



General Assembly

January Session, 2009

Governor's Bill No. 6363

LCO No. 3075

*03075 _____ *

Referred to Committee on Appropriations

Introduced by:

REP. CAFERO, 142nd Dist.

SEN. MCKINNEY, 28th Dist.

**AN ACT IMPLEMENTING THE GOVERNOR'S BUDGET
RECOMMENDATIONS CONCERNING GENERAL GOVERNMENT,
CONSERVATION, DEVELOPMENT, REGULATION, PROTECTION,
JUDICIAL AND CORRECTIONS.**

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

1 Section 1. Subsection (b) of section 12-806 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (b) The corporation shall have the following powers:

5 (1) To receive as transferee from the state of Connecticut all of the
6 tangible and intangible assets constituting the lottery including the
7 exclusive right to operate the lottery as the exclusive lottery of the state
8 and, subject to subsection (b) of section 12-808, to assume and
9 discharge all of the agreements, covenants and obligations of the
10 Division of Special Revenue entered into which constitute a part of the
11 operation and management of the lottery;

12 (2) To operate and manage the lottery consistent with the provisions
13 of sections 1-120, 1-121, 1-125, 12-557e, 12-563, 12-563a, 12-564, 12-566,
14 12-567, 12-568a and 12-569, subsection (d) of section 12-574 and
15 sections 12-800 to 12-818, inclusive, as amended by this act, and as
16 specifically provided in section 12-812;

17 (3) To have perpetual succession as a body corporate and to adopt
18 bylaws, policies and procedures for the operation of its affairs and
19 conduct of its businesses;

20 (4) To introduce new lottery games, modify existing lottery games,
21 utilize existing and new technologies, determine distribution channels
22 for the sale of lottery tickets and, to the extent specifically authorized
23 by regulations adopted by the Division of Special Revenue pursuant to
24 chapter 54, introduce instant ticket vending machines, kiosks and
25 automated wagering systems or machines, with all such rights being
26 subject to regulatory oversight by the Division of Special Revenue,
27 except that the corporation shall not offer any interactive on-line
28 lottery games, including on-line video lottery games for promotional
29 purposes;

30 (5) To establish an annual budget of revenues and expenditures,
31 along with reasonable reserves for working capital, capital
32 expenditures, debt retirement and other anticipated expenditures, in a
33 manner and at levels considered by the board of directors as
34 appropriate and prudent;

35 (6) To adopt such administrative and operating procedures which
36 the board of directors deems appropriate;

37 (7) To enter into agreements with one or more states or territories of
38 the United States for the promotion and operation of joint lottery
39 games and to continue to participate in any joint lottery game in which
40 the corporation participates on July 1, 2003, regardless of whether any
41 government-authorized lottery operated outside of the United States
42 participates in such game;

43 (8) Subject to the provisions of section 12-815, to enter into
44 agreements with vendors with respect to the operation and
45 management of the lottery, including operation of lottery terminals,
46 management services, printing of lottery tickets, management
47 expertise, marketing expertise, advertising or such other goods or
48 services as the board of directors deems necessary and appropriate;

49 (9) To purchase or lease operating equipment, including, but not
50 limited to, computer gaming and automated wagering systems and to
51 employ agents or employees to operate such systems;

52 (10) To retain unclaimed prize funds as additional revenue for the
53 state, or to use unclaimed prize funds to increase sales, or to return to
54 participants unclaimed prize funds in a manner designed to increase
55 sales;

56 (11) To establish prize reserve accounts as the board of directors
57 deems appropriate;

58 (12) To pay lottery prizes as awarded under section 12-812, to
59 purchase annuities to fund such prizes, and to assure that all annuities
60 from which payments to winners of lottery prizes are made are
61 invested in instruments issued by agencies of the United States
62 government and backed by the full faith and credit of the United
63 States, or are issued by insurance companies licensed to do business in
64 the state, provided the issuer has been determined by the Division of
65 Special Revenue to be financially stable and meets the minimum
66 investment rating as determined by the division;

67 (13) To pay or to reimburse the Division of Special Revenue, the
68 Office of Policy and Management and other affected state agencies, for
69 the reasonable direct and indirect costs of the planning for and
70 implementation of the transactions contemplated by sections 12-563a
71 and 12-800 to 12-818, inclusive, as amended by this act, including,
72 without limitation, expenses related to such transactions arising prior
73 to June 14, 1996, and the operation and management of the lottery,

74 including, without limitation, regulatory oversight of the corporation,
75 costs arising directly or indirectly from the licensing of lottery agents,
76 performance of state police background investigations, and the
77 planning for and implementation of the transactions contemplated by
78 section 12-808;

79 (14) In the event that the operation or management of the
80 corporation becomes subject to the federal gaming occupation tax, to
81 pay such tax on behalf of lottery sales agents and to assist agents
82 subject thereto;

83 (15) To determine the commissions payable to lottery sales agents,
84 provided any agent's commission shall not average less than [five] four
85 per cent of such agent's lottery sales;

86 (16) To invest in, acquire, lease, purchase, own, manage, hold and
87 dispose of real property and lease, convey or deal in or enter into
88 agreements with respect to such property on any terms necessary or
89 incidental to carrying out the purposes of sections 12-563a and 12-800
90 to 12-818, inclusive, as amended by this act, provided such transactions
91 shall not be subject to approval, review or regulation pursuant to title
92 4b or any other statute by any state agency, except that real property
93 transactions shall be subject to review by the State Properties Review
94 Board;

95 (17) To borrow money for the purpose of obtaining working capital;

96 (18) To hold patents, copyrights, trademarks, marketing rights,
97 licenses or any other evidence of protection or exclusivity issued under
98 the laws of the United States or any state;

99 (19) To employ such assistants, agents and other employees as may
100 be necessary or desirable to carry out its purposes in accordance with
101 sections 12-563a and 12-800 to 12-818, inclusive, as amended by this
102 act, to fix their compensation and, subject to the provisions of
103 subsections (e) and (f) of section 12-802, establish all necessary and

104 appropriate personnel practices and policies; to engage consultants,
105 accountants, attorneys and financial and other independent
106 professionals as may be necessary or desirable to assist the corporation
107 in performing its purposes in accordance with sections 12-563a and 12-
108 800 to 12-818, inclusive, as amended by this act;

109 (20) To make and enter into all contracts and agreements necessary
110 or incidental to the performance of its duties and the execution of its
111 powers under sections 12-563a and 12-800 to 12-818, inclusive, as
112 amended by this act;

113 (21) In its own name, to sue and be sued, plead and be impleaded,
114 adopt a seal and alter the same at pleasure;

115 (22) Subject to the approval of the board and to the requirement to
116 remit excess lottery funds to the General Fund as set forth in section
117 12-812, to invest any funds not needed for immediate use or
118 disbursement, including any funds held in approved reserve accounts,
119 in investments permitted by sections 3-20 and 3-27a for the proceeds of
120 state bonds;

121 (23) To procure insurance against any loss in connection with its
122 property and other assets in such amounts and from such insurers as it
123 deems desirable;

124 (24) To the extent permitted under any contract with other persons
125 to which the corporation is a party, to consent to any termination,
126 modification, forgiveness or other change of any term of any
127 contractual right, payment, royalty, contract or agreement of any kind;

128 (25) To acquire, lease, purchase, own, manage, hold and dispose of
129 personal property, and lease, convey or deal in or enter into
130 agreements with respect to such property on any terms necessary or
131 incidental to the carrying out of these purposes;

132 (26) To account for and audit funds of the corporation;

133 (27) To pay or provide for payment from operating revenues all
134 expenses, costs and obligations incurred by the corporation in the
135 exercise of the powers of the corporation under sections 12-563a and
136 12-800 to 12-818, inclusive, as amended by this act; and

137 (28) To exercise any powers necessary to carry out the purposes of
138 sections 12-563a and 12-800 to 12-818, inclusive, as amended by this
139 act.

140 Sec. 2. Section 12-94b of the general statutes is repealed and the
141 following is substituted in lieu thereof (*Effective from passage*):

142 (a) As used in this section, "municipality" means each town, city,
143 borough, consolidated town and city and consolidated town and
144 borough and each district, as defined in section 7-324, and "next
145 succeeding" means the second such date.

146 (b) On or before March fifteenth, annually, commencing March 15,
147 1998, the assessor or board of assessors of each municipality shall
148 certify to the Secretary of the Office of Policy and Management, on a
149 form furnished by said secretary, the amount of exemptions approved
150 under the provisions of subdivision (74) of section 12-81, together with
151 such supporting information as said secretary may require including
152 the number of taxpayers with approved claims under said subdivision
153 (74) and the original copy of the applications filed by them. Said
154 secretary shall review each such claim as provided in section 12-120b.
155 Not later than December first next succeeding the conclusion of the
156 assessment year for which the assessor approved such exemption, the
157 secretary shall notify each claimant of the modification or denial of the
158 claimant's exemption, in accordance with the procedure set forth in
159 section 12-120b. Any claimant aggrieved by the results of the
160 secretary's review shall have the rights of appeal as set forth in section
161 12-120b. With respect to property first approved for exemption under
162 the provisions of subdivision (74) of section 12-81 for the assessment
163 years commencing on or after October 1, 2000, the grant payable for
164 such property to any municipality under the provisions of this

165 subsection shall be equal to eighty per cent of the property taxes
166 which, except for the exemption under the provisions of subdivision
167 (74) of section 12-81, would have been paid. The secretary shall, on or
168 before December fifteenth, annually, certify to the Comptroller the
169 amount due each municipality under the provisions of this subsection,
170 including any modification of such claim made prior to December first,
171 and the Comptroller shall draw an order on the Treasurer on or before
172 the twenty-fourth day of December following and the Treasurer shall
173 pay the amount thereof to such municipality on or before the thirty-
174 first day of December following. If any modification is made as the
175 result of the provisions of this subsection on or after the December
176 fifteenth following the date on which the assessor has provided the
177 amount of the exemption in question, any adjustments to the amount
178 due to any municipality for the period for which such modification
179 was made shall be made in the next payment the Treasurer shall make
180 to such municipality pursuant to this subsection. [The amount of the
181 grant payable to each municipality in any year in accordance with this
182 subsection shall be reduced proportionately in the event that the total
183 of such grants in such year exceeds the amount appropriated for the
184 purposes of this subsection with respect to such year.]

185 (c) On or before March fifteenth, annually, commencing March 15,
186 2007, and ending March 15, 2011, the assessor or board of assessors of
187 each municipality shall certify to the Secretary of the Office of Policy
188 and Management, on a form furnished by said secretary, the amount of
189 exemptions approved under the provisions of subdivision (72) of
190 section 12-81, together with such supporting information as said
191 secretary may require including the number of taxpayers with
192 approved claims under said subdivision (72) and the original copy of
193 the applications filed by them. Said secretary shall review each such
194 claim as provided in section 12-120b. Not later than December first
195 next succeeding the conclusion of the assessment year for which the
196 assessor approved such exemption, the secretary shall notify each
197 claimant of the modification or denial of the claimant's exemption, in
198 accordance with the procedure set forth in section 12-120b. Any

199 claimant aggrieved by the results of the secretary's review shall have
200 the rights of appeal as set forth in section 12-120b. With respect to
201 property first approved for exemption under the provisions of
202 subdivision (72) of section 12-81 for the assessment years commencing
203 on or after October 1, 2000, but on or before October 1, 2010, the grant
204 payable for such property to any municipality under the provisions of
205 this subsection shall be equal to eighty per cent of the property taxes
206 which, except for the exemption under the provisions of subdivision
207 (72) of section 12-81, would have been paid. The secretary shall, on or
208 before December fifteenth, annually, certify to the Comptroller the
209 amount due each municipality under the provisions of this subsection,
210 including any modification of such claim made prior to December first,
211 and the Comptroller shall draw an order on the Treasurer on or before
212 the twenty-fourth day of December following and the Treasurer shall
213 pay the amount thereof to such municipality on or before the thirty-
214 first day of December following. If any modification is made as the
215 result of the provisions of this subsection on or after the December
216 fifteenth following the date on which the assessor has provided the
217 amount of the exemption in question, any adjustments to the amount
218 due to any municipality for the period for which such modification
219 was made shall be made in the next payment the Treasurer shall make
220 to such municipality pursuant to this subsection.

221 (d) Machinery and equipment acquired between October 2, 2006, to
222 October 1, 2010, inclusive, and approved for exemption under the
223 provisions of subdivision (72) of section 12-81 for the assessment year
224 commencing October 1, 2010, shall continue to be exempt from
225 taxation for assessment years commencing on and after October 1,
226 2011. The grant determined in accordance with section 12-94g, as
227 amended by this act, shall replace the grant payable under the
228 provisions of this section, in the fiscal year commencing July 1, 2013,
229 and each fiscal year thereafter.

230 (e) The amount of the grant payable to each municipality in any
231 year in accordance with this section shall be reduced proportionately

232 in the event that the total of such grants in such year exceeds the
233 amount appropriated for the purposes of this section with respect to
234 such year.

235 Sec. 3. Section 12-94f of the general statutes is amended by adding
236 subsection (f) as follows (*Effective from passage*):

237 (NEW) (f) The amount of the grant payable to each municipality in
238 any year in accordance with this section shall be reduced
239 proportionately in the event that the total of such grants in such year
240 exceeds the amount appropriated for the purposes of this section with
241 respect to such year.

242 Sec. 4. Section 12-94g of the general statutes is amended by adding
243 subsection (c) as follows (*Effective from passage*):

244 (NEW) (c) The amount of the grant payable to each municipality in
245 any year in accordance with this section shall be reduced
246 proportionately in the event that the total of such grants in such year
247 exceeds the amount appropriated for the purposes of this section with
248 respect to such year.

249 Sec. 5. Section 29-5 of the general statutes is repealed and the
250 following is substituted in lieu thereof (*Effective July 1, 2009*):

251 The Commissioner of Public Safety may, within available
252 appropriations, appoint suitable persons from the regular state police
253 force as resident state policemen in addition to the regular state police
254 force to be employed and empowered as state policemen in any town
255 or two or more adjoining towns lacking an organized police force, and
256 such officers may be detailed by said commissioner as resident state
257 policemen for regular assignment to such towns, provided each town
258 shall pay sixty per cent of the cost of compensation, maintenance and
259 other expenses of the state policemen detailed to such town, and on
260 and after July 1, 1992, each town shall pay seventy per cent of such cost
261 and other expenses. On and after July 1, 2009, each town shall pay

262 eighty-five per cent of such cost and other expenses. On and after July
263 1, 2010, each town shall pay one hundred per cent of such cost and
264 other expenses. Such town or towns and the Commissioner of Public
265 Safety are authorized to enter into agreements and contracts for such
266 police services, with the approval of the Attorney General, for periods
267 not exceeding two years. The Commissioner of Public Safety shall
268 exercise such supervision and direction over any resident policeman so
269 appointed as he deems necessary, and each appointee shall be required
270 to conform to the requirements of chapter 67. Each resident state
271 policeman shall have the same powers as officers of the regular state
272 police force and be entitled to the same rights and subject to the same
273 rules and regulations as the Division of State Police within the
274 Department of Public Safety.

275 Sec. 6. Subsection (b) of section 10-295 of the general statutes is
276 repealed and the following is substituted in lieu thereof (*Effective July*
277 *1, 2009*):

278 (b) The Board of Education and Services for the Blind shall expend
279 funds for the services made available pursuant to subsection (a) of this
280 section from the educational aid for blind and visually handicapped
281 children account in accordance with the provisions of this subsection.
282 The expense of such services shall be paid by the state in an amount
283 not to exceed six thousand four hundred dollars in any one fiscal year
284 for each child who is blind or visually impaired. The Board of
285 Education and Services for the Blind may adopt such regulations as it
286 deems necessary to carry out the purpose and intent of this subsection.

287 (1) The Board of Education and Services for the Blind shall provide,
288 upon written request from any interested school district, the services of
289 teachers of the visually impaired, based on the levels established in the
290 individualized education or service plan. The agency shall also make
291 available its resources, including, but not limited to, the Braille and
292 large print library, to all teachers of public and nonpublic school
293 children. The agency may also provide vision-related professional

294 development and training to all school districts and cover the actual
295 cost for paraprofessionals from school districts to participate in
296 agency-sponsored Braille training programs. The agency shall utilize
297 education consultant positions authorized as of July 1, 2001, funded by
298 moneys appropriated from the General Fund, to supplement new
299 staffing that will be made available through the educational aid for the
300 blind and visually handicapped children account, which shall be
301 governed by formal written policies established by the agency.

302 (2) The Board of Education and Services for the Blind shall use
303 funds appropriated to said account, first to provide specialized books,
304 materials, equipment, supplies, adaptive technology services and
305 devices, specialist examinations and aids, preschool programs and
306 vision-related independent living services, excluding primary
307 educational placement, for eligible children without regard to a per
308 child statutory maximum.

309 (3) The Board of Education and Services for the Blind may, within
310 available appropriations, employ certified teachers of the visually
311 impaired in sufficient numbers to meet the requests for services
312 received from school districts. In responding to such requests, the
313 agency shall utilize a formula for determining the number of teachers
314 needed to serve the school districts, crediting six points for each
315 Braille-learning child and one point for each other child, with one full-
316 time certified teacher of the visually impaired assigned for every
317 twenty-five points credited. The agency shall exercise due diligence to
318 employ the needed number of certified teachers of the visually
319 impaired, but shall not be liable for lack of resources. Funds
320 appropriated to said account may also be utilized to employ
321 rehabilitation teachers, rehabilitation technologists and orientation and
322 mobility teachers in numbers sufficient to provide compensatory skills
323 evaluations and training to blind and visually impaired children. In
324 addition, up to five per cent of such appropriation may also be utilized
325 to employ special assistants to the blind and other support staff
326 necessary to ensure the efficient operation of service delivery. Not later

327 than October first of each year, the Board of Education and Services for
328 the Blind shall determine the number of teachers needed based on the
329 formula provided in this subdivision. Based on such determination the
330 Board of Education and Services for the Blind shall estimate the
331 funding needed to pay such teachers' salaries, benefits and related
332 expenses.

333 (4) In any fiscal year, when funds appropriated to cover the
334 combined costs associated with providing the services set forth in
335 subdivisions (2) and (3) of this subsection are projected to be
336 insufficient, the Board of Education and Services for the Blind shall be
337 authorized to collect revenue from all school districts that have
338 requested such services on a per student pro rata basis, in the sums
339 necessary to cover the projected portion of these services for which
340 there are insufficient appropriations.

341 (5) Remaining funds in said account, not expended to fund the
342 services set forth in subdivisions (2) and (3) of this subsection, shall be
343 used to cover on a pro rata basis, the actual cost with benefits of
344 retaining a teacher of the visually impaired, directly hired or
345 contracted by the school districts which opt to not seek such services
346 from the Board of Education and Services for the Blind, provided such
347 teacher has participated in not less than five hours of professional
348 development training on vision impairment or blindness during the
349 school year. Reimbursement shall occur at the completion of the school
350 year, using the caseload formula denoted in subdivision (3) of this
351 section, with twenty-five points allowed for the maximum
352 reimbursable amount as established by the agency annually.

353 (6) [Remaining] Upon approval by the Office of Policy and
354 Management, remaining funds in such account, not expended to fund
355 the services set forth in subdivisions (2), (3) and (5) of this subsection,
356 shall be distributed to the school districts on a pro rata formula basis
357 with a two-to-one credit ratio for Braille-learning students to non-
358 Braille-learning students in the school district based upon the annual

359 child count data provided pursuant to subdivision (1) of this
360 subsection, provided the school district submits an annual progress
361 report in a format prescribed by the agency for each eligible child.

362 Sec. 7. Section 27-138 of the general statutes is repealed and the
363 following is substituted in lieu thereof (*Effective from passage*):

364 The Soldiers, Sailors and Marines Fund shall remain as established
365 and shall be in the custody of the Treasurer as trustee of the fund and
366 shall be administered by the treasurer of the American Legion. The
367 Treasurer shall invest the fund and shall reinvest as much of the fund
368 as is not required for current disbursement in accordance with the
369 provisions of part I of chapter 32. The interest accumulations of the
370 fund so held in trust or so much thereof as is found necessary to carry
371 out the purposes hereinafter stated shall be paid, upon the order of the
372 Comptroller, upon such statements as the Comptroller may require, to
373 the treasurer of the American Legion, who shall disburse the same,
374 and the balance of said accumulations, except for a reserve of one
375 hundred thousand dollars held in custody of the trustee for contingent
376 purposes, shall at the end of each fiscal year be added to the principal
377 of the fund. If the interest accumulations of the fund, together with
378 available appropriations, if any, of other funds, are insufficient to carry
379 out the purposes of this part, the Finance Advisory Committee, upon
380 recommendation of the Governor, [shall] may make appropriations
381 therefor from the state General Fund, limited, however, for any fiscal
382 year to amounts which, together with said interest accumulations for
383 such year, shall not exceed the annual interest on thirty-five million
384 dollars at the average rate of the investment yield earned during the
385 preceding fiscal year on the Soldiers, Sailors and Marines Fund,
386 provided, in case of disaster constituting an emergency, as declared by
387 the Governor, the Finance Advisory Committee may make additional
388 appropriations to the fund without regard to such limitation.
389 Payments to the treasurer of the American Legion shall be made at
390 such definite and stated periods as are necessary to meet the
391 convenience of the American Legion and said trustee; but each

392 payment shall be made upon the order of the treasurer of the
393 American Legion, approved by at least two of its executive officers or
394 of a special committee thereof thereunto specially authorized. No part
395 of the interest accumulation of the fund shall be expended for the
396 purpose of maintaining the American Legion.

397 Sec. 8. Section 27-140 of the general statutes is repealed and the
398 following is substituted in lieu thereof (*Effective from passage*):

399 [All money so] Expenditures in any fiscal year shall not exceed
400 interest accumulations of the fund in such year. Interest accumulations
401 paid to and received by the American Legion shall be expended by it
402 in furnishing food, wearing apparel, medical or surgical aid or care or
403 relief to, or in bearing the funeral expenses of, soldiers, sailors or
404 marines who performed service in time of war, as defined in
405 subsection (a) of section 27-103, in any branch of the military service of
406 the United States, including the Connecticut National Guard, or who
407 were engaged in any of the wars waged by the United States during
408 said periods in the forces of any government associated with the
409 United States, who have been honorably discharged therefrom or
410 honorably released from active service therein, and who were citizens
411 or resident aliens of the state at the time of entering said armed forces
412 of the United States, including the Connecticut National Guard, or of
413 any such government, or to their spouses who are living with them, or
414 to their widows or widowers who were living with them at the time of
415 death, or dependent children under eighteen years of age, who may be
416 in need of the same. Interest accumulations may also be used to cover
417 administrative costs, provided such costs shall not exceed twenty-five
418 per cent of interest accumulations in any fiscal year. All such payments
419 shall be made by the American Legion under authority of its bylaws,
420 which bylaws shall set forth the procedure for proof of eligibility for
421 such aid, provided payments made for the care and treatment of any
422 person entitled to the benefits provided for herein, at any hospital
423 receiving aid from the General Assembly unless special care and
424 treatment are required, shall be in accordance with the provisions of

425 section 17b-239, and provided the sum expended for the care or
426 treatment of such person at any other place than a state-aided hospital
427 shall in no case exceed the actual cost of supporting such person at the
428 Veterans' Home, unless special care and treatment are required, when
429 such sum as may be determined by the treasurer of such organization
430 may be paid therefor. The treasurer of such organization shall account
431 to the Governor and the General Assembly during the months of
432 January, April, July and October for all moneys disbursed by it during
433 the three months next preceding the first day of either of said months,
434 and such account shall show the amount of and the name and address
435 of each person to whom such aid has been furnished. Upon the
436 completion of the trust provided for in section 27-138, the principal
437 fund shall revert to the State Treasury.

438 Sec. 9. Subsection (a) of section 21a-274a of the general statutes is
439 repealed and the following is substituted in lieu thereof (*Effective July*
440 *1, 2009*):

441 (a) There is established a drug enforcement grant program which
442 shall be administered by the Office of Policy and Management. Grants
443 may be made to municipalities, the Department of Public Safety [, and
444 the state-wide narcotics task force] and the Division of Criminal Justice
445 for the purpose of enforcing federal and state laws concerning
446 controlled substances, undertaking crime prevention activities related
447 to the enforcement of such laws, substance abuse prevention education
448 or training related to such enforcement or education activities. The
449 Secretary of the Office of Policy and Management shall adopt
450 regulations in accordance with chapter 54 for the administration of this
451 subsection, including the establishment of priorities, program
452 categories, eligibility requirements, funding limitations and the
453 application process. Such regulations shall provide that the costs of a
454 community-based police program, as defined in the regulations, may
455 be paid from a grant made under this section.

456 Sec. 10. Section 29-4 of the general statutes is repealed and the

457 following is substituted in lieu thereof (*Effective July 1, 2009*):

458 On and after January 1, 2006, the Commissioner of Public Safety
459 shall appoint and maintain a minimum of one thousand two hundred
460 forty-eight sworn state police personnel to efficiently maintain the
461 operation of the division. On or after June 6, 1990, the commissioner
462 shall appoint from among such personnel not more than three
463 lieutenant colonels who shall be in the unclassified service as provided
464 in section 5-198. Any permanent employee in the classified service who
465 accepts appointment to the position of lieutenant colonel in the
466 unclassified service may return to the classified service at such
467 employee's former rank. The position of major in the classified service
468 shall be abolished on July 1, 1999, but any existing position of major in
469 the classified service may continue until termination of service. The
470 commissioner shall appoint not more than seven majors who shall be
471 in the unclassified service as provided in section 5-198. Any permanent
472 employee in the classified service who accepts appointment to the
473 position of major in the unclassified service may return to the classified
474 service at such permanent employee's former rank. The commissioner,
475 subject to the provisions of chapter 67, shall appoint such numbers of
476 captains, lieutenants, sergeants, detectives and corporals as the
477 commissioner deems necessary to officer efficiently the state police
478 force. The commissioner may appoint a Deputy State Fire Marshal
479 who shall be in the unclassified service as provided in section 5-198.
480 Any permanent employee in the classified service who accepts
481 appointment to the position of Deputy State Fire Marshal in the
482 unclassified service may return to the classified service at such
483 employee's former rank, class or grade, whichever is applicable. The
484 commissioner shall establish such divisions as the commissioner
485 deems necessary for effective operation of the state police force and
486 consistent with budgetary allotments, a Criminal Intelligence Division
487 and a state-wide organized crime investigative task force to be
488 engaged throughout the state for the purpose of preventing and
489 detecting any violation of the criminal law. The head of the Criminal
490 Intelligence Division shall be of the rank of sergeant or above. The

491 head of the state-wide organized crime investigative task force shall be
492 a police officer. Salaries of the members of the Division of State Police
493 within the Department of Public Safety shall be fixed by the
494 Commissioner of Administrative Services as provided in section 4-40.
495 [Subsistence shall be maintained for state police personnel at the
496 expense of the state, and said police personnel shall be reimbursed for
497 all expenses incurred in the performance of official duty.] On and after
498 July 1, 2009, no meal allowance shall be provided to any employee
499 within the Department of Public Safety who is not covered by a
500 collective bargaining agreement that requires such allowance. Said
501 police personnel may be promoted, demoted, suspended or removed
502 by the commissioner, but no final dismissal from the service shall be
503 ordered until a hearing has been had before said commissioner on
504 charges preferred against such officer. Each state police officer shall,
505 before entering upon such officer's duties, be sworn to the faithful
506 performance of such duties. The Commissioner of Public Safety shall
507 designate an adequate patrol force for motor patrol work exclusively.

508 Sec. 11. Section 18-101a of the general statutes is repealed and the
509 following is substituted in lieu thereof (*Effective July 1, 2009*):

510 The Commissioner of Correction, at the commissioner's discretion,
511 may extend the limits of the place of confinement of an inmate as to
512 whom there is reasonable belief he or she will honor his or her trust, by
513 authorizing the inmate under prescribed conditions to visit a
514 specifically designated place or places, within or without the state, for
515 periods not exceeding [thirty] forty-five days and return to the same or
516 another institution or facility. Such periods may be renewed at the
517 discretion of the commissioner. Such furlough may be granted only to
518 permit a visit to a dying relative, attendance at the funeral of a relative,
519 the obtaining of medical services not otherwise available, [or] the
520 contacting of prospective employers [, provided the commissioner has
521 confirmed that an employment opportunity exists or an employment
522 interview is scheduled] or for any compelling reason consistent with
523 rehabilitation. Any inmate who fails to return from furlough as

524 provided in the furlough agreement shall be guilty of the crime of
525 escape in the first degree.

526 Sec. 12. Section 3-69a of the general statutes is repealed and the
527 following is substituted in lieu thereof (*Effective July 1, 2009*):

528 (a) (1) For the fiscal year ending June 30, 2005, the funds received
529 under this part, excluding the proceeds from the sale of property
530 deposited in the Special Abandoned Property Fund in accordance with
531 section 3-62h, shall be deposited in the General Fund.

532 (2) For the fiscal year ending June 30, 2006, and each fiscal year
533 thereafter, a portion of the funds received under this part shall, upon
534 deposit in the General Fund, be credited to the Citizens' Election Fund
535 established in section 9-701, as amended by this act, as follows: (A) For
536 the fiscal year ending June 30, 2006, seventeen million dollars, (B) for
537 the fiscal year ending June 30, 2007, sixteen million dollars, (C) for the
538 fiscal year ending June 30, 2008, seventeen million three hundred
539 thousand dollars, and (D) for the fiscal year ending June 30, 2009, and
540 each fiscal year thereafter, the amount deposited for the preceding
541 fiscal year, adjusted in accordance with any change in the consumer
542 price index for all urban consumers for such preceding fiscal year, as
543 published by the United States Department of Labor, Bureau of Labor
544 Statistics. The State Treasurer shall determine such adjusted amount
545 not later than thirty days after the end of such preceding fiscal year.

546 (b) All costs incurred in the administration of this part, except as
547 provided in section 3-62h and subsection (a) of this section, and all
548 claims allowed under this part shall be paid from the [General Fund]
549 Citizens' Election Fund.

550 Sec. 13. Section 9-701 of the general statutes is repealed and the
551 following is substituted in lieu thereof (*Effective July 1, 2009*):

552 There is established the "Citizens' Election Fund", which shall be a
553 separate, nonlapsing account within the General Fund. The fund may

554 contain any moneys required by law to be deposited in the fund.
555 Investment earnings credited to the assets of the fund shall become
556 part of the assets of the fund. The State Treasurer shall administer the
557 fund. All moneys deposited in the fund shall be used for the purposes
558 of sections 9-700 to 9-716, inclusive. The State Elections Enforcement
559 Commission may deduct and retain from the moneys in the fund an
560 amount equal to the costs incurred by the commission in administering
561 the provisions of sections 9-603, 9-624, 9-675 to 9-677, inclusive, and 9-
562 700 to 9-716, inclusive, provided such amount shall not exceed two
563 million dollars during the fiscal year ending June 30, 2006, one million
564 dollars during the fiscal year ending June 30, 2007, [or] two million
565 three hundred thousand dollars during the fiscal years ending June 30,
566 2008, and June 30, 2009, six million dollars during the fiscal year
567 ending June 30, 2010, and seven million dollars during the fiscal year
568 ending June 30, 2011, and during any fiscal year thereafter. Any
569 portion of such allocation that exceeds the costs incurred by the
570 commission in administering the provisions of sections 9-700 to 9-716,
571 inclusive, during the fiscal year for which such allocation is made shall
572 continue to be available for such administrative costs incurred by the
573 commission in succeeding fiscal years.

574 Sec. 14. Section 22a-21b of the general statutes is repealed and the
575 following is substituted in lieu thereof (*Effective July 1, 2009*):

576 The Commissioner of Environmental Protection may, within
577 available appropriations, establish and operate a Connecticut
578 Conservation Corps program, similar to the federal Young Adult
579 Conservation Corps program (29 USC 991 et seq.), for the employment
580 of young adults at facilities maintained and operated by the Division
581 of Conservation and Preservation of the Department of Environmental
582 Protection. Notwithstanding any collective bargaining agreement,
583 individuals who perform work for the Connecticut Conservation
584 Corps program shall not be considered state employees. No work
585 performed by the Connecticut Conservation Corps program shall be
586 held to be a violation of any existing collective bargaining agreement

587 or of any provision of chapter 68. No state employee shall be laid off as
588 a direct result of the Connecticut Conservation Corps program.

589 Sec. 15. Section 7-35 of the general statutes is repealed and the
590 following is substituted in lieu thereof (*Effective July 1, 2009*):

591 The latest revision of the general statutes, the latest cumulative
592 supplements thereto, the latest edition of the special acts and the latest
593 edition of the Register and Manual shall be kept for public use in the
594 office of the town clerk. Any person who destroys or appropriates any
595 of such publications to his own use, or wilfully removes them from
596 such office, shall be fined not more than fifty dollars. All other
597 publications of the state, whether or not deposited in the town clerk's
598 office under the provisions of any existing public or special act, may be
599 turned over by the town clerk to the appropriate county law library [,
600 or library service center,] or to the State Library or the State Records
601 Center in Rocky Hill, for processing and disposition as may be directed
602 by the Commission on Official Legal Publications and the State
603 Librarian.

604 Sec. 16. Section 51-344 of the general statutes is repealed and the
605 following is substituted in lieu thereof (*Effective October 1, 2009*):

606 For purposes of establishing venue, the Superior Court shall consist
607 of the following judicial districts:

608 (1) The judicial district of Ansonia-Milford, consisting of the towns
609 of Ansonia, Beacon Falls, Derby, Milford, Orange, Oxford, Seymour,
610 Shelton and West Haven;

611 (2) The judicial district of Danbury, consisting of the towns of
612 Bethel, Brookfield, Danbury, New Fairfield, Newtown, Redding,
613 Ridgefield and Sherman;

614 (3) The judicial district of Fairfield, consisting of the towns of
615 Bridgeport, Easton, Fairfield, Monroe, Stratford and Trumbull;

616 (4) The judicial district of Hartford, consisting of the towns of Avon,
617 Bloomfield, Canton, East Granby, East Hartford, East Windsor,
618 Enfield, Farmington, Glastonbury, Granby, Hartford, Manchester,
619 Marlborough, Simsbury, South Windsor, Suffield, West Hartford,
620 Windsor and Windsor Locks;

621 (5) The judicial district of Litchfield, consisting of the towns of
622 Barkhamsted, Bethlehem, Bridgewater, Canaan, Colebrook, Cornwall,
623 Goshen, Hartland, Harwinton, Kent, Litchfield, Morris, New Hartford,
624 New Milford, Norfolk, North Canaan, Roxbury, Salisbury, Sharon,
625 Thomaston, Torrington, Warren, Washington and Winchester;

626 (6) The judicial district of Middlesex, consisting of the towns of
627 Chester, Clinton, Cromwell, Deep River, Durham, East Haddam, East
628 Hampton, Essex, Haddam, Killingworth, Madison, Meriden,
629 Middlefield, Middletown, Old Saybrook, Portland, Wallingford and
630 Westbrook;

631 (7) The judicial district of New Britain, consisting of the towns of
632 Berlin, Bristol, Burlington, New Britain, Newington, Plainville,
633 Plymouth, Rocky Hill, Southington and Wethersfield;

634 (8) The judicial district of New Haven, consisting of the towns of
635 Bethany, Branford, [Cheshire,] East Haven, Guilford, Hamden,
636 [Madison, Meriden, New Haven,] North Branford, North Haven [,
637 Wallingford] and Woodbridge;

638 (9) The judicial district of New London, consisting of the towns of
639 Bozrah, Colchester, East Lyme, Franklin, Griswold, Groton, Lebanon,
640 Ledyard, Lisbon, Lyme, Montville, New London, North Stonington,
641 Norwich, Old Lyme, Preston, Salem, Sprague, Stonington, Voluntown
642 and Waterford;

643 (10) The judicial district of Stamford-Norwalk, consisting of the
644 towns of Darien, Greenwich, New Canaan, Norwalk, Stamford,
645 Weston, Westport and Wilton;

646 (11) The judicial district of Tolland, consisting of the towns of
647 Andover, Bolton, Columbia, Coventry, Ellington, Hebron, Mansfield,
648 Somers, Stafford, Tolland, Union, Vernon and Willington;

649 (12) The judicial district of Waterbury, consisting of the towns of
650 Cheshire, Middlebury, Naugatuck, Prospect, Southbury, Waterbury,
651 Watertown, Wolcott and Woodbury; and

652 (13) The judicial district of Windham, consisting of the towns of
653 Ashford, Brooklyn, Canterbury, Chaplin, Eastford, Hampton,
654 Killingly, Plainfield, Pomfret, Putnam, Scotland, Sterling, Thompson,
655 Windham and Woodstock.

656 Sec. 17. Section 51-346 of the general statutes is repealed and the
657 following is substituted in lieu thereof (*Effective October 1, 2009*):

658 (a) Process in all civil actions brought to a judicial district, except
659 small claims as provided in subsection (b) of this section, shall be made
660 returnable as follows:

661 (1) If brought to the judicial district of Ansonia-Milford, to the court
662 at Ansonia or Milford as the plaintiff elects;

663 (2) If brought to the judicial district of Danbury, to the court at
664 Danbury;

665 (3) If brought to the judicial district of Fairfield, to the court at
666 Bridgeport;

667 (4) If brought to the judicial district of Hartford, to the court at
668 Hartford;

669 (5) If brought to the judicial district of Litchfield, to the courthouse
670 for the judicial district of Litchfield;

671 (6) If brought to the judicial district of Middlesex, to the court at
672 Middletown;

673 (7) If brought to the judicial district of New Britain, to the court at
674 New Britain; [or Bristol as the plaintiff elects;]

675 (8) If brought to the judicial district of New Haven, to the court at
676 New Haven; [or Meriden as the plaintiff elects;]

677 (9) If brought to the judicial district of New London, to the court at
678 New London or Norwich as the plaintiff elects;

679 (10) If brought to the judicial district of Stamford-Norwalk, to the
680 court at Stamford;

681 (11) If brought to the judicial district of Tolland, to the court at
682 Rockville;

683 (12) If brought to the judicial district of Waterbury, to the court at
684 Waterbury;

685 (13) If brought to the judicial district of Windham, to the court at
686 Putnam or Willimantic as the plaintiff elects.

687 (b) Small claims matters shall be made returnable to the Superior
688 Court facility designated by the Chief Court Administrator to handle
689 small claims matters, except that small claims housing matters, as
690 defined in section 47a-68, shall be assigned in accordance with section
691 47a-70, where applicable.

692 (c) Cases brought or taken to any location of the Superior Court may
693 be assigned for trial at such location or at any other authorized court
694 location within the judicial district, except that small claims matters
695 may be heard at any Superior Court facility designated by the Chief
696 Court Administrator.

697 Sec. 18. Section 51-347 of the general statutes is repealed and the
698 following is substituted in lieu thereof (*Effective October 1, 2009*):

699 (a) Except as provided in subsection (b) of this section, any writ
700 returnable to a judicial district and any motion, pleading or

701 appearance shall be filed with the clerk of the judicial district to which
702 the writ is returnable as follows:

703 (1) At the courthouse for the judicial district of Ansonia-Milford if
704 returnable to the judicial district of Ansonia-Milford at Ansonia or
705 Milford;

706 (2) At Danbury if returnable to the judicial district of Danbury;

707 (3) At Bridgeport if returnable to the judicial district of Fairfield;

708 (4) At Hartford if returnable to the judicial district of Hartford;

709 (5) At the courthouse for the judicial district of Litchfield if
710 returnable to the judicial district of Litchfield;

711 (6) At Middletown if returnable to the judicial district of Middlesex;

712 (7) At New Britain if returnable to the judicial district of New
713 Britain; [at New Britain or Bristol;]

714 (8) [(A)] At New Haven if returnable to the judicial district of New
715 Haven; [at New Haven, (B) at Meriden if returnable to the judicial
716 district of New Haven at Meriden;]

717 (9) (A) At New London if returnable to the judicial district of New
718 London at New London, (B) at Norwich if returnable to the judicial
719 district of New London at Norwich;

720 (10) At Stamford if returnable to the judicial district of Stamford-
721 Norwalk;

722 (11) At Rockville if returnable to the judicial district of Tolland;

723 (12) At Waterbury if returnable to the judicial district of Waterbury;

724 (13) At Putnam if returnable to the judicial district of Windham at
725 Putnam or Willimantic.

726 (b) Small claims matters writs and any motion, appearance,
 727 pleading or other document shall be filed with the clerk at the court to
 728 which they are returnable.

729 Sec. 19. Sections 1-81a, 1-205a, 9-7c, 11-23a, 11-23b, 18-81r, 29-177
 730 and 29-179 of the general 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>	12-806(b)
Sec. 2	<i>from passage</i>	12-94b
Sec. 3	<i>from passage</i>	12-94f
Sec. 4	<i>from passage</i>	12-94g
Sec. 5	<i>July 1, 2009</i>	29-5
Sec. 6	<i>July 1, 2009</i>	10-295(b)
Sec. 7	<i>from passage</i>	27-138
Sec. 8	<i>from passage</i>	27-140
Sec. 9	<i>July 1, 2009</i>	21a-274a(a)
Sec. 10	<i>July 1, 2009</i>	29-4
Sec. 11	<i>July 1, 2009</i>	18-101a
Sec. 12	<i>July 1, 2009</i>	3-69a
Sec. 13	<i>July 1, 2009</i>	9-701
Sec. 14	<i>July 1, 2009</i>	22a-21b
Sec. 15	<i>July 1, 2009</i>	7-35
Sec. 16	<i>October 1, 2009</i>	51-344
Sec. 17	<i>October 1, 2009</i>	51-346
Sec. 18	<i>October 1, 2009</i>	51-347
Sec. 19	<i>from passage</i>	Repealer section

Statement of Purpose:

To implement the Governor's budget recommendations.

[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.]