



General Assembly

January Session, 2009

***Raised Bill No. 6585***

LCO No. 4121

\*04121\_\_\_\_\_PD\_\*

Referred to Committee on Planning and Development

Introduced by:  
(PD)

***AN ACT CONCERNING REGIONALISM.***

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

1 Section 1. (NEW) (*Effective October 1, 2009*) (a) As used in this  
2 section, "legislative body" means the council, commission, board, body  
3 or town meeting, by whatever name it may be known, having or  
4 exercising the general legislative powers and functions of a  
5 municipality and "municipality" means any town, city or borough,  
6 consolidated town and city or consolidated town and borough.

7 (b) Notwithstanding any provision of the general statutes or any  
8 special act, municipal charter or home rule ordinance, the chief elected  
9 officials of two or more municipalities that are members of the same  
10 federal economic development district, established under 42 USC 3171,  
11 may initiate a process for such municipalities to enter into an  
12 agreement to promote regional economic development and share fifty  
13 per cent of the real and personal property tax revenue from new  
14 economic development. Such agreement shall provide that the  
15 municipalities agree not to compete for new economic development  
16 and shall specify the types of new economic development projects

17 subject to the agreement. The agreement shall also have terms  
18 providing for (1) identification on the plan of conservation and  
19 development, adopted under section 8-23 of the general statutes, of  
20 areas for (A) new economic development, (B) open space and natural  
21 resource preservation, and (C) transit oriented development, including  
22 housing; (3) capital improvements, including the shared use of  
23 buildings and other capital assets; (4) regional energy consumption,  
24 including strategies for cooperative energy use and development of  
25 distributive generation and sustainable energy projects; and (5)  
26 promotion and sharing of arts and cultural assets. The agreement shall  
27 also include terms providing for at least three municipal cooperative  
28 programs and at least three educational cooperative programs,  
29 including, but not limited to, the following: (A) Collective bargaining,  
30 (B) purchasing cooperatives, (C) health care pooling with each other or  
31 the state, (D) regional shared school curriculum and special education  
32 services, through regional economic education centers, established  
33 under section 10-66a of the general statutes, and (E) any other  
34 initiatives mutually agreed upon. Each municipality that is party to the  
35 agreement shall participate in at least one municipal cooperative  
36 program and one educational cooperative program. The provisions of  
37 this section shall not be construed to require that each municipality  
38 that is party to the agreement shall be required to participate in  
39 municipal cooperative program and educational cooperative  
40 programs.

41 (c) The agreement shall be prepared pursuant to negotiations and  
42 shall contain all provisions on which there is mutual agreement  
43 between the municipalities. The mill rate used to determine the  
44 amount of taxes imposed on such new economic development shall be  
45 the mill rate of the municipality in which the development is located.  
46 The municipality in which property with new economic development  
47 is located that is subject to shared revenue pursuant to an agreement  
48 under this section shall maintain a separate list describing such  
49 properties.

50 (d) The agreement shall establish procedures for amendment,  
51 termination and withdrawal. The negotiations shall include an  
52 opportunity for public participation. The agreement shall be approved  
53 by each municipality that is a party to the agreement by resolution of  
54 the legislative body.

55 Sec. 2. (NEW) (*Effective October 1, 2009*) The board of directors of  
56 each federal economic development district, established under 42 USC  
57 3171, shall send a copy of the regional economic development plan for  
58 such district to the Secretary of the Office of Policy and Management.  
59 The secretary shall approve such plan not more than thirty days after  
60 receipt of such plan.

61 Sec. 3. (NEW) (*Effective October 1, 2009*) The municipalities that are a  
62 party to an agreement approved under section 1 of this act shall send a  
63 copy of such agreement to the Secretary of the Office of Policy and  
64 Management. Not more than thirty days after receipt of such plan, the  
65 secretary shall make a written determination as to whether or not the  
66 agreement is consistent with the requirements of said section 1. The  
67 secretary shall send a copy of his determination to each municipality  
68 that is a party to the agreement and the Commissioner of Revenue  
69 Services.

70 Sec. 4. (NEW) (*Effective October 1, 2009*) Notwithstanding the  
71 provisions of the general statutes, the Commissioner of Revenue  
72 Services and each municipality participating in an agreement entered  
73 into under the provisions of section 1 of this act that has been  
74 determined to be consistent with said section 1 shall enter into a  
75 memorandum of understanding to segregate not more than one-sixth  
76 of one per cent of the amount of the sales and use tax under chapter  
77 219 of the general statutes from any state tax that is derived from  
78 income, items or transactions that occur in the municipalities that are a  
79 party to the agreement.

80 Sec. 5. Section 4-124d of the general statutes is repealed and the  
81 following is substituted in lieu thereof (*Effective October 1, 2009*):

82 The council shall consider such matters of a public nature common  
83 to two or more members of the council as it deems appropriate,  
84 including matters affecting transportation and the health, safety,  
85 welfare, education and economic conditions of the area comprised by  
86 its members. The council shall identify opportunities and obstacles to  
87 interlocal agreements that promote regional cooperation. The council  
88 shall promote cooperative arrangements, including agreements  
89 between towns entered into pursuant to section 1 of this act, and  
90 coordinate action among its members and make recommendations  
91 therefor to the members and such other public agencies as exist or  
92 perform functions within the region or regions.

93 Sec. 6. (*Effective July 1, 2009*) The sum of one million dollars is  
94 appropriated to the Office of Policy and Management, from the  
95 General Fund, for the fiscal year ending June 30, 2010, for grants to  
96 regional planning agencies to facilitate multi-municipal agreements  
97 pursuant to this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2009</i>	New section
Sec. 2	<i>October 1, 2009</i>	New section
Sec. 3	<i>October 1, 2009</i>	New section
Sec. 4	<i>October 1, 2009</i>	New section
Sec. 5	<i>October 1, 2009</i>	4-124d
Sec. 6	<i>July 1, 2009</i>	New section

**Statement of Purpose:**

To promote regional cooperation among towns through voluntary incentive programs whereby (1) towns agree on the location of future economic development and not to compete for new economic development, (2) share in property taxes generated from new economic development, and (3) receive a share of the sales and use tax revenue.

*[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.]*