for oil or gas until DEP adopts regulations (DEP has

	adopted regulations)
23-16a	Requires DEP to phase out over the next five years long-term leasing of camp sites at shore parks based on 1970 season usage
23-24a	Survey of boundaries of state parks and forest lands by July 1, 1984
26-121	When and where tomcod or frost fish in Saugatuck River can be taken without license
26-122	Regulates fishing through ice in Cranberry Pond, Cream Hill Lake, and Lake Quonnipaug
26-180	Regulating use of nets in Milford Harbor
26-185	Prohibiting use of trawls in part of the Poquonock River
27-4	Inactive National Guard must be organized and maintained as provided by U.S. law
27-46a	Requires that any proceeds remaining on July 1, 1975 from the sale of armories be transferred to the General Fund.
27-107	<ul style="list-style-type: none"> • Department of Public Safety (DPS) to assign state police for duty at veterans' home at veterans affairs commissioner's request • Veterans affairs commissioner, with approval of State Traffic Commission, can regulate parking and traffic at the veterans' home • Security officers or institutional patrolmen appointed as state police under CGS § 29-18 can make arrests • Fine for violations
27-140bb to 27-140cc	<p>Vietnam Herbicides Information Commission</p> <ul style="list-style-type: none"> • Advise veterans' affairs on assistance for veterans exposed to Vietnam herbicides, recommend legislation • Annual reports required through February 15, 1987
27-140dd	Department of Public Health requirements for public information, reporting process, health professional education, and claim referral regarding Vietnam herbicides
29-251a	DPS review of agency regulations to determine whether they conflict with the State Building Code or the Fire Safety Code (see related bill in BACKGROUND)
30-98	Giving liquor to prisoners punishable by up to one year in prison, up to \$1,000 fine, or both. Another law makes it a class D felony (up to five years in prison, up to \$5,000 fine, or both) to pass intoxicating liquors or other contraband into a correctional institution (CGS § 53a-174).
32-1g	Connecticut Competitiveness Index reported by February 15 annually to the governor and General Assembly
32-6i	Connecticut Economic Information Systems Steering Committee to set guidelines for developing and operating an economic information system (see related bill in BACKGROUND)
32-23u	PA 88-265 created the Connecticut Growth Fund and consolidated many categorical programs in this new fund. The obligations, along with the assets, became part of the new fund
32-96	Repeals the statute creating the Small Business Advisory Council but not the statutes listing its duties and powers (CGS §§ 32-97 to 32-100)
32-200	Repeals the statute naming the Lower Fairfield County Convention Center Authority Act but none of the statutes on the authority (CGS §§ 32-201 to 32-212)
46b-121m	Chief court administrator to enter agreement with Connecticut Policy and Economic Council to evaluate costs and benefits of programs serving juvenile offenders
51-164v	Forms used in circuit court and court of common pleas are valid in Superior Court as of July 1, 1978
51-181d	Chief court administrator required to designate a separate docket for hearing truancy matters
51-278c	Chief state's attorney in office on June 3, 1985 and appointed before November 28, 1984: serves term for which appointed, expires June 30, 1985
52-207	No person receiving consideration for a contract made on a Sunday before June 9, 1976 can defend action on the contract on the ground that it was made on a Sunday, until he or she restores the consideration

53-210	Refusal to relinquish telephone party line when needed for an emergency: infraction
53-212a	Use of fitting device using fluoroscopic x-ray or radiation to sell footwear or apparel: \$100 fine
53-313 to 53-316	Penalties for operating a "Bucket Shop," failing to give certain information to customers when requested is prima facie evidence (Apparently, "Bucket shops" offered contracts based on changes in public stock or commodity quotations; but the contracts were in effect gambling, since they did not actually involve buying the stock or even an option to buy the stock.)
54-125d	Board of Pardons and Paroles to enter agreement with federal Immigration and Naturalization Service on deportation parole of aliens, specifies when the Department of Correction or court refers to board, and specifies effect on sentence. (These provisions appear to conflict with federal immigration policy and the board has entered an agreement with U.S. Immigration and Customs Enforcement.)

BACKGROUND

Related Bills That Amend Statutes Being Repealed By This Bill

sSB 1009 (File 168), reported favorably by the Public Safety and Security Committee, requires the DPS commissioner to recommend amendments to eliminate conflicts with the State Fire Prevention Code and explosive and fireworks regulations (CGS § 29-251a).

HB 6412 (File 487), reported favorably by the Environment Committee, would (1) allow, rather than require, DEP to adopt regulations on discharge of sewage from vessels (CGS § 15-174) and (2) exempt cell phone towers regulated by the Federal Communications Commission from the standards for operating sources of nonionizing radiation (CGS § 22a-162).

HB 6476, reported favorably by the Program Review and Investigations and GAE committees, extends the sunset provision for the Connecticut Economic Information Steering Committee from 2010 to 2012 (CGS § 32-6i).

Related Bill

SB 50 (File 296), reported favorably by the Commerce Committee, requires the DECD commissioner to annually evaluate Connecticut's competitiveness as a place to do business and submit a summary report to the governor and Commerce Committee, similar to the Connecticut Competitiveness Index which the bill repeals (CGS § 32-1g).

Related Bills Repealing the Same Statutes as in this Bill

sSB 847, reported favorably by the Public Health Committee, also repeals an obsolete provision on funding in FY 00 (CGS § 19a-202b).

sSB 877 (File 290), reported favorably by the Children’s and Human Services committees, also repeals certain reporting requirements (CGS §§ 17a-6b, 17a-6c, 17a-21, 17a-91a, 17a-116b, and 46b-121m).

SB 909, reported favorably by the GAE Committee, also repeals an obsolete reporting requirement (CGS § 9-242c).

sSB 939, reported favorably by the Education Committee, also repeals the statute on certain individuals receiving a standard certificate as an occupational instructor (CGS § 10-145e).

HB 6236 (File 215), reported favorably by the Children’s and Human Services committees, also repeals certain reporting requirements (CGS §§ 17a-6b, 17a-6c, 17a-21, 17a-91a, 17a-116b, and 46b-121m).

sHB 6475 (File 433), reported favorably by the Program Review and Investigations Committee and Human Services committees, also repeals certain reporting requirements (CGS §§ 17a-6b, 17a-6c, 17a-21, 17a-91a, 17a-116b, and 46b-121m).

HB 6638 (File 522), reported favorably by the Energy and Technology Committee, also repeals the statute on notices in telephone directories on failure to relinquish party lines in an emergency (CGS § 16-256).

COMMITTEE ACTION

Government Administration and Elections Committee

Joint Favorable Substitute

Yea 15 Nay 0 (03/25/2009)