General Assembly

Bill No. 6802

June Special Session, 2009

LCO No. **9629**

09629_____

Referred to Committee on No Committee

Introduced by:
REP. DONOVAN, 84th Dist.
SEN. WILLIAMS, 29th Dist.

AN ACT CONCERNING EXPENDITURES AND REVENUE FOR THE BIENNIUM ENDING JUNE 30, 2011.

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

Section 1. (*Effective from passage*) The following sums are appropriated for the annual period as indicated for the purposes described.

	2009- 2010
	$
LEGISLATIVE	
LEGISLATIVE MANAGEMENT	
Personal Services	43,709,641
Other Expenses	16,890,317
Equipment	984,500
Flag Restoration	50,000

T13	Minor Capital Improvements	1,200,000
T14	Interim Salary/Caucus Offices	567,500
T15	Redistricting	200,000
T16	Connecticut Academy of Science and Engineering	100,000
T17	Old State House	575,000
T18	OTHER THAN PAYMENTS TO LOCAL	
T19	GOVERNMENTS	
T20	Interstate Conference Fund	372,875
T21	AGENCY TOTAL	64,649,833
T22		
T23	AUDITORS OF PUBLIC ACCOUNTS	
T24	Personal Services	12,017,107
T25	Other Expenses	795,510
T26	Equipment	50,000
T27	AGENCY TOTAL	12,862,617
T28		
T29	COMMISSION ON AGING	
T30	Personal Services	210,401
T31	Other Expenses	32,419
T32	AGENCY TOTAL	242,820
T33		
T34	PERMANENT COMMISSION ON THE STATUS	
T35	OF WOMEN	
T36	Personal Services	375,777
T37	Other Expenses	119,350
T38	AGENCY TOTAL	495,127
T39		
T40	COMMISSION ON CHILDREN	
T41	Personal Services	443,264
T42	Other Expenses	73,662
T43	AGENCY TOTAL	516,926
T44		
T45	LATINO AND PUERTO RICAN AFFAIRS	
T46	COMMISSION	
T47	Personal Services	273,390
T48	Other Expenses	38,250
T49	AGENCY TOTAL	311,640
T50		
T51	AFRICAN-AMERICAN AFFAIRS COMMISSION	

T52	Personal Services	181,856
T53	Other Expenses	30,724
T54	AGENCY TOTAL	212,580
T55		
T56	ASIAN PACIFIC AMERICAN AFFAIRS	
T57	COMMISSION	
T58	Personal Services	24,905
T59	Other Expenses	2,500
T60	Equipment	1,000
T61	AGENCY TOTAL	28,405
T62		
T63	TOTAL	79,319,948
T64	LEGISLATIVE	
T65		
T66	GENERAL GOVERNMENT	
T67		
T68	GOVERNOR'S OFFICE	
T69	Personal Services	2,780,000
T70	Other Expenses	236,995
T71	Equipment	95
T72	OTHER THAN PAYMENTS TO LOCAL	
T73	GOVERNMENTS	
T74	New England Governors' Conference	94,967
T75	National Governors' Association	115,300
T76	AGENCY TOTAL	3,227,357
T77		
T78	SECRETARY OF THE STATE	
T79	Personal Services	1,650,000
T80	Other Expenses	843,884
T81	Equipment	100
T82	Commercial Recording Division	7,934,721
T83	AGENCY TOTAL	10,428,705
T84		
T85	LIEUTENANT GOVERNOR'S OFFICE	
T86	Personal Services	448,000
T87	Other Expenses	87,054
T88	Equipment	100
T89	AGENCY TOTAL	535,154
T90		

T91	ELECTIONS ENFORCEMENT COMMISSION	
T92	Personal Services	1,581,631
T93	Other Expenses	314,058
T94	Equipment	24,985
T95	Citizens' Election Fund Administration Account	3,000,000
T96	AGENCY TOTAL	4,920,674
T97		
T98	OFFICE OF STATE ETHICS	
T99	Personal Services	1,536,526
T100	Other Expenses	239,017
T101	Equipment	16,500
T102	Judge Trial Referee Fees	20,000
T103	Reserve for Attorney Fees	26,129
T104	Information Technology Initiatives	50,000
T105	AGENCY TOTAL	1,888,172
T106		
T107	FREEDOM OF INFORMATION COMMISSION	
T108	Personal Services	1,978,200
T109	Other Expenses	239,918
T110	Equipment	44,800
T111	AGENCY TOTAL	2,262,918
T112		
T113	JUDICIAL SELECTION COMMISSION	
T114	Personal Services	72,072
T115	Other Expenses	18,375
T116	Equipment	100
T117	AGENCY TOTAL	90,547
T118		
T119	CONTRACTING STANDARDS BOARD	
T120	Personal Services	350,000
T121	Other Expenses	425,000
T122	Equipment	100
T123	AGENCY TOTAL	775,100
T124		
T125	STATE TREASURER	
T126	Personal Services	4,105,709
T127	Other Expenses	282,836
T128	Equipment	100
T129	AGENCY TOTAL	4,388,645

T130		
T131	STATE COMPTROLLER	
T132	Personal Services	22,405,656
T133	Other Expenses	4,914,630
T134	Equipment	100
T135	OTHER THAN PAYMENTS TO LOCAL	
T136	GOVERNMENTS	
T137	Governmental Accounting Standards Board	19,570
T138	AGENCY TOTAL	27,339,956
T139		
T140	DEPARTMENT OF REVENUE SERVICES	
T141	Personal Services	62,765,072
T142	Other Expenses	9,880,972
T143	Equipment	100
T144	Collection and Litigation Contingency Fund	204,479
T145	AGENCY TOTAL	72,850,623
T146		
T147	DIVISION OF SPECIAL REVENUE	
T148	Personal Services	5,658,231
T149	Other Expenses	1,142,289
T150	Equipment	100
T151	Gaming Policy Board	2,903
T152	AGENCY TOTAL	6,803,523
T153		
T154	OFFICE OF POLICY AND MANAGEMENT	
T155	Personal Services	15,388,813
T156	Other Expenses	2,802,640
T157	Equipment	100
T158	Automated Budget System and Data Base Link	59,780
T159	Leadership, Education, Athletics in Partnership	
T160	(LEAP)	850,000
T161	Cash Management Improvement Act	100
T162	Justice Assistance Grants	2,097,708
T163	Neighborhood Youth Centers	1,387,000
T164	Water Planning Council	110,000
T165	Connecticut Impaired Driving Records	
T166	Information System	950,000
T167	OTHER THAN PAYMENTS TO LOCAL	
T168	GOVERNMENTS	

T169	Tax Relief for Elderly Renters	22,000,000
T170	Regional Planning Agencies	200,000
T171	PAYMENTS TO LOCAL GOVERNMENTS	
T172	Reimbursement Property Tax - Disability	
T173	Exemption	400,000
T174	Distressed Municipalities	7,800,000
T175	Property Tax Relief Elderly Circuit Breaker	20,505,899
T176	Property Tax Relief Elderly Freeze Program	610,000
T177	Property Tax Relief for Veterans	2,970,099
T178	P.I.L.O.T. - New Manufacturing Machinery and	
T179	Equipment	57,348,215
T180	Capital City Economic Development	6,050,000
T181	AGENCY TOTAL	141,530,354
T182		
T183	DEPARTMENT OF VETERANS' AFFAIRS	
T184	Personal Services	24,949,071
T185	Other Expenses	6,970,217
T186	Equipment	100
T187	Support Services for Veterans	190,000
T188	OTHER THAN PAYMENTS TO LOCAL	
T189	GOVERNMENTS	
T190	Burial Expenses	7,200
T191	Headstones	370,000
T192	AGENCY TOTAL	32,486,588
T193		
T194	OFFICE OF WORKFORCE COMPETITIVENESS	
T195	Personal Services	426,287
T196	Other Expenses	100,000
T197	CETC Workforce	1,000,000
T198	Job Funnels Projects	500,000
T199	Nanotechnology Study	200,000
T200	Spanish-American Merchants Association	570,000
T201	SBIR Matching Grants	150,000
T202	AGENCY TOTAL	2,946,287
T203		
T204	BOARD OF ACCOUNTANCY	
T205	Personal Services	340,711
T206	Other Expenses	158,357
T207	Equipment	7,082

T208	AGENCY TOTAL	506,150
T209		
T210	DEPARTMENT OF ADMINISTRATIVE	
T211	SERVICES	
T212	Personal Services	23,134,409
T213	Other Expenses	13,753,820
T214	Equipment	300
T215	Loss Control Risk Management	239,329
T216	Employees' Review Board	32,630
T217	Surety Bonds for State Officials and Employees	95,200
T218	Refunds of Collections	28,500
T219	W. C. Administrator	5,213,554
T220	Hospital Billing System	109,950
T221	Correctional Ombudsman	200,000
T222	Claims Commissioner Operations	339,094
T223	AGENCY TOTAL	43,146,786
T224		
T225	DEPARTMENT OF INFORMATION	
T226	TECHNOLOGY	
T227	Personal Services	8,946,175
T228	Other Expenses	6,362,489
T229	Equipment	100
T230	Connecticut Education Network	3,980,885
T231	Internet and E-Mail Services	5,552,968
T232	Statewide Information Technology Services	23,035,342
T233	AGENCY TOTAL	47,877,959
T234		
T235	DEPARTMENT OF PUBLIC WORKS	
T236	Personal Services	7,589,020
T237	Other Expenses	26,785,784
T238	Equipment	100
T239	Management Services	3,836,508
T240	Rents and Moving	11,646,996
T241	Capitol Day Care Center	127,250
T242	Facilities Design Expenses	4,700,853
T243	AGENCY TOTAL	54,686,511
T244		
T245	ATTORNEY GENERAL	
T246	Personal Services	31,317,674

T247	Other Expenses	1,030,637
T248	Equipment	100
T249	AGENCY TOTAL	32,348,411
T250		
T251	DIVISION OF CRIMINAL JUSTICE	
T252	Personal Services	48,884,236
T253	Other Expenses	2,253,902
T254	Equipment	100
T255	Forensic Sex Evidence Exams	1,021,060
T256	Witness Protection	344,211
T257	Training and Education	114,916
T258	Expert Witnesses	198,643
T259	Medicaid Fraud Control	739,918
T260	Criminal Justice Commission	650
T261	AGENCY TOTAL	53,557,636
T262		
T263	STATE MARSHAL COMMISSION	
T264	Personal Services	55,561
T265	Other Expenses	18,112
T266	AGENCY TOTAL	73,673
T267		
T268	TOTAL	544,671,729
T269	GENERAL GOVERNMENT	
T270		
T271	REGULATION AND PROTECTION	
T272		
T273	DEPARTMENT OF PUBLIC SAFETY	
T274	Personal Services	128,908,912
T275	Other Expenses	29,997,894
T276	Equipment	100
T277	Stress Reduction	23,354
T278	Fleet Purchase	6,573,239
T279	Workers' Compensation Claims	3,438,787
T280	COLLECT	48,925
T281	OTHER THAN PAYMENTS TO LOCAL	
T282	GOVERNMENTS	
T283	Civil Air Patrol	34,920
T284	AGENCY TOTAL	169,026,131
T285		

T286	POLICE OFFICER STANDARDS AND	
T287	TRAINING COUNCIL	
T288	Personal Services	2,047,170
T289	Other Expenses	993,398
T290	Equipment	100
T291	AGENCY TOTAL	3,040,668
T292		
T293	MILITARY DEPARTMENT	
T294	Personal Services	3,429,348
T295	Other Expenses	2,744,995
T296	Equipment	100
T297	Firing Squads	319,500
T298	Veteran's Service Bonuses	306,000
T299	AGENCY TOTAL	6,799,943
T300		
T301	COMMISSION ON FIRE PREVENTION AND	
T302	CONTROL	
T303	Personal Services	1,657,698
T304	Other Expenses	712,288
T305	Equipment	100
T306	Firefighter Training I	505,250
T307	OTHER THAN PAYMENTS TO LOCAL	
T308	GOVERNMENTS	
T309	Fire Training School - Willimantic	161,798
T310	Fire Training School - Torrington	81,367
T311	Fire Training School - New Haven	48,364
T312	Fire Training School - Derby	37,139
T313	Fire Training School - Wolcott	100,162
T314	Fire Training School - Fairfield	70,395
T315	Fire Training School - Hartford	169,336
T316	Fire Training School - Middletown	59,053
T317	Payments to Volunteer Fire Companies	195,000
T318	Fire Training School - Stamford	55,432
T319	AGENCY TOTAL	3,853,382
T320		
T321	DEPARTMENT OF CONSUMER PROTECTION	
T322	Personal Services	10,774,000
T323	Other Expenses	1,298,990
T324	Equipment	100

T325	AGENCY TOTAL	12,073,090
T326		
T327	LABOR DEPARTMENT	
T328	Personal Services	8,630,815
T329	Other Expenses	750,000
T330	Equipment	100
T331	Workforce Investment Act	30,454,160
T332	Connecticut's Youth Employment Program	1,500,000
T333	Jobs First Employment Services	17,555,803
T334	Opportunity Industrial Centers	500,000
T335	Individual Development Accounts	100,000
T336	STRIDE	270,000
T337	Apprenticeship Program	500,000
T338	Connecticut Career Resource Network	149,667
T339	21st Century Jobs	450,000
T340	Incumbent Worker Training	450,000
T341	STRIVE	270,000
T342	AGENCY TOTAL	61,580,545
T343		
T344	OFFICE OF THE VICTIM ADVOCATE	
T345	Personal Services	260,963
T346	Other Expenses	40,020
T347	Equipment	100
T348	AGENCY TOTAL	301,083
T349		
T350	COMMISSION ON HUMAN RIGHTS AND	
T351	OPPORTUNITIES	
T352	Personal Services	5,485,117
T353	Other Expenses	737,123
T354	Equipment	200
T355	Martin Luther King, Jr. Commission	6,650
T356	AGENCY TOTAL	6,229,090
T357		
T358	OFFICE OF PROTECTION AND ADVOCACY	
T359	FOR PERSONS WITH DISABILITIES	
T360	Personal Services	2,289,521
T361	Other Expenses	369,483
T362	Equipment	100
T363	AGENCY TOTAL	2,659,104

T364		
T365	OFFICE OF THE CHILD ADVOCATE	
T366	Personal Services	644,662
T367	Other Expenses	162,016
T368	Equipment	100
T369	Child Fatality Review Panel	95,010
T370	AGENCY TOTAL	901,788
T371		
T372	DEPARTMENT OF EMERGENCY	
T373	MANAGEMENT AND HOMELAND	
T374	SECURITY	
T375	Personal Services	2,899,564
T376	Other Expenses	854,460
T377	Equipment	100
T378	AGENCY TOTAL	3,754,124
T379		
T380	TOTAL	270,218,948
T381	REGULATION AND PROTECTION	
T382		
T383	CONSERVATION AND DEVELOPMENT	
T384		
T385	DEPARTMENT OF AGRICULTURE	
T386	Personal Services	3,870,000
T387	Other Expenses	400,000
T388	Equipment	100
T389	Vibrio Bacterium Program	100
T390	Dairy Farmers	10,000,000
T391	Senior Food Vouchers	300,000
T392	OTHER THAN PAYMENTS TO LOCAL	
T393	GOVERNMENTS	
T394	WIC Program for Fresh Produce for Seniors	104,500
T395	Collection of Agricultural Statistics	1,080
T396	Tuberculosis and Brucellosis Indemnity	900
T397	Fair Testing	5,040
T398	Connecticut Grown Product Promotion	15,000
T399	WIC Coupon Program for Fresh Produce	184,090
T400	AGENCY TOTAL	14,880,810
T401		
T402	DEPARTMENT OF ENVIRONMENTAL	

T403	PROTECTION	
T404	Personal Services	33,590,000
T405	Other Expenses	3,456,277
T406	Equipment	100
T407	Stream Gaging	199,561
T408	Mosquito Control	300,000
T409	State Superfund Site Maintenance	371,450
T410	Laboratory Fees	248,289
T411	Dam Maintenance	132,489
T412	Councils, Districts, and ERTs Land Use Assistance	800,000
T413	Emergency Spill Response Account	10,577,774
T414	Environmental Quality Fees Fund	9,448,515
T415	Solid Waste Management Account	2,832,429
T416	Underground Storage Tank Account	4,925,616
T417	Clean Air Account Fund	4,903,091
T418	Environmental Conservation Fund	7,892,385
T419	Boating Account	5,917,358
T420	OTHER THAN PAYMENTS TO LOCAL	
T421	GOVERNMENTS	
T422	Agreement USGS-Geological Investigation	47,000
T423	Agreement USGS - Hydrological Study	155,456
T424	New England Interstate Water Pollution	
T425	Commission	8,400
T426	Northeast Interstate Forest Fire Compact	2,040
T427	Connecticut River Valley Flood Control	
T428	Commission	40,200
T429	Thames River Valley Flood Control Commission	48,281
T430	Agreement USGS-Water Quality Stream	
T431	Monitoring	215,412
T432	PAYMENTS TO LOCAL GOVERNMENTS	
T433	Lobster Restoration	200,000
T434	AGENCY TOTAL	86,312,123
T435		
T436	COUNCIL ON ENVIRONMENTAL QUALITY	
T437	Personal Services	162,460
T438	Other Expenses	14,500
T439	Equipment	100
T440	AGENCY TOTAL	177,060
T441		

T442	COMMISSION ON CULTURE AND TOURISM	
T443	Personal Services	2,726,406
T444	Other Expenses	857,658
T445	Equipment	100
T446	State-Wide Marketing	1
T447	Connecticut Association for the Performing Arts/	
T448	Shubert Theater	406,125
T449	Hartford Urban Arts Grant	406,125
T450	New Britain Arts Alliance	81,225
T451	Film Industry Training Program	250,000
T452	Ivoryton Playhouse	47,500
T453	OTHER THAN PAYMENTS TO LOCAL	
T454	GOVERNMENTS	
T455	Discovery Museum	406,125
T456	National Theatre for the Deaf	162,450
T457	Culture, Tourism, and Arts Grant	2,000,000
T458	CT Trust for Historic Preservation	225,625
T459	Connecticut Science Center	451,250
T460	PAYMENTS TO LOCAL GOVERNMENTS	
T461	Greater Hartford Arts Council	101,531
T462	Stamford Center for the Arts	406,125
T463	Stepping Stone Child Museum	47,500
T464	Maritime Center Authority	570,000
T465	Basic Cultural Resources Grant	1,500,000
T466	Tourism Districts	1,800,000
T467	Connecticut Humanities Council	2,256,250
T468	Amistad Committee for the Freedom Trail	47,500
T469	Amistad Vessel	406,125
T470	New Haven Festival of Arts and Ideas	855,000
T471	New Haven Arts Council	101,531
T472	Palace Theater	406,125
T473	Beardsley Zoo	380,000
T474	Mystic Aquarium	665,000
T475	Quinebaug Tourism	50,000
T476	Northwestern Tourism	50,000
T477	Eastern Tourism	50,000
T478	Central Tourism	50,000
T479	Twain/Stowe Homes	102,600
T480	AGENCY TOTAL	17,865,877

T481		
T482	DEPARTMENT OF ECONOMIC AND	
T483	COMMUNITY DEVELOPMENT	
T484	Personal Services	7,406,307
T485	Other Expenses	1,505,188
T486	Equipment	100
T487	Elderly Rental Registry and Counselors	598,171
T488	Small Business Incubator Program	650,000
T489	Fair Housing	325,000
T490	CCAT - Energy Application Research	100,000
T491	Main Street Initiatives	155,000
T492	Residential Service Coordinators	500,000
T493	Office of Military Affairs	161,587
T494	Hydrogen/Fuel Cell Economy	237,500
T495	Southeast CT Incubator	250,000
T496	CCAT-CT Manufacturing Supply Chain	400,000
T497	OTHER THAN PAYMENTS TO LOCAL	
T498	GOVERNMENTS	
T499	Entrepreneurial Centers	135,375
T500	Subsidized Assisted Living Demonstration	1,709,000
T501	Congregate Facilities Operation Costs	6,884,547
T502	Housing Assistance and Counseling Program	438,500
T503	Elderly Congregate Rent Subsidy	2,284,699
T504	CONNSTEP	800,000
T505	Development Research and Economic Assistance	237,500
T506	PAYMENTS TO LOCAL GOVERNMENTS	
T507	Tax Abatement	1,704,890
T508	Payment in Lieu of Taxes	2,204,000
T509	AGENCY TOTAL	28,687,364
T510		
T511	AGRICULTURAL EXPERIMENT STATION	
T512	Personal Services	6,150,000
T513	Other Expenses	923,511
T514	Equipment	100
T515	Mosquito Control	222,089
T516	Wildlife Disease Prevention	83,344
T517	AGENCY TOTAL	7,379,044
T518		
T519	TOTAL	155,302,278

T520	CONSERVATION AND DEVELOPMENT	
T521		
T522	HEALTH AND HOSPITALS	
T523		
T524	DEPARTMENT OF PUBLIC HEALTH	
T525	Personal Services	33,734,745
T526	Other Expenses	5,549,136
T527	Equipment	200
T528	Needle and Syringe Exchange Program	455,072
T529	Children's Health Initiatives	1,481,766
T530	Childhood Lead Poisoning	1,098,172
T531	AIDS Services	5,052,598
T532	Breast and Cervical Cancer Detection and	
T533	Treatment	2,426,775
T534	Services for Children Affected by AIDS	245,029
T535	Children with Special Health Care Needs	1,271,627
T536	Medicaid Administration	3,780,968
T537	Fetal and Infant Mortality Review	315,000
T538	OTHER THAN PAYMENTS TO LOCAL	
T539	GOVERNMENTS	
T540	Community Health Services	6,986,052
T541	Rape Crisis	439,684
T542	X-Ray Screening and Tuberculosis Care	379,899
T543	Genetic Diseases Programs	877,416
T544	Immunization Services	9,044,950
T545	PAYMENTS TO LOCAL GOVERNMENTS	
T546	Local and District Departments of Health	4,264,470
T547	Venereal Disease Control	195,210
T548	School Based Health Clinics	10,440,646
T549	AGENCY TOTAL	88,039,415
T550		
T551	OFFICE OF THE CHIEF MEDICAL EXAMINER	
T552	Personal Services	5,182,094
T553	Other Expenses	706,703
T554	Equipment	5,000
T555	Medicolegal Investigations	100,039
T556	AGENCY TOTAL	5,993,836
T557		
T558	DEPARTMENT OF DEVELOPMENTAL	

T559	SERVICES	
T560	Personal Services	305,242,900
T561	Other Expenses	27,093,834
T562	Equipment	100
T563	Human Resource Development	219,790
T564	Family Support Grants	3,280,095
T565	Cooperative Placements Program	21,284,706
T566	Clinical Services	4,812,372
T567	Early Intervention	30,243,415
T568	Community Temporary Support Services	67,315
T569	Community Respite Care Programs	330,345
T570	Workers' Compensation Claims	14,246,035
T571	Pilot Program for Autism Services	1,525,176
T572	Voluntary Services	33,692,416
T573	OTHER THAN PAYMENTS TO LOCAL	
T574	GOVERNMENTS	
T575	Rent Subsidy Program	4,537,554
T576	Family Reunion Program	137,900
T577	Employment Opportunities and Day Services	177,493,735
T578	Community Residential Services	377,947,857
T579	AGENCY TOTAL	1,002,155,545
T580		
T581	DEPARTMENT OF MENTAL HEALTH AND	
T582	ADDICTION SERVICES	
T583	Personal Services	210,530,850
T584	Other Expenses	34,667,107
T585	Equipment	100
T586	Housing Supports and Services	12,734,867
T587	Managed Service System	37,208,822
T588	Legal Services	550,275
T589	Connecticut Mental Health Center	8,638,491
T590	Professional Services	9,688,898
T591	General Assistance Managed Care	83,081,389
T592	Workers' Compensation Claims	12,344,566
T593	Nursing Home Screening	622,784
T594	Young Adult Services	46,890,306
T595	TBI Community Services	7,743,612
T596	Jail Diversion	4,426,568
T597	Behavioral Health Medications	8,869,095

T598	Prison Overcrowding	6,231,683
T599	Medicaid Adult Rehabilitation Option	4,044,234
T600	Discharge and Diversion Services	3,080,116
T601	Home and Community Based Services	2,880,327
T602	Persistent Violent Felony Offenders Act	703,333
T603	OTHER THAN PAYMENTS TO LOCAL	
T604	GOVERNMENTS	
T605	Grants for Substance Abuse Services	25,528,766
T606	Grants for Mental Health Services	77,894,230
T607	Employment Opportunities	10,630,353
T608	AGENCY TOTAL	608,990,772
T609		
T610	PSYCHIATRIC SECURITY REVIEW BOARD	
T611	Personal Services	321,454
T612	Other Expenses	39,441
T613	AGENCY TOTAL	360,895
T614		
T615	TOTAL	1,705,540,463
T616	HEALTH AND HOSPITALS	
T617		
T618	HUMAN SERVICES	
T619		
T620	DEPARTMENT OF SOCIAL SERVICES	
T621	Personal Services	120,822,641
T622	Other Expenses	88,148,799
T623	Equipment	100
T624	Children's Health Council	218,317
T625	HUSKY Outreach	706,452
T626	Genetic Tests in Paternity Actions	201,202
T627	State Food Stamp Supplement	408,616
T628	Day Care Projects	478,820
T629	HUSKY Program	46,061,200
T630	Childrens' Trust Fund	11,423,456
T631	Charter Oak Health Plan	13,730,000
T632	OTHER THAN PAYMENTS TO LOCAL	
T633	GOVERNMENTS	
T634	Vocational Rehabilitation	7,386,668
T635	Medicaid	3,837,084,700
T636	Lifestar Helicopter	1,388,190

T637	Old Age Assistance	36,328,262
T638	Aid to the Blind	724,259
T639	Aid to the Disabled	60,649,322
T640	Temporary Assistance to Families - TANF	117,434,597
T641	Emergency Assistance	500
T642	Food Stamp Training Expenses	32,397
T643	Connecticut Pharmaceutical Assistance Contract to	
T644	the Elderly	10,279,645
T645	Healthy Start	1,490,220
T646	DMHAS-Disproportionate Share	105,935,000
T647	Connecticut Home Care Program	66,428,400
T648	Human Resource Development-Hispanic	
T649	Programs	1,040,365
T650	Services to the Elderly	4,947,948
T651	Safety Net Services	2,100,897
T652	Transportation for Employment Independence	
T653	Program	3,321,613
T654	Transitionary Rental Assistance	1,186,680
T655	Refunds of Collections	187,150
T656	Services for Persons With Disabilities	695,309
T657	Child Care Services-TANF/CCDBG	103,872,455
T658	Nutrition Assistance	372,663
T659	Housing/Homeless Services	44,051,497
T660	Employment Opportunities	1,231,379
T661	Human Resource Development	38,581
T662	Child Day Care	10,617,392
T663	Independent Living Centers	440,000
T664	AIDS Drug Assistance	606,678
T665	Disproportionate Share-Medical Emergency	
T666	Assistance	51,725,000
T667	DSH-Urban Hospitals in Distressed Municipalities	31,550,000
T668	State Administered General Assistance	244,023,580
T669	School Readiness	4,619,697
T670	Connecticut Children's Medical Center	11,020,000
T671	Community Services	3,414,013
T672	Alzheimer Respite Care	2,294,388
T673	Human Service Infrastructure Community Action	
T674	Program	3,998,796
T675	Teen Pregnancy Prevention	1,527,384

T676	Medicare Part D Supplemental Needs Fund	3,120,000
T677	PAYMENTS TO LOCAL GOVERNMENTS	
T678	Child Day Care	5,263,706
T679	Human Resource Development	31,034
T680	Human Resource Development-Hispanic	
T681	Programs	5,900
T682	Teen Pregnancy Prevention	870,326
T683	Services to the Elderly	44,405
T684	Housing/Homeless Services	686,592
T685	Community Services	116,358
T686	AGENCY TOTAL	5,066,383,549
T687		
T688	STATE DEPARTMENT ON AGING	
T689	Other Expenses	100
T690		
T691	TOTAL	5,066,383,649
T692	HUMAN SERVICES	
T693		
T694	EDUCATION, MUSEUMS, LIBRARIES	
T695		
T696	DEPARTMENT OF EDUCATION	
T697	Personal Services	145,663,706
T698	Other Expenses	16,689,076
T699	Equipment	100
T700	Basic Skills Exam Teachers in Training	1,239,559
T701	Early Childhood Program	5,007,354
T702	Development of Mastery Exams Grades 4, 6, and 8	17,533,629
T703	Primary Mental Health	500,290
T704	Adult Education Action	253,355
T705	Vocational Technical School Textbooks	500,000
T706	Repair of Instructional Equipment	232,386
T707	Minor Repairs to Plant	370,702
T708	Connecticut Pre-Engineering Program	350,000
T709	Connecticut Writing Project	50,000
T710	Resource Equity Assessments	283,654
T711	Readers as Leaders	60,000
T712	Early Childhood Advisory Cabinet	75,000
T713	Best Practices	475,000
T714	Longitudinal Data Systems	1,700,000

T715	School Accountability	1,855,062
T716	Sheff Settlement	12,779,510
T717	Community Plans For Early Childhood	450,000
T718	Improving Early Literacy	150,000
T719	OTHER THAN PAYMENTS TO LOCAL	
T720	GOVERNMENTS	
T721	American School for the Deaf	9,979,202
T722	Regional Education Services	1,530,000
T723	Omnibus Education Grants State Supported	
T724	Schools	6,748,146
T725	Head Start Services	2,748,150
T726	Head Start Enhancement	1,773,000
T727	Family Resource Centers	6,041,488
T728	Charter Schools	48,152,000
T729	Youth Service Bureau Enhancement	625,000
T730	Head Start - Early Childhood Link	2,200,000
T731	PAYMENTS TO LOCAL GOVERNMENTS	
T732	Vocational Agriculture	4,560,565
T733	Transportation of School Children	47,964,000
T734	Adult Education	20,594,371
T735	Health and Welfare Services Pupils Private Schools	4,775,000
T736	Education Equalization Grants	1,889,609,057
T737	Bilingual Education	2,129,033
T738	Priority School Districts	117,237,188
T739	Young Parents Program	229,330
T740	Interdistrict Cooperation	14,127,369
T741	School Breakfast Program	1,634,103
T742	Excess Cost - Student Based	120,491,451
T743	Non-Public School Transportation	3,995,000
T744	School to Work Opportunities	213,750
T745	Youth Service Bureaus	2,946,418
T746	OPEN Choice Program	14,465,002
T747	Magnet Schools	148,107,702
T748	After School Program	5,000,000
T749	AGENCY TOTAL	2,684,094,708
T750		
T751	BOARD OF EDUCATION AND SERVICES FOR	
T752	THE BLIND	
T753	Personal Services	4,340,192

T754	Other Expenses	816,317
T755	Equipment	100
T756	Educational Aid for Blind and Visually	
T757	Handicapped Children	4,641,842
T758	Enhanced Employment Opportunities	673,000
T759	OTHER THAN PAYMENTS TO LOCAL	
T760	GOVERNMENTS	
T761	Supplementary Relief and Services	103,925
T762	Vocational Rehabilitation	890,454
T763	Special Training for the Deaf Blind	298,585
T764	Connecticut Radio Information Service	87,640
T765	AGENCY TOTAL	11,852,055
T766		
T767	COMMISSION ON THE DEAF AND HEARING	
T768	IMPAIRED	
T769	Personal Services	615,686
T770	Other Expenses	159,588
T771	Equipment	100
T772	Part-Time Interpreters	316,944
T773	AGENCY TOTAL	1,092,318
T774		
T775	STATE LIBRARY	
T776	Personal Services	6,261,095
T777	Other Expenses	807,045
T778	Equipment	100
T779	State-Wide Digital Library	1,968,794
T780	Interlibrary Loan Delivery Service	266,434
T781	Legal/Legislative Library Materials	1,140,000
T782	State-Wide Data Base Program	674,696
T783	Info Anytime	42,500
T784	Computer Access	190,000
T785	OTHER THAN PAYMENTS TO LOCAL	
T786	GOVERNMENTS	
T787	Support Cooperating Library Service Units	350,000
T788	PAYMENTS TO LOCAL GOVERNMENTS	
T789	Grants to Public Libraries	347,109
T790	Connecticard Payments	1,226,028
T791	AGENCY TOTAL	13,273,801
T792		

T793	DEPARTMENT OF HIGHER EDUCATION	
T794	Personal Services	2,162,154
T795	Other Expenses	167,022
T796	Equipment	50
T797	Minority Advancement Program	2,405,666
T798	Alternate Route to Certification	453,181
T799	National Service Act	328,365
T800	International Initiatives	66,500
T801	Minority Teacher Incentive Program	431,374
T802	Education and Health Initiatives	522,500
T803	CommPACT Schools	712,500
T804	Americorps	500,000
T805	OTHER THAN PAYMENTS TO LOCAL	
T806	GOVERNMENTS	
T807	Capitol Scholarship Program	8,902,779
T808	Awards to Children of Deceased/ Disabled	
T809	Veterans	4,000
T810	Connecticut Independent College Student Grant	23,913,860
T811	Connecticut Aid for Public College Students	30,208,469
T812	New England Board of Higher Education	183,750
T813	Connecticut Aid to Charter Oak	59,393
T814	Washington Center	1,250
T815	AGENCY TOTAL	71,022,813
T816		
T817	UNIVERSITY OF CONNECTICUT	
T818	Operating Expenses	222,447,810
T819	Tuition Freeze	4,741,885
T820	Regional Campus Enhancement	8,002,420
T821	Veterinary Diagnostic Laboratory	100,000
T822	AGENCY TOTAL	235,292,115
T823		
T824	UNIVERSITY OF CONNECTICUT HEALTH	
T825	CENTER	
T826	Operating Expenses	118,466,431
T827	AHEC	505,707
T828	AGENCY TOTAL	118,972,138
T829		
T830	CHARTER OAK STATE COLLEGE	
T831	Operating Expenses	2,208,621

T832	Distance Learning Consortium	682,547
T833	AGENCY TOTAL	2,891,168
T834		
T835	TEACHERS' RETIREMENT BOARD	
T836	Personal Services	1,947,785
T837	Other Expenses	776,322
T838	Equipment	100
T839	OTHER THAN PAYMENTS TO LOCAL	
T840	GOVERNMENTS	
T841	Retirement Contributions	559,224,245
T842	AGENCY TOTAL	561,948,452
T843		
T844	REGIONAL COMMUNITY - TECHNICAL	
T845	COLLEGES	
T846	Operating Expenses	157,146,671
T847	Tuition Freeze	2,160,925
T848	Manufacturing Technology Program - Asnuntuck	345,000
T849	Expand Manufacturing Technology Program	200,000
T850	AGENCY TOTAL	159,852,596
T851		
T852	CONNECTICUT STATE UNIVERSITY	
T853	Operating Expenses	155,508,164
T854	Tuition Freeze	6,561,971
T855	Waterbury-Based Degree Program	1,038,281
T856	AGENCY TOTAL	163,108,416
T857		
T858	TOTAL	4,023,400,580
T859	EDUCATION, MUSEUMS, LIBRARIES	
T860		
T861	CORRECTIONS	
T862		
T863	DEPARTMENT OF CORRECTION	
T864	Personal Services	430,292,324
T865	Other Expenses	84,791,809
T866	Equipment	100
T867	Workers' Compensation Claims	24,898,513
T868	Inmate Medical Services	100,097,473
T869	Parole Staffing and Operations	6,191,924
T870	Mental Health AIC	500,000

T871	Distance Learning	250,000
T872	Children of Incarcerated Parents	700,000
T873	OTHER THAN PAYMENTS TO LOCAL	
T874	GOVERNMENTS	
T875	Aid to Paroled and Discharged Inmates	9,500
T876	Legal Services to Prisoners	870,595
T877	Volunteer Services	170,758
T878	Community Support Services	40,370,121
T879	AGENCY TOTAL	689,143,117
T880		
T881	DEPARTMENT OF CHILDREN AND FAMILIES	
T882	Personal Services	288,602,268
T883	Other Expenses	46,185,390
T884	Equipment	100
T885	Short-Term Residential Treatment	713,129
T886	Substance Abuse Screening	1,823,490
T887	Workers' Compensation Claims	8,530,849
T888	Local Systems of Care	2,297,676
T889	Family Support Services	11,221,507
T890	Emergency Needs	1,800,000
T891	OTHER THAN PAYMENTS TO LOCAL	
T892	GOVERNMENTS	
T893	Health Assessment and Consultation	965,667
T894	Grants for Psychiatric Clinics for Children	14,202,249
T895	Day Treatment Centers for Children	5,797,630
T896	Juvenile Justice Outreach Services	12,728,838
T897	Child Abuse and Neglect Intervention	6,200,880
T898	Community Emergency Services	84,694
T899	Community Based Prevention Programs	4,850,529
T900	Family Violence Outreach and Counseling	1,873,779
T901	Support for Recovering Families	11,526,730
T902	No Nexus Special Education	8,682,808
T903	Family Preservation Services	5,385,396
T904	Substance Abuse Treatment	4,479,269
T905	Child Welfare Support Services	4,279,484
T906	Board and Care for Children - Adoption	81,533,474
T907	Board and Care for Children - Foster	112,409,873
T908	Board and Care for Children - Residential	189,341,408
T909	Individualized Family Supports	17,380,448

T910	Community KidCare	25,946,425
T911	Covenant to Care	166,516
T912	Neighborhood Center	261,010
T913	AGENCY TOTAL	869,271,516
T914		
T915	CHILDREN'S TRUST FUND COUNCIL	
T916	Personal Services	268,729
T917	Other Expenses	10,666
T918	Children's Trust Fund	2,154,691
T919	AGENCY TOTAL	2,434,086
T920		
T921	TOTAL	1,560,848,719
T922	CORRECTIONS	
T923		
T924	JUDICIAL	
T925		
T926	JUDICIAL DEPARTMENT	
T927	Personal Services	321,017,316
T928	Other Expenses	74,956,525
T929	Equipment	45,249
T930	Alternative Incarceration Program	54,851,576
T931	Justice Education Center, Inc.	293,111
T932	Juvenile Alternative Incarceration	29,236,110
T933	Juvenile Justice Centers	3,104,877
T934	Probate Court	5,500,000
T935	Youthful Offender Services	10,548,541
T936	Victim Security Account	73,000
T937	AGENCY TOTAL	499,626,305
T938		
T939	PUBLIC DEFENDER SERVICES COMMISSION	
T940	Personal Services	39,079,397
T941	Other Expenses	1,504,829
T942	Equipment	105
T943	Special Public Defenders - Contractual	3,144,467
T944	Special Public Defenders - Non-Contractual	5,407,777
T945	Expert Witnesses	1,535,646
T946	Training and Education	116,852
T947	AGENCY TOTAL	50,789,073
T948		

T949	CHILD PROTECTION COMMISSION	
T950	Personal Services	654,611
T951	Other Expenses	175,047
T952	Equipment	100
T953	Training for Contracted Attorneys	42,750
T954	Contracted Attorneys	10,295,218
T955	Contracted Attorneys Related Expenses	108,713
T956	Family Contracted Attorneys/AMC	736,310
T957	AGENCY TOTAL	12,012,749
T958		
T959	TOTAL	562,428,127
T960	JUDICIAL	
T961		
T962	NON-FUNCTIONAL	
T963		
T964	MISCELLANEOUS APPROPRIATION TO THE	
T965	GOVERNOR	
T966	Governor's Contingency Account	100
T967		
T968	DEBT SERVICE - STATE TREASURER	
T969	Debt Service	1,495,430,083
T970	UConn 2000 - Debt Service	106,934,315
T971	CHEFA Day Care Security	8,500,000
T972	Pension Obligation Bonds-Teachers' Retirement	
T973	System	58,451,142
T974	AGENCY TOTAL	1,669,315,540
T975		
T976	STATE COMPTROLLER - MISCELLANEOUS	
T977	OTHER THAN PAYMENTS TO LOCAL	
T978	GOVERNMENTS	
T979	Maintenance of County Base Fire Radio Network	25,176
T980	Maintenance of State-Wide Fire Radio Network	16,756
T981	Equal Grants to Thirty-Four Non-Profit General	
T982	Hospitals	31
T983	Police Association of Connecticut	190,000
T984	Connecticut State Firefighter's Association	194,711
T985	Interstate Environmental Commission	97,565
T986	PAYMENTS TO LOCAL GOVERNMENTS	
T987	Reimbursement to Towns for Loss of Taxes on	

T988	State Property	73,519,215
T989	Reimbursements to Towns for Loss of Taxes on	
T990	Private Tax-Exempt Property	115,431,737
T991	AGENCY TOTAL	189,475,191
T992		
T993	STATE COMPTROLLER - FRINGE BENEFITS	
T994	Unemployment Compensation	9,455,924
T995	State Employees Retirement Contributions	635,628,687
T996	Higher Education Alternative Retirement System	33,403,201
T997	Pensions and Retirements - Other Statutory	1,857,000
T998	Insurance - Group Life	8,101,889
T999	Employers Social Security Tax	239,627,234
T1000	State Employees Health Service Cost	554,767,682
T1001	Retired State Employees Health Service Cost	482,856,000
T1002	Tuition Reimbursement - Training and Travel	1,020,000
T1003	AGENCY TOTAL	1,966,717,617
T1004		
T1005	RESERVE FOR SALARY ADJUSTMENTS	
T1006	Reserve for Salary Adjustments	29,712,155
T1007		
T1008	WORKERS' COMPENSATION CLAIMS -	
T1009	DEPARTMENT OF ADMINISTRATIVE	
T1010	SERVICES	
T1011	Workers' Compensation Claims	24,706,154
T1012		
T1013	JUDICIAL REVIEW COUNCIL	
T1014	Personal Services	142,514
T1015	Other Expenses	27,449
T1016	Equipment	100
T1017	AGENCY TOTAL	170,063
T1018		
T1019	TOTAL	3,880,096,820
T1020	NON-FUNCTIONAL	
T1021		
T1022	TOTAL	17,848,211,261
T1023	GENERAL FUND	
T1024		
T1025	LESS:	
T1026		

T1027	Reduce Outside Consultant Contracts	-95,000,000
T1028	Estimated Unallocated Lapses	-87,780,000
T1029	General Personal Services Reduction	-14,000,000
T1030	General Other Expenses Reductions	-11,000,000
T1031	Personal Services Reductions	-190,977,440
T1032	Legislative Unallocated Lapses	-2,700,000
T1033	DoIT Lapse	-30,836,354
T1034	Enhance Agency Outcomes	-3,000,000
T1035	Management Reduction	-10,000,000
T1036	Reduce Other Expenses to FY 07 Levels	-28,000,000
T1037		
T1038	NET -	17,374,917,467
T1039	GENERAL FUND	

4 Sec. 2. (*Effective from passage*) The following sums are appropriated
5 for the annual period as indicated for the purposes described.

T1040	SPECIAL TRANSPORTATION FUND	
T1041		2009- 2010
T1042		
T1043		$
T1044		
T1045	GENERAL GOVERNMENT	
T1046		
T1047	DEPARTMENT OF ADMINISTRATIVE	
T1048	SERVICES	
T1049	Other Expenses	2,536,000
T1050		
T1051	TOTAL	2,536,000
T1052	GENERAL GOVERNMENT	
T1053		
T1054	REGULATION AND PROTECTION	
T1055		
T1056	DEPARTMENT OF MOTOR VEHICLES	
T1057	Personal Services	43,610,504
T1058	Other Expenses	14,126,534
T1059	Equipment	595,957

T1060	Commercial Vehicle Information Systems and	
T1061	Networks Project	268,850
T1062	AGENCY TOTAL	58,601,845
T1063		
T1064	TOTAL	58,601,845
T1065	REGULATION AND PROTECTION	
T1066		
T1067	TRANSPORTATION	
T1068		
T1069	DEPARTMENT OF TRANSPORTATION	
T1070	Personal Services	149,647,684
T1071	Other Expenses	43,426,685
T1072	Equipment	2,001,945
T1073	Minor Capital Projects	332,500
T1074	Highway and Bridge Renewal-Equipment	6,000,000
T1075	Highway Planning and Research	2,670,601
T1076	Rail Operations	117,635,208
T1077	Bus Operations	125,318,445
T1078	Highway and Bridge Renewal	12,402,843
T1079	Tweed-New Haven Airport Grant	1,500,000
T1080	ADA Para-transit Program	23,826,375
T1081	Non-ADA Dial-A-Ride Program	576,361
T1082	AGENCY TOTAL	485,338,647
T1083		
T1084	TOTAL	485,338,647
T1085	TRANSPORTATION	
T1086		
T1087	NON-FUNCTIONAL	
T1088		
T1089	DEBT SERVICE - STATE TREASURER	
T1090	Debt Service	443,958,243
T1091		
T1092	STATE COMPTROLLER - FRINGE BENEFITS	
T1093	Unemployment Compensation	220,624
T1094	State Employees Retirement Contributions	77,381,217
T1095	Insurance - Group Life	313,554
T1096	Employers Social Security Tax	18,199,536
T1097	State Employees Health Service Cost	33,315,655
T1098	AGENCY TOTAL	129,430,586

RESERVE FOR SALARY ADJUSTMENTS	
Reserve for Salary Adjustments	2,582,210
WORKERS' COMPENSATION CLAIMS - DEPARTMENT OF ADMINISTRATIVE SERVICES	
Workers' Compensation Claims	5,200,783
TOTAL	581,171,822
NON-FUNCTIONAL	
TOTAL	1,127,648,314
SPECIAL TRANSPORTATION FUND	
LESS:	
Estimated Unallocated Lapses	-11,000,000
Personal Services Reductions	-10,227,979
NET - SPECIAL TRANSPORTATION FUND	1,106,420,335

Sec. 3. (*Effective from passage*) The following sums are appropriated for the annual period as indicated for the purposes described.

MASHANTUCKET PEQUOT AND MOHEGAN FUND	
	2009- 2010
	$
NON-FUNCTIONAL	
STATE COMPTROLLER - MISCELLANEOUS PAYMENTS TO LOCAL GOVERNMENTS	
Grants To Towns	61,779,907

T1133	TOTAL	61,779,907
T1134	NON-FUNCTIONAL	
T1135		
T1136	TOTAL	61,779,907
T1137	MASHANTUCKET PEQUOT AND	
T1138	MOHEGAN FUND	

8 Sec. 4. (*Effective from passage*) The following sums are appropriated
9 for the annual period as indicated for the purposes described.

T1139	SOLDIERS, SAILORS AND MARINES'	
T1140	FUND	
T1141		2009- 2010
T1142		
T1143		$
T1144		
T1145	HUMAN SERVICES	
T1146		
T1147	SOLDIERS, SAILORS AND MARINES' FUND	
T1148	Personal Services	562,939
T1149	Other Expenses	82,788
T1150	Award Payments to Veterans	1,979,800
T1151	Fringe Benefits	352,941
T1152	AGENCY TOTAL	2,978,468
T1153		
T1154	TOTAL	2,978,468
T1155	HUMAN SERVICES	
T1156		
T1157	TOTAL	2,978,468
T1158	SOLDIERS, SAILORS AND MARINES' FUND	

10 Sec. 5. (*Effective from passage*) The following sums are appropriated
11 for the annual period as indicated for the purposes described.

T1159	REGIONAL MARKET OPERATION	
T1160	FUND	
T1161		2009- 2010

T1162		
T1163		$
T1164		
T1165	NON-FUNCTIONAL	
T1166		
T1167	DEBT SERVICE - STATE TREASURER	
T1168	Debt Service	64,350
T1169		
T1170	TOTAL	64,350
T1171	NON-FUNCTIONAL	
T1172		
T1173	TOTAL	64,350
T1174	REGIONAL MARKET OPERATION FUND	

12 Sec. 6. (*Effective from passage*) The following sums are appropriated
13 for the annual period as indicated for the purposes described.

T1175	BANKING FUND	
T1176		2009- 2010
T1177		
T1178		$
T1179		
T1180	REGULATION AND PROTECTION	
T1181		
T1182	DEPARTMENT OF BANKING	
T1183	Personal Services	10,785,132
T1184	Other Expenses	1,974,735
T1185	Equipment	18,984
T1186	Fringe Benefits	5,982,965
T1187	Indirect Overhead	879,332
T1188	AGENCY TOTAL	19,641,148
T1189		
T1190	TOTAL	19,641,148
T1191	REGULATION AND PROTECTION	
T1192		
T1193	TOTAL	19,641,148
T1194	BANKING FUND	

14 Sec. 7. (*Effective from passage*) The following sums are appropriated
15 for the annual period as indicated for the purposes described.

T1195	INSURANCE FUND	
T1196		2009- 2010
T1197		
T1198		$
T1199		
T1200	REGULATION AND PROTECTION	
T1201		
T1202	INSURANCE DEPARTMENT	
T1203	Personal Services	13,252,487
T1204	Other Expenses	2,396,611
T1205	Equipment	102,375
T1206	Fringe Benefits	7,737,063
T1207	Indirect Overhead	370,204
T1208	AGENCY TOTAL	23,858,740
T1209		
T1210	OFFICE OF THE HEALTHCARE ADVOCATE	
T1211	Personal Services	713,161
T1212	Other Expenses	183,342
T1213	Equipment	2,400
T1214	Fringe Benefits	375,228
T1215	Indirect Overhead	20,000
T1216	AGENCY TOTAL	1,294,131
T1217		
T1218	TOTAL	25,152,871
T1219	REGULATION AND PROTECTION	
T1220		
T1221	HUMAN SERVICES	
T1222		
T1223	DEPARTMENT OF SOCIAL SERVICES	
T1224	Other Expenses	500,000
T1225		
T1226	TOTAL	500,000
T1227	HUMAN SERVICES	
T1228		
T1229	TOTAL	25,652,871

T1230 INSURANCE FUND

16 Sec. 8. (*Effective from passage*) The following sums are appropriated
17 for the annual period as indicated for the purposes described.

T1231 CONSUMER COUNSEL AND PUBLIC
T1232 UTILITY CONTROL FUND

	2009- 2010
	$
REGULATION AND PROTECTION	
OFFICE OF CONSUMER COUNSEL	
Personal Services	1,476,507
Other Expenses	556,971
Equipment	10,000
Fringe Benefits	866,726
Indirect Overhead	208,775
AGENCY TOTAL	3,118,979
DEPARTMENT OF PUBLIC UTILITY CONTROL	
Personal Services	11,419,537
Other Expenses	1,593,827
Equipment	60,500
Fringe Benefits	6,649,407
Indirect Overhead	387,526
AGENCY TOTAL	20,110,797
TOTAL	23,229,776
REGULATION AND PROTECTION	
TOTAL	23,229,776
CONSUMER COUNSEL AND PUBLIC UTILITY CONTROL FUND	

18 Sec. 9. (*Effective from passage*) The following sums are appropriated
19 for the annual period as indicated for the purposes described.

T1261	WORKERS' COMPENSATION FUND	
T1262		2009- 2010
T1263		
T1264		$
T1265		
T1266	GENERAL GOVERNMENT	
T1267		
T1268	DIVISION OF CRIMINAL JUSTICE	
T1269	Personal Services	589,619
T1270	Other Expenses	22,462
T1271	Equipment	1,800
T1272	AGENCY TOTAL	613,881
T1273		
T1274	TOTAL	613,881
T1275	GENERAL GOVERNMENT	
T1276		
T1277	REGULATION AND PROTECTION	
T1278		
T1279	LABOR DEPARTMENT	
T1280	Occupational Health Clinics	674,587
T1281		
T1282	WORKERS' COMPENSATION COMMISSION	
T1283	Personal Services	9,900,000
T1284	Other Expenses	2,558,530
T1285	Equipment	97,000
T1286	Rehabilitative Services	2,288,065
T1287	Fringe Benefits	5,586,922
T1288	Indirect Overhead	895,579
T1289	AGENCY TOTAL	21,326,096
T1290		
T1291	TOTAL	22,000,683
T1292	REGULATION AND PROTECTION	
T1293		
T1294	TOTAL	22,614,564
T1295	WORKERS' COMPENSATION FUND	

20 Sec. 10. (*Effective from passage*) The following sums are appropriated
21 for the annual period as indicated for the purposes described.

T1296 CRIMINAL INJURIES COMPENSATION
T1297 FUND
T1298 2009- 2010
T1299
T1300 $
T1301
T1302 JUDICIAL
T1303
T1304 JUDICIAL DEPARTMENT
T1305 Criminal Injuries Compensation 3,132,410
T1306
T1307 TOTAL 3,132,410
T1308 JUDICIAL
T1309
T1310 TOTAL 3,132,410
T1311 CRIMINAL INJURIES COMPENSATION FUND

22 Sec. 11. (*Effective from passage*) The following sums are appropriated
23 for the annual period as indicated for the purposes described.

T1312 GENERAL FUND
T1313 2010- 2011
T1314
T1315 $
T1316
T1317 LEGISLATIVE
T1318
T1319 LEGISLATIVE MANAGEMENT
T1320 Personal Services 46,473,050
T1321 Other Expenses 16,890,317
T1322 Equipment 983,000
T1323 Flag Restoration 50,000
T1324 Minor Capital Improvements 825,000
T1325 Interim Salary/Caucus Offices 461,000
T1326 Redistricting 400,000
T1327 Connecticut Academy of Science and Engineering 100,000
T1328 Old State House 583,400

T1329	OTHER THAN PAYMENTS TO LOCAL	
T1330	GOVERNMENTS	
T1331	Interstate Conference Fund	378,235
T1332	AGENCY TOTAL	67,144,002
T1333		
T1334	AUDITORS OF PUBLIC ACCOUNTS	
T1335	Personal Services	12,569,724
T1336	Other Expenses	806,647
T1337	Equipment	50,000
T1338	AGENCY TOTAL	13,426,371
T1339		
T1340	COMMISSION ON AGING	
T1341	Personal Services	216,207
T1342	Other Expenses	39,864
T1343	AGENCY TOTAL	256,071
T1344		
T1345	PERMANENT COMMISSION ON THE STATUS	
T1346	OF WOMEN	
T1347	Personal Services	389,217
T1348	Other Expenses	116,203
T1349	AGENCY TOTAL	505,420
T1350		
T1351	COMMISSION ON CHILDREN	
T1352	Personal Services	457,745
T1353	Other Expenses	72,675
T1354	AGENCY TOTAL	530,420
T1355		
T1356	LATINO AND PUERTO RICAN AFFAIRS	
T1357	COMMISSION	
T1358	Personal Services	280,797
T1359	Other Expenses	38,994
T1360	AGENCY TOTAL	319,791
T1361		
T1362	AFRICAN-AMERICAN AFFAIRS COMMISSION	
T1363	Personal Services	184,780
T1364	Other Expenses	27,456
T1365	AGENCY TOTAL	212,236
T1366		
T1367	ASIAN PACIFIC AMERICAN AFFAIRS	

T1368	COMMISSION	
T1369	Personal Services	49,810
T1370	Other Expenses	2,500
T1371	AGENCY TOTAL	52,310
T1372		
T1373	TOTAL	82,446,621
T1374	LEGISLATIVE	
T1375		
T1376	GENERAL GOVERNMENT	
T1377		
T1378	GOVERNOR'S OFFICE	
T1379	Personal Services	2,780,000
T1380	Other Expenses	236,995
T1381	Equipment	95
T1382	OTHER THAN PAYMENTS TO LOCAL	
T1383	GOVERNMENTS	
T1384	New England Governors' Conference	100,692
T1385	National Governors' Association	119,900
T1386	AGENCY TOTAL	3,237,682
T1387		
T1388	SECRETARY OF THE STATE	
T1389	Personal Services	1,680,000
T1390	Other Expenses	843,884
T1391	Equipment	100
T1392	Commercial Recording Division	7,825,000
T1393	AGENCY TOTAL	10,348,984
T1394		
T1395	LIEUTENANT GOVERNOR'S OFFICE	
T1396	Personal Services	448,000
T1397	Other Expenses	87,054
T1398	Equipment	100
T1399	AGENCY TOTAL	535,154
T1400		
T1401	ELECTIONS ENFORCEMENT COMMISSION	
T1402	Personal Services	1,632,885
T1403	Other Expenses	326,396
T1404	Citizens' Election Fund Administration Account	3,200,000
T1405	AGENCY TOTAL	5,159,281
T1406		

T1407	OFFICE OF STATE ETHICS	
T1408	Personal Services	1,600,359
T1409	Other Expenses	245,796
T1410	Equipment	15,000
T1411	Judge Trial Referee Fees	20,000
T1412	Reserve for Attorney Fees	26,129
T1413	Information Technology Initiatives	50,000
T1414	AGENCY TOTAL	1,957,284
T1415		
T1416	FREEDOM OF INFORMATION COMMISSION	
T1417	Personal Services	2,051,870
T1418	Other Expenses	248,445
T1419	Equipment	48,500
T1420	AGENCY TOTAL	2,348,815
T1421		
T1422	JUDICIAL SELECTION COMMISSION	
T1423	Personal Services	72,072
T1424	Other Expenses	18,375
T1425	Equipment	100
T1426	AGENCY TOTAL	90,547
T1427		
T1428	CONTRACTING STANDARDS BOARD	
T1429	Personal Services	600,000
T1430	Other Expenses	350,000
T1431	Equipment	100
T1432	AGENCY TOTAL	950,100
T1433		
T1434	STATE TREASURER	
T1435	Personal Services	4,160,240
T1436	Other Expenses	282,836
T1437	Equipment	100
T1438	AGENCY TOTAL	4,443,176
T1439		
T1440	STATE COMPTROLLER	
T1441	Personal Services	22,911,656
T1442	Other Expenses	5,129,692
T1443	Equipment	100
T1444	OTHER THAN PAYMENTS TO LOCAL	
T1445	GOVERNMENTS	

T1446	Governmental Accounting Standards Board	19,570
T1447	AGENCY TOTAL	28,061,018
T1448		
T1449	DEPARTMENT OF REVENUE SERVICES	
T1450	Personal Services	65,105,383
T1451	Other Expenses	9,880,972
T1452	Equipment	100
T1453	Collection and Litigation Contingency Fund	204,479
T1454	AGENCY TOTAL	75,190,934
T1455		
T1456	DIVISION OF SPECIAL REVENUE	
T1457	Personal Services	5,822,699
T1458	Other Expenses	1,144,445
T1459	Equipment	100
T1460	Gaming Policy Board	2,903
T1461	AGENCY TOTAL	6,970,147
T1462		
T1463	OFFICE OF POLICY AND MANAGEMENT	
T1464	Personal Services	15,676,743
T1465	Other Expenses	2,802,640
T1466	Equipment	100
T1467	Automated Budget System and Data Base Link	59,780
T1468	Leadership, Education, Athletics in Partnership	
T1469	(LEAP)	850,000
T1470	Cash Management Improvement Act	100
T1471	Justice Assistance Grants	2,027,750
T1472	Neighborhood Youth Centers	1,387,000
T1473	Water Planning Council	110,000
T1474	Connecticut Impaired Driving Records	
T1475	Information System	950,000
T1476	OTHER THAN PAYMENTS TO LOCAL	
T1477	GOVERNMENTS	
T1478	Tax Relief for Elderly Renters	24,000,000
T1479	Regional Planning Agencies	200,000
T1480	PAYMENTS TO LOCAL GOVERNMENTS	
T1481	Reimbursement Property Tax - Disability	
T1482	Exemption	400,000
T1483	Distressed Municipalities	7,800,000
T1484	Property Tax Relief Elderly Circuit Breaker	20,505,899

T1485	Property Tax Relief Elderly Freeze Program	560,000
T1486	Property Tax Relief for Veterans	2,970,099
T1487	P.I.L.O.T. - New Manufacturing Machinery and	
T1488	Equipment	57,348,215
T1489	Capital City Economic Development	6,050,000
T1490	AGENCY TOTAL	143,698,326
T1491		
T1492	DEPARTMENT OF VETERANS' AFFAIRS	
T1493	Personal Services	25,195,059
T1494	Other Expenses	6,970,217
T1495	Equipment	100
T1496	Support Services for Veterans	190,000
T1497	OTHER THAN PAYMENTS TO LOCAL	
T1498	GOVERNMENTS	
T1499	Burial Expenses	7,200
T1500	Headstones	370,000
T1501	AGENCY TOTAL	32,732,576
T1502		
T1503	OFFICE OF WORKFORCE COMPETITIVENESS	
T1504	Personal Services	431,474
T1505	Other Expenses	100,000
T1506	CETC Workforce	1,000,000
T1507	Job Funnels Projects	500,000
T1508	Nanotechnology Study	200,000
T1509	Spanish-American Merchants Association	570,000
T1510	SBIR Matching Grants	150,000
T1511	AGENCY TOTAL	2,951,474
T1512		
T1513	BOARD OF ACCOUNTANCY	
T1514	Personal Services	345,306
T1515	Other Expenses	77,863
T1516	AGENCY TOTAL	423,169
T1517		
T1518	DEPARTMENT OF ADMINISTRATIVE	
T1519	SERVICES	
T1520	Personal Services	23,512,355
T1521	Other Expenses	14,753,653
T1522	Equipment	300
T1523	Loss Control Risk Management	239,329

T1524	Employees' Review Board	32,630
T1525	Surety Bonds for State Officials and Employees	74,400
T1526	Refunds of Collections	28,500
T1527	W. C. Administrator	5,213,554
T1528	Hospital Billing System	114,950
T1529	Correctional Ombudsman	200,000
T1530	Claims Commissioner Operations	343,377
T1531	AGENCY TOTAL	44,513,048
T1532		
T1533	DEPARTMENT OF INFORMATION	
T1534	TECHNOLOGY	
T1535	Personal Services	8,990,175
T1536	Other Expenses	6,648,090
T1537	Equipment	100
T1538	Connecticut Education Network	4,003,401
T1539	Internet and E-Mail Services	5,553,331
T1540	Statewide Information Technology Services	23,917,586
T1541	AGENCY TOTAL	49,112,683
T1542		
T1543	DEPARTMENT OF PUBLIC WORKS	
T1544	Personal Services	7,690,198
T1545	Other Expenses	26,911,416
T1546	Equipment	100
T1547	Management Services	3,836,508
T1548	Rents and Moving	11,225,596
T1549	Capitol Day Care Center	127,250
T1550	Facilities Design Expenses	4,744,945
T1551	AGENCY TOTAL	54,536,013
T1552		
T1553	ATTORNEY GENERAL	
T1554	Personal Services	31,407,674
T1555	Other Expenses	1,027,637
T1556	Equipment	100
T1557	AGENCY TOTAL	32,435,411
T1558		
T1559	DIVISION OF CRIMINAL JUSTICE	
T1560	Personal Services	48,910,817
T1561	Other Expenses	2,293,902
T1562	Equipment	100

T1563	Forensic Sex Evidence Exams	1,021,060
T1564	Witness Protection	338,247
T1565	Training and Education	109,687
T1566	Expert Witnesses	198,643
T1567	Medicaid Fraud Control	767,282
T1568	Criminal Justice Commission	650
T1569	AGENCY TOTAL	53,640,388
T1570		
T1571	TOTAL	553,336,210
T1572	GENERAL GOVERNMENT	
T1573		
T1574	REGULATION AND PROTECTION	
T1575		
T1576	DEPARTMENT OF PUBLIC SAFETY	
T1577	Personal Services	129,805,209
T1578	Other Expenses	30,368,119
T1579	Equipment	100
T1580	Stress Reduction	23,354
T1581	Fleet Purchase	7,035,596
T1582	Workers' Compensation Claims	3,438,787
T1583	COLLECT	48,925
T1584	OTHER THAN PAYMENTS TO LOCAL	
T1585	GOVERNMENTS	
T1586	Civil Air Patrol	34,920
T1587	AGENCY TOTAL	170,755,010
T1588		
T1589	POLICE OFFICER STANDARDS AND	
T1590	TRAINING COUNCIL	
T1591	Personal Services	2,101,436
T1592	Other Expenses	993,398
T1593	Equipment	100
T1594	AGENCY TOTAL	3,094,934
T1595		
T1596	MILITARY DEPARTMENT	
T1597	Personal Services	3,475,246
T1598	Other Expenses	2,744,995
T1599	Equipment	100
T1600	Firing Squads	319,500
T1601	Veteran's Service Bonuses	306,000

T1602	AGENCY TOTAL	6,845,841
T1603		
T1604	COMMISSION ON FIRE PREVENTION AND	
T1605	CONTROL	
T1606	Personal Services	1,683,823
T1607	Other Expenses	715,288
T1608	Equipment	100
T1609	Firefighter Training I	505,250
T1610	OTHER THAN PAYMENTS TO LOCAL	
T1611	GOVERNMENTS	
T1612	Fire Training School - Willimantic	161,798
T1613	Fire Training School - Torrington	81,367
T1614	Fire Training School - New Haven	48,364
T1615	Fire Training School - Derby	37,139
T1616	Fire Training School - Wolcott	100,162
T1617	Fire Training School - Fairfield	70,395
T1618	Fire Training School - Hartford	169,336
T1619	Fire Training School - Middletown	59,053
T1620	Payments to Volunteer Fire Companies	195,000
T1621	Fire Training School - Stamford	55,432
T1622	AGENCY TOTAL	3,882,507
T1623		
T1624	DEPARTMENT OF CONSUMER PROTECTION	
T1625	Personal Services	11,074,000
T1626	Other Expenses	1,233,373
T1627	Equipment	100
T1628	AGENCY TOTAL	12,307,473
T1629		
T1630	LABOR DEPARTMENT	
T1631	Personal Services	8,748,706
T1632	Other Expenses	750,000
T1633	Equipment	100
T1634	Workforce Investment Act	30,454,160
T1635	Connecticut's Youth Employment Program	3,500,000
T1636	Jobs First Employment Services	17,557,963
T1637	Opportunity Industrial Centers	500,000
T1638	Individual Development Accounts	100,000
T1639	STRIDE	270,000
T1640	Apprenticeship Program	500,000

T1641	Connecticut Career Resource Network	150,363
T1642	21st Century Jobs	450,000
T1643	Incumbent Worker Training	450,000
T1644	STRIVE	270,000
T1645	AGENCY TOTAL	63,701,292
T1646		
T1647	OFFICE OF THE VICTIM ADVOCATE	
T1648	Personal Services	265,374
T1649	Other Expenses	40,020
T1650	Equipment	100
T1651	AGENCY TOTAL	305,494
T1652		
T1653	COMMISSION ON HUMAN RIGHTS AND	
T1654	OPPORTUNITIES	
T1655	Personal Services	5,214,816
T1656	Other Expenses	672,047
T1657	Equipment	200
T1658	Martin Luther King, Jr. Commission	6,650
T1659	AGENCY TOTAL	5,893,713
T1660		
T1661	OFFICE OF PROTECTION AND ADVOCACY	
T1662	FOR PERSONS WITH DISABILITIES	
T1663	Personal Services	2,292,590
T1664	Other Expenses	369,483
T1665	Equipment	100
T1666	AGENCY TOTAL	2,662,173
T1667		
T1668	OFFICE OF THE CHILD ADVOCATE	
T1669	Personal Services	645,160
T1670	Other Expenses	162,016
T1671	Equipment	100
T1672	Child Fatality Review Panel	95,010
T1673	AGENCY TOTAL	902,286
T1674		
T1675	DEPARTMENT OF EMERGENCY	
T1676	MANAGEMENT AND HOMELAND	
T1677	SECURITY	
T1678	Personal Services	2,967,987
T1679	Other Expenses	854,460

T1680	Equipment	100
T1681	AGENCY TOTAL	3,822,547
T1682		
T1683	TOTAL	274,173,270
T1684	REGULATION AND PROTECTION	
T1685		
T1686	CONSERVATION AND DEVELOPMENT	
T1687		
T1688	DEPARTMENT OF AGRICULTURE	
T1689	Personal Services	3,930,000
T1690	Other Expenses	400,000
T1691	Equipment	100
T1692	Vibrio Bacterium Program	100
T1693	Senior Food Vouchers	300,000
T1694	OTHER THAN PAYMENTS TO LOCAL	
T1695	GOVERNMENTS	
T1696	WIC Program for Fresh Produce for Seniors	104,500
T1697	Collection of Agricultural Statistics	1,080
T1698	Tuberculosis and Brucellosis Indemnity	900
T1699	Fair Testing	5,040
T1700	Connecticut Grown Product Promotion	15,000
T1701	WIC Coupon Program for Fresh Produce	184,090
T1702	AGENCY TOTAL	4,940,810
T1703		
T1704	DEPARTMENT OF ENVIRONMENTAL	
T1705	PROTECTION	
T1706	Personal Services	34,410,000
T1707	Other Expenses	3,468,259
T1708	Equipment	100
T1709	Stream Gaging	202,355
T1710	Mosquito Control	300,000
T1711	State Superfund Site Maintenance	371,450
T1712	Laboratory Fees	248,289
T1713	Dam Maintenance	128,067
T1714	Councils, Districts, and ERTs Land Use Assistance	800,000
T1715	Emergency Spill Response Account	10,591,753
T1716	Environmental Quality Fees Fund	9,472,114
T1717	Solid Waste Management Account	2,832,429
T1718	Underground Storage Tank Account	4,941,744

T1719	Clean Air Account Fund	4,907,534
T1720	Environmental Conservation Fund	7,969,509
T1721	Boating Account	5,958,587
T1722	OTHER THAN PAYMENTS TO LOCAL	
T1723	GOVERNMENTS	
T1724	Agreement USGS-Geological Investigation	47,000
T1725	Agreement USGS - Hydrological Study	157,632
T1726	New England Interstate Water Pollution	
T1727	Commission	8,400
T1728	Northeast Interstate Forest Fire Compact	2,040
T1729	Connecticut River Valley Flood Control	
T1730	Commission	40,200
T1731	Thames River Valley Flood Control Commission	48,281
T1732	Agreement USGS-Water Quality Stream	
T1733	Monitoring	218,428
T1734	PAYMENTS TO LOCAL GOVERNMENTS	
T1735	Lobster Restoration	200,000
T1736	AGENCY TOTAL	87,324,171
T1737		
T1738	COUNCIL ON ENVIRONMENTAL QUALITY	
T1739	Personal Services	163,355
T1740	Other Expenses	14,500
T1741	Equipment	100
T1742	AGENCY TOTAL	177,955
T1743		
T1744	COMMISSION ON CULTURE AND TOURISM	
T1745	Personal Services	2,726,406
T1746	Other Expenses	857,658
T1747	Equipment	100
T1748	State-Wide Marketing	1
T1749	Connecticut Association for the Performing Arts/	
T1750	Shubert Theater	406,125
T1751	Hartford Urban Arts Grant	406,125
T1752	New Britain Arts Alliance	81,225
T1753	Film Industry Training Program	250,000
T1754	Ivoryton Playhouse	47,500
T1755	OTHER THAN PAYMENTS TO LOCAL	
T1756	GOVERNMENTS	
T1757	Discovery Museum	406,125

T1758	National Theatre for the Deaf	162,450
T1759	Culture, Tourism, and Arts Grant	2,000,000
T1760	CT Trust for Historic Preservation	225,625
T1761	Connecticut Science Center	451,250
T1762	PAYMENTS TO LOCAL GOVERNMENTS	
T1763	Greater Hartford Arts Council	101,531
T1764	Stamford Center for the Arts	406,125
T1765	Stepping Stone Child Museum	47,500
T1766	Maritime Center Authority	570,000
T1767	Basic Cultural Resources Grant	1,500,000
T1768	Tourism Districts	1,800,000
T1769	Connecticut Humanities Council	2,256,250
T1770	Amistad Committee for the Freedom Trail	47,500
T1771	Amistad Vessel	406,125
T1772	New Haven Festival of Arts and Ideas	855,000
T1773	New Haven Arts Council	101,531
T1774	Palace Theater	406,125
T1775	Beardsley Zoo	380,000
T1776	Mystic Aquarium	665,000
T1777	Quinebaug Tourism	50,000
T1778	Northwestern Tourism	50,000
T1779	Eastern Tourism	50,000
T1780	Central Tourism	50,000
T1781	Twain/Stowe Homes	102,600
T1782	AGENCY TOTAL	17,865,877
T1783		
T1784	DEPARTMENT OF ECONOMIC AND	
T1785	COMMUNITY DEVELOPMENT	
T1786	Personal Services	7,514,161
T1787	Other Expenses	1,505,188
T1788	Equipment	100
T1789	Elderly Rental Registry and Counselors	598,171
T1790	Small Business Incubator Program	650,000
T1791	Fair Housing	325,000
T1792	CCAT - Energy Application Research	100,000
T1793	Main Street Initiatives	155,000
T1794	Residential Service Coordinators	500,000
T1795	Office of Military Affairs	161,587
T1796	Hydrogen/Fuel Cell Economy	237,500

T1797	Southeast CT Incubator	250,000
T1798	CCAT-CT Manufacturing Supply Chain	400,000
T1799	OTHER THAN PAYMENTS TO LOCAL	
T1800	GOVERNMENTS	
T1801	Entrepreneurial Centers	135,375
T1802	Subsidized Assisted Living Demonstration	2,166,000
T1803	Congregate Facilities Operation Costs	6,884,547
T1804	Housing Assistance and Counseling Program	438,500
T1805	Elderly Congregate Rent Subsidy	2,389,796
T1806	CONNSTEP	800,000
T1807	Development Research and Economic Assistance	237,500
T1808	PAYMENTS TO LOCAL GOVERNMENTS	
T1809	Tax Abatement	1,704,890
T1810	Payment in Lieu of Taxes	2,204,000
T1811	AGENCY TOTAL	29,357,315
T1812		
T1813	AGRICULTURAL EXPERIMENT STATION	
T1814	Personal Services	6,170,000
T1815	Other Expenses	923,511
T1816	Equipment	100
T1817	Mosquito Control	222,089
T1818	Wildlife Disease Prevention	83,344
T1819	AGENCY TOTAL	7,399,044
T1820		
T1821	TOTAL	147,065,172
T1822	CONSERVATION AND DEVELOPMENT	
T1823		
T1824	HEALTH AND HOSPITALS	
T1825		
T1826	DEPARTMENT OF PUBLIC HEALTH	
T1827	Personal Services	33,709,718
T1828	Other Expenses	5,549,136
T1829	Equipment	100
T1830	Needle and Syringe Exchange Program	455,072
T1831	Children's Health Initiatives	1,481,766
T1832	Childhood Lead Poisoning	1,098,172
T1833	AIDS Services	4,952,598
T1834	Breast and Cervical Cancer Detection and	
T1835	Treatment	2,426,775

T1836	Services for Children Affected by AIDS	245,029
T1837	Children with Special Health Care Needs	1,271,627
T1838	Medicaid Administration	3,782,177
T1839	Fetal and Infant Mortality Review	315,000
T1840	OTHER THAN PAYMENTS TO LOCAL	
T1841	GOVERNMENTS	
T1842	Community Health Services	6,986,052
T1843	Rape Crisis	439,684
T1844	X-Ray Screening and Tuberculosis Care	379,899
T1845	Genetic Diseases Programs	877,416
T1846	Immunization Services	9,044,950
T1847	PAYMENTS TO LOCAL GOVERNMENTS	
T1848	Local and District Departments of Health	4,264,470
T1849	Venereal Disease Control	195,210
T1850	School Based Health Clinics	10,440,646
T1851	AGENCY TOTAL	87,915,497
T1852		
T1853	OFFICE OF THE CHIEF MEDICAL EXAMINER	
T1854	Personal Services	5,247,978
T1855	Other Expenses	706,703
T1856	Equipment	5,000
T1857	Medicolegal Investigations	100,039
T1858	AGENCY TOTAL	6,059,720
T1859		
T1860	DEPARTMENT OF DEVELOPMENTAL	
T1861	SERVICES	
T1862	Personal Services	305,072,458
T1863	Other Expenses	27,199,636
T1864	Equipment	100
T1865	Human Resource Development	219,790
T1866	Family Support Grants	3,280,095
T1867	Cooperative Placements Program	21,639,755
T1868	Clinical Services	4,812,372
T1869	Early Intervention	28,840,188
T1870	Community Temporary Support Services	67,315
T1871	Community Respite Care Programs	330,345
T1872	Workers' Compensation Claims	14,246,035
T1873	Pilot Program for Autism Services	1,525,176
T1874	Voluntary Services	33,692,416

T1875	OTHER THAN PAYMENTS TO LOCAL	
T1876	GOVERNMENTS	
T1877	Rent Subsidy Program	4,537,554
T1878	Family Reunion Program	137,900
T1879	Employment Opportunities and Day Services	185,041,617
T1880	Community Residential Services	388,998,055
T1881	AGENCY TOTAL	1,019,640,807
T1882		
T1883	DEPARTMENT OF MENTAL HEALTH AND	
T1884	ADDICTION SERVICES	
T1885	Personal Services	246,667,061
T1886	Other Expenses	39,724,600
T1887	Equipment	100
T1888	Housing Supports and Services	13,224,867
T1889	Managed Service System	37,208,822
T1890	Legal Services	550,275
T1891	Connecticut Mental Health Center	8,638,491
T1892	Professional Services	9,688,898
T1893	General Assistance Managed Care	86,346,032
T1894	Workers' Compensation Claims	14,545,969
T1895	Nursing Home Screening	622,784
T1896	Young Adult Services	56,874,159
T1897	TBI Community Services	9,402,612
T1898	Jail Diversion	4,426,568
T1899	Behavioral Health Medications	8,869,095
T1900	Prison Overcrowding	6,231,683
T1901	Medicaid Adult Rehabilitation Option	4,044,234
T1902	Discharge and Diversion Services	3,080,116
T1903	Home and Community Based Services	4,625,558
T1904	Persistent Violent Felony Offenders Act	703,333
T1905	OTHER THAN PAYMENTS TO LOCAL	
T1906	GOVERNMENTS	
T1907	Grants for Substance Abuse Services	25,528,766
T1908	Grants for Mental Health Services	76,394,230
T1909	Employment Opportunities	10,630,353
T1910	Adolescent Behavioral Health	43,099,381
T1911	AGENCY TOTAL	711,127,987
T1912		
T1913	PSYCHIATRIC SECURITY REVIEW BOARD	

T1914	Personal Services	321,454
T1915	Other Expenses	39,441
T1916	Equipment	100
T1917	AGENCY TOTAL	360,995
T1918		
T1919	TOTAL	1,825,105,006
T1920	HEALTH AND HOSPITALS	
T1921		
T1922	HUMAN SERVICES	
T1923		
T1924	DEPARTMENT OF SOCIAL SERVICES	
T1925	Personal Services	121,948,904
T1926	Other Expenses	88,398,799
T1927	Equipment	100
T1928	Children's Health Council	218,317
T1929	HUSKY Outreach	706,452
T1930	Genetic Tests in Paternity Actions	201,202
T1931	State Food Stamp Supplement	511,357
T1932	Day Care Projects	478,820
T1933	HUSKY Program	48,213,900
T1934	Childrens' Trust Fund	13,673,147
T1935	Charter Oak Health Plan	22,510,000
T1936	OTHER THAN PAYMENTS TO LOCAL	
T1937	GOVERNMENTS	
T1938	Vocational Rehabilitation	7,386,668
T1939	Medicaid	3,684,069,974
T1940	Lifestar Helicopter	1,388,190
T1941	Old Age Assistance	38,110,566
T1942	Aid to the Blind	753,000
T1943	Aid to the Disabled	62,720,424
T1944	Temporary Assistance to Families - TANF	119,158,385
T1945	Emergency Assistance	500
T1946	Food Stamp Training Expenses	32,397
T1947	Connecticut Pharmaceutical Assistance Contract to	
T1948	the Elderly	6,813,755
T1949	Healthy Start	1,490,220
T1950	DMHAS-Disproportionate Share	105,935,000
T1951	Connecticut Home Care Program	75,724,600
T1952	Human Resource Development-Hispanic	

T1953	Programs	1,040,365
T1954	Services to the Elderly	4,969,548
T1955	Safety Net Services	2,100,897
T1956	Transportation for Employment Independence	
T1957	Program	3,321,613
T1958	Transitionary Rental Assistance	1,186,680
T1959	Refunds of Collections	187,150
T1960	Services for Persons With Disabilities	695,309
T1961	Child Care Services-TANF/CCDBG	95,915,536
T1962	Nutrition Assistance	372,663
T1963	Housing/Homeless Services	47,306,657
T1964	Employment Opportunities	1,231,379
T1965	Human Resource Development	38,581
T1966	Child Day Care	10,617,392
T1967	Independent Living Centers	665,927
T1968	AIDS Drug Assistance	606,678
T1969	Disproportionate Share-Medical Emergency	
T1970	Assistance	51,725,000
T1971	DSH-Urban Hospitals in Distressed Municipalities	31,550,000
T1972	State Administered General Assistance	304,029,156
T1973	School Readiness	4,619,697
T1974	Connecticut Children's Medical Center	11,020,000
T1975	Community Services	3,414,013
T1976	Alzheimer Respite Care	2,294,388
T1977	Human Service Infrastructure Community Action	
T1978	Program	3,998,796
T1979	Teen Pregnancy Prevention	1,527,384
T1980	Medicare Part D Supplemental Needs Fund	4,330,000
T1981	PAYMENTS TO LOCAL GOVERNMENTS	
T1982	Child Day Care	5,263,706
T1983	Human Resource Development	31,034
T1984	Human Resource Development-Hispanic	
T1985	Programs	5,900
T1986	Teen Pregnancy Prevention	870,326
T1987	Services to the Elderly	44,405
T1988	Housing/Homeless Services	686,592
T1989	Community Services	116,358
T1990	AGENCY TOTAL	4,996,227,807
T1991		

T1992	STATE DEPARTMENT ON AGING	
T1993	Personal Services	334,615
T1994	Other Expenses	118,250
T1995	Equipment	100
T1996	AGENCY TOTAL	452,965
T1997		
T1998	TOTAL	4,996,680,772
T1999	HUMAN SERVICES	
T2000		
T2001	EDUCATION, MUSEUMS, LIBRARIES	
T2002		
T2003	DEPARTMENT OF EDUCATION	
T2004	Personal Services	151,482,064
T2005	Other Expenses	16,689,076
T2006	Equipment	100
T2007	Basic Skills Exam Teachers in Training	1,239,559
T2008	Teachers' Standards Implementation Program	2,896,508
T2009	Early Childhood Program	5,007,354
T2010	Development of Mastery Exams Grades 4, 6, and 8	18,786,664
T2011	Primary Mental Health	507,294
T2012	Adult Education Action	253,355
T2013	Vocational Technical School Textbooks	500,000
T2014	Repair of Instructional Equipment	232,386
T2015	Minor Repairs to Plant	370,702
T2016	Connecticut Pre-Engineering Program	350,000
T2017	Connecticut Writing Project	50,000
T2018	Resource Equity Assessments	283,654
T2019	Readers as Leaders	60,000
T2020	Early Childhood Advisory Cabinet	75,000
T2021	Best Practices	475,000
T2022	Longitudinal Data Systems	775,000
T2023	School Accountability	1,855,062
T2024	Sheff Settlement	26,662,844
T2025	Community Plans For Early Childhood	450,000
T2026	Improving Early Literacy	150,000
T2027	OTHER THAN PAYMENTS TO LOCAL	
T2028	GOVERNMENTS	
T2029	American School for the Deaf	9,979,202
T2030	Regional Education Services	1,530,000

T2031	Omnibus Education Grants State Supported	
T2032	Schools	6,748,146
T2033	Head Start Services	2,748,150
T2034	Head Start Enhancement	1,773,000
T2035	Family Resource Centers	6,041,488
T2036	Charter Schools	53,117,200
T2037	Youth Service Bureau Enhancement	625,000
T2038	Head Start - Early Childhood Link	2,200,000
T2039	PAYMENTS TO LOCAL GOVERNMENTS	
T2040	Vocational Agriculture	4,560,565
T2041	Transportation of School Children	47,964,000
T2042	Adult Education	20,594,371
T2043	Health and Welfare Services Pupils Private Schools	4,775,000
T2044	Education Equalization Grants	1,889,609,057
T2045	Bilingual Education	2,129,033
T2046	Priority School Districts	117,237,188
T2047	Young Parents Program	229,330
T2048	Interdistrict Cooperation	14,127,369
T2049	School Breakfast Program	1,634,103
T2050	Excess Cost - Student Based	120,491,451
T2051	Non-Public School Transportation	3,995,000
T2052	School to Work Opportunities	213,750
T2053	Youth Service Bureaus	2,947,268
T2054	OPEN Choice Program	14,465,002
T2055	Magnet Schools	174,631,395
T2056	After School Program	5,000,000
T2057	AGENCY TOTAL	2,738,517,690
T2058		
T2059	BOARD OF EDUCATION AND SERVICES FOR	
T2060	THE BLIND	
T2061	Personal Services	4,356,971
T2062	Other Expenses	816,317
T2063	Equipment	100
T2064	Educational Aid for Blind and Visually	
T2065	Handicapped Children	4,641,842
T2066	Enhanced Employment Opportunities	673,000
T2067	OTHER THAN PAYMENTS TO LOCAL	
T2068	GOVERNMENTS	
T2069	Supplementary Relief and Services	103,925

T2070	Vocational Rehabilitation	890,454
T2071	Special Training for the Deaf Blind	298,585
T2072	Connecticut Radio Information Service	87,640
T2073	AGENCY TOTAL	11,868,834
T2074		
T2075	COMMISSION ON THE DEAF AND HEARING	
T2076	IMPAIRED	
T2077	Personal Services	617,089
T2078	Other Expenses	159,588
T2079	Equipment	100
T2080	Part-Time Interpreters	316,944
T2081	AGENCY TOTAL	1,093,721
T2082		
T2083	STATE LIBRARY	
T2084	Personal Services	6,369,643
T2085	Other Expenses	817,111
T2086	Equipment	100
T2087	State-Wide Digital Library	1,973,516
T2088	Interlibrary Loan Delivery Service	266,434
T2089	Legal/Legislative Library Materials	1,140,000
T2090	State-Wide Data Base Program	674,696
T2091	Info Anytime	42,500
T2092	Computer Access	190,000
T2093	OTHER THAN PAYMENTS TO LOCAL	
T2094	GOVERNMENTS	
T2095	Support Cooperating Library Service Units	350,000
T2096	PAYMENTS TO LOCAL GOVERNMENTS	
T2097	Grants to Public Libraries	347,109
T2098	Connecticard Payments	1,226,028
T2099	AGENCY TOTAL	13,397,137
T2100		
T2101	DEPARTMENT OF HIGHER EDUCATION	
T2102	Personal Services	2,384,731
T2103	Other Expenses	167,022
T2104	Equipment	50
T2105	Minority Advancement Program	2,405,666
T2106	Alternate Route to Certification	453,181
T2107	National Service Act	328,365
T2108	International Initiatives	66,500

T2109	Minority Teacher Incentive Program	431,374
T2110	Education and Health Initiatives	522,500
T2111	CommPACT Schools	712,500
T2112	Americorps	500,000
T2113	OTHER THAN PAYMENTS TO LOCAL	
T2114	GOVERNMENTS	
T2115	Capitol Scholarship Program	8,902,779
T2116	Awards to Children of Deceased/ Disabled	
T2117	Veterans	4,000
T2118	Connecticut Independent College Student Grant	23,913,860
T2119	Connecticut Aid for Public College Students	30,208,469
T2120	New England Board of Higher Education	183,750
T2121	Connecticut Aid to Charter Oak	59,393
T2122	Washington Center	1,250
T2123	AGENCY TOTAL	71,245,390
T2124		
T2125	UNIVERSITY OF CONNECTICUT	
T2126	Operating Expenses	222,447,810
T2127	Tuition Freeze	4,741,885
T2128	Regional Campus Enhancement	8,375,559
T2129	Veterinary Diagnostic Laboratory	100,000
T2130	AGENCY TOTAL	235,665,254
T2131		
T2132	UNIVERSITY OF CONNECTICUT HEALTH	
T2133	CENTER	
T2134	Operating Expenses	120,841,356
T2135	AHEC	505,707
T2136	AGENCY TOTAL	121,347,063
T2137		
T2138	CHARTER OAK STATE COLLEGE	
T2139	Operating Expenses	2,237,098
T2140	Distance Learning Consortium	690,786
T2141	AGENCY TOTAL	2,927,884
T2142		
T2143	TEACHERS' RETIREMENT BOARD	
T2144	Personal Services	1,968,345
T2145	Other Expenses	776,322
T2146	Equipment	100
T2147	OTHER THAN PAYMENTS TO LOCAL	

T2148	GOVERNMENTS	
T2149	Retirement Contributions	581,593,215
T2150	AGENCY TOTAL	584,337,982
T2151		
T2152	REGIONAL COMMUNITY - TECHNICAL	
T2153	COLLEGES	
T2154	Operating Expenses	157,388,071
T2155	Tuition Freeze	2,160,925
T2156	Manufacturing Technology Program - Asnuntuck	345,000
T2157	Expand Manufacturing Technology Program	200,000
T2158	AGENCY TOTAL	160,093,996
T2159		
T2160	CONNECTICUT STATE UNIVERSITY	
T2161	Operating Expenses	155,508,164
T2162	Tuition Freeze	6,561,971
T2163	Waterbury-Based Degree Program	1,079,339
T2164	AGENCY TOTAL	163,149,474
T2165		
T2166	TOTAL	4,103,644,425
T2167	EDUCATION, MUSEUMS, LIBRARIES	
T2168		
T2169	CORRECTIONS	
T2170		
T2171	DEPARTMENT OF CORRECTION	
T2172	Personal Services	414,657,898
T2173	Other Expenses	82,322,977
T2174	Equipment	100
T2175	Workers' Compensation Claims	24,898,513
T2176	Inmate Medical Services	100,624,298
T2177	Parole Staffing and Operations	6,197,800
T2178	Mental Health AIC	500,000
T2179	Distance Learning	250,000
T2180	Children of Incarcerated Parents	700,000
T2181	OTHER THAN PAYMENTS TO LOCAL	
T2182	GOVERNMENTS	
T2183	Aid to Paroled and Discharged Inmates	9,500
T2184	Legal Services to Prisoners	870,595
T2185	Volunteer Services	170,758
T2186	Community Support Services	40,370,121

T2187	AGENCY TOTAL	671,572,560
T2188		
T2189	DEPARTMENT OF CHILDREN AND FAMILIES	
T2190	Personal Services	251,662,118
T2191	Other Expenses	41,274,359
T2192	Equipment	100
T2193	Short-Term Residential Treatment	713,129
T2194	Substance Abuse Screening	1,823,490
T2195	Workers' Compensation Claims	6,425,990
T2196	Local Systems of Care	1,823,658
T2197	Family Support Services	4,212,898
T2198	Emergency Needs	1,800,000
T2199	OTHER THAN PAYMENTS TO LOCAL	
T2200	GOVERNMENTS	
T2201	Health Assessment and Consultation	965,667
T2202	Grants for Psychiatric Clinics for Children	4,815,317
T2203	Day Treatment Centers for Children	2,145,123
T2204	Juvenile Justice Outreach Services	12,728,838
T2205	Child Abuse and Neglect Intervention	6,200,880
T2206	Community Emergency Services	84,694
T2207	Community Based Prevention Programs	4,850,529
T2208	Family Violence Outreach and Counseling	1,873,779
T2209	Support for Recovering Families	14,026,730
T2210	No Nexus Special Education	8,682,808
T2211	Family Preservation Services	5,385,396
T2212	Substance Abuse Treatment	1,628,251
T2213	Child Welfare Support Services	4,279,484
T2214	Board and Care for Children - Adoption	86,105,702
T2215	Board and Care for Children - Foster	115,122,667
T2216	Board and Care for Children - Residential	190,368,901
T2217	Individualized Family Supports	16,641,551
T2218	Community KidCare	6,815,545
T2219	Covenant to Care	166,516
T2220	Neighborhood Center	261,010
T2221	AGENCY TOTAL	792,885,130
T2222		
T2223	TOTAL	1,464,457,690
T2224	CORRECTIONS	
T2225		

T2226	JUDICIAL	
T2227		
T2228	JUDICIAL DEPARTMENT	
T2229	Personal Services	326,564,876
T2230	Other Expenses	74,893,156
T2231	Equipment	44,350
T2232	Alternative Incarceration Program	55,157,826
T2233	Justice Education Center, Inc.	293,111
T2234	Juvenile Alternative Incarceration	30,169,861
T2235	Juvenile Justice Centers	3,104,877
T2236	Probate Court	11,250,000
T2237	Youthful Offender Services	14,741,151
T2238	Victim Security Account	73,000
T2239	AGENCY TOTAL	516,292,208
T2240		
T2241	PUBLIC DEFENDER SERVICES COMMISSION	
T2242	Personal Services	39,095,094
T2243	Other Expenses	1,471,223
T2244	Equipment	105
T2245	Special Public Defenders - Contractual	3,144,467
T2246	Special Public Defenders - Non-Contractual	5,407,777
T2247	Expert Witnesses	1,535,646
T2248	Training and Education	116,852
T2249	AGENCY TOTAL	50,771,164
T2250		
T2251	CHILD PROTECTION COMMISSION	
T2252	Personal Services	656,631
T2253	Other Expenses	175,047
T2254	Equipment	100
T2255	Training for Contracted Attorneys	42,750
T2256	Contracted Attorneys	10,295,218
T2257	Contracted Attorneys Related Expenses	108,713
T2258	Family Contracted Attorneys/AMC	736,310
T2259	AGENCY TOTAL	12,014,769
T2260		
T2261	TOTAL	579,078,141
T2262	JUDICIAL	
T2263		
T2264	NON-FUNCTIONAL	

T2265		
T2266	MISCELLANEOUS APPROPRIATION TO THE	
T2267	GOVERNOR	
T2268	Governor's Contingency Account	100
T2269		
T2270	DEBT SERVICE - STATE TREASURER	
T2271	Debt Service	1,507,143,670
T2272	UConn 2000 - Debt Service	118,426,565
T2273	CHEFA Day Care Security	8,500,000
T2274	Pension Obligation Bonds-Teachers' Retirement	
T2275	System	65,349,255
T2276	AGENCY TOTAL	1,699,419,490
T2277		
T2278	STATE COMPTROLLER - MISCELLANEOUS	
T2279	OTHER THAN PAYMENTS TO LOCAL	
T2280	GOVERNMENTS	
T2281	Maintenance of County Base Fire Radio Network	25,176
T2282	Maintenance of State-Wide Fire Radio Network	16,756
T2283	Equal Grants to Thirty-Four Non-Profit General	
T2284	Hospitals	31
T2285	Police Association of Connecticut	190,000
T2286	Connecticut State Firefighter's Association	194,711
T2287	Interstate Environmental Commission	97,565
T2288	PAYMENTS TO LOCAL GOVERNMENTS	
T2289	Reimbursement to Towns for Loss of Taxes on	
T2290	State Property	73,519,215
T2291	Reimbursements to Towns for Loss of Taxes on	
T2292	Private Tax-Exempt Property	115,431,737
T2293	AGENCY TOTAL	189,475,191
T2294		
T2295	STATE COMPTROLLER - FRINGE BENEFITS	
T2296	Unemployment Compensation	6,324,382
T2297	State Employees Retirement Contributions	663,481,332
T2298	Higher Education Alternative Retirement System	34,152,201
T2299	Pensions and Retirements - Other Statutory	1,965,000
T2300	Insurance - Group Life	8,255,564
T2301	Employers Social Security Tax	249,732,409
T2302	State Employees Health Service Cost	516,654,813
T2303	Retired State Employees Health Service Cost	546,985,000

T2304	Tuition Reimbursement - Training and Travel	900,000
T2305	AGENCY TOTAL	2,028,450,701
T2306		
T2307	RESERVE FOR SALARY ADJUSTMENTS	
T2308	Reserve for Salary Adjustments	153,524,525
T2309		
T2310	WORKERS' COMPENSATION CLAIMS -	
T2311	DEPARTMENT OF ADMINISTRATIVE	
T2312	SERVICES	
T2313	Workers' Compensation Claims	24,706,154
T2314		
T2315	JUDICIAL REVIEW COUNCIL	
T2316	Personal Services	142,514
T2317	Other Expenses	27,449
T2318	Equipment	100
T2319	AGENCY TOTAL	170,063
T2320		
T2321	TOTAL	4,095,746,224
T2322	NON-FUNCTIONAL	
T2323		
T2324	TOTAL	18,121,733,531
T2325	GENERAL FUND	
T2326		
T2327	LESS:	
T2328		
T2329	Reduce Outside Consultant Contracts	-95,000,000
T2330	Estimated Unallocated Lapses	-87,780,000
T2331	General Personal Services Reduction	-14,000,000
T2332	General Other Expenses Reductions	-11,000,000
T2333	Personal Services Reductions	-193,664,492
T2334	Legislative Unallocated Lapses	-2,700,000
T2335	DoIT Lapse	-31,718,598
T2336	Enhance Agency Outcomes	-50,000,000
T2337	Management Reduction	-12,500,000
T2338	Reduce Other Expenses to FY 07 Levels	-32,000,000
T2339		
T2340	NET -	17,591,370,441
T2341	GENERAL FUND	

24 Sec. 12. (*Effective from passage*) The following sums are appropriated
25 for the annual period as indicated for the purposes described.

T2342	SPECIAL TRANSPORTATION FUND	
T2343		2010- 2011
T2344		
T2345		$
T2346		
T2347	GENERAL GOVERNMENT	
T2348		
T2349	DEPARTMENT OF ADMINISTRATIVE	
T2350	SERVICES	
T2351	Other Expenses	2,717,500
T2352		
T2353	TOTAL	2,717,500
T2354	GENERAL GOVERNMENT	
T2355		
T2356	REGULATION AND PROTECTION	
T2357		
T2358	DEPARTMENT OF MOTOR VEHICLES	
T2359	Personal Services	44,214,735
T2360	Other Expenses	14,120,716
T2361	Equipment	638,869
T2362	Commercial Vehicle Information Systems and	
T2363	Networks Project	268,850
T2364	AGENCY TOTAL	59,243,170
T2365		
T2366	TOTAL	59,243,170
T2367	REGULATION AND PROTECTION	
T2368		
T2369	TRANSPORTATION	
T2370		
T2371	DEPARTMENT OF TRANSPORTATION	
T2372	Personal Services	150,511,930
T2373	Other Expenses	43,426,685
T2374	Equipment	1,911,500
T2375	Minor Capital Projects	332,500
T2376	Highway and Bridge Renewal-Equipment	6,000,000

T2377	Highway Planning and Research	2,819,969
T2378	Rail Operations	127,726,327
T2379	Bus Operations	132,955,915
T2380	Highway and Bridge Renewal	12,402,843
T2381	Tweed-New Haven Airport Grant	1,500,000
T2382	ADA Para-transit Program	25,565,960
T2383	Non-ADA Dial-A-Ride Program	576,361
T2384	AGENCY TOTAL	505,729,990
T2385		
T2386	TOTAL	505,729,990
T2387	TRANSPORTATION	
T2388		
T2389	NON-FUNCTIONAL	
T2390		
T2391	DEBT SERVICE - STATE TREASURER	
T2392	Debt Service	467,246,486
T2393		
T2394	STATE COMPTROLLER - FRINGE BENEFITS	
T2395	Unemployment Compensation	333,597
T2396	State Employees Retirement Contributions	82,284,725
T2397	Insurance - Group Life	323,104
T2398	Employers Social Security Tax	20,618,699
T2399	State Employees Health Service Cost	36,957,858
T2400	AGENCY TOTAL	140,517,983
T2401		
T2402	RESERVE FOR SALARY ADJUSTMENTS	
T2403	Reserve for Salary Adjustments	12,947,130
T2404		
T2405	WORKERS' COMPENSATION CLAIMS -	
T2406	DEPARTMENT OF ADMINISTRATIVE	
T2407	SERVICES	
T2408	Workers' Compensation Claims	5,200,783
T2409		
T2410	TOTAL	625,912,382
T2411	NON-FUNCTIONAL	
T2412		
T2413	TOTAL	1,193,603,042
T2414	SPECIAL TRANSPORTATION FUND	
T2415		

LESS:	
Estimated Unallocated Lapses	-11,000,000
Personal Services Reductions	-10,413,528
NET -	1,172,189,514
SPECIAL TRANSPORTATION FUND	

Sec. 13. (*Effective from passage*) The following sums are appropriated for the annual period as indicated for the purposes described.

MASHANTUCKET PEQUOT AND MOHEGAN FUND	
	2010- 2011
	$
NON-FUNCTIONAL	
STATE COMPTROLLER - MISCELLANEOUS PAYMENTS TO LOCAL GOVERNMENTS	
Grants To Towns	61,779,907
TOTAL	61,779,907
NON-FUNCTIONAL	
TOTAL	61,779,907
MASHANTUCKET PEQUOT AND MOHEGAN FUND	

Sec. 14. (*Effective from passage*) The following sums are appropriated for the annual period as indicated for the purposes described.

SOLDIERS, SAILORS AND MARINES' FUND	
	2010- 2011
	$

T2445		
T2446	HUMAN SERVICES	
T2447		
T2448	SOLDIERS, SAILORS AND MARINES' FUND	
T2449	Personal Services	565,291
T2450	Other Expenses	82,799
T2451	Award Payments to Veterans	1,979,800
T2452	Fringe Benefits	369,653
T2453	AGENCY TOTAL	2,997,543
T2454		
T2455	TOTAL	2,997,543
T2456	HUMAN SERVICES	
T2457		
T2458	TOTAL	2,997,543
T2459	SOLDIERS, SAILORS AND MARINES' FUND	

30 Sec. 15. (*Effective from passage*) The following sums are appropriated
31 for the annual period as indicated for the purposes described.

T2460	REGIONAL MARKET OPERATION FUND	
T2461		2010- 2011
T2462		
T2463		$
T2464		
T2465	NON-FUNCTIONAL	
T2466		
T2467	DEBT SERVICE - STATE TREASURER	
T2468	Debt Service	63,524
T2469		
T2470	TOTAL	63,524
T2471	NON-FUNCTIONAL	
T2472		
T2473	TOTAL	63,524
T2474	REGIONAL MARKET OPERATION FUND	

32 Sec. 16. (*Effective from passage*) The following sums are appropriated
33 for the annual period as indicated for the purposes described.

T2475	BANKING FUND	
T2476		2010- 2011
T2477		
T2478		$
T2479		
T2480	REGULATION AND PROTECTION	
T2481		
T2482	DEPARTMENT OF BANKING	
T2483	Personal Services	11,072,611
T2484	Other Expenses	1,885,735
T2485	Equipment	21,708
T2486	Fringe Benefits	6,187,321
T2487	Indirect Overhead	905,711
T2488	AGENCY TOTAL	20,073,086
T2489		
T2490	LABOR DEPARTMENT	
T2491	Customized Services	500,000
T2492		
T2493	TOTAL	20,573,086
T2494	REGULATION AND PROTECTION	
T2495		
T2496	TOTAL	20,573,086
T2497	BANKING FUND	

34 Sec. 17. (*Effective from passage*) The following sums are appropriated
35 for the annual period as indicated for the purposes described.

T2498	INSURANCE FUND	
T2499		2010- 2011
T2500		
T2501		$
T2502		
T2503	REGULATION AND PROTECTION	
T2504		
T2505	INSURANCE DEPARTMENT	
T2506	Personal Services	13,685,483
T2507	Other Expenses	2,397,280

T2508	Equipment	101,375
T2509	Fringe Benefits	8,169,016
T2510	Indirect Overhead	395,204
T2511	AGENCY TOTAL	24,748,358
T2512		
T2513	OFFICE OF THE HEALTHCARE ADVOCATE	
T2514	Personal Services	757,235
T2515	Other Expenses	204,838
T2516	Equipment	2,400
T2517	Fringe Benefits	380,821
T2518	Indirect Overhead	24,000
T2519	AGENCY TOTAL	1,369,294
T2520		
T2521	TOTAL	26,117,652
T2522	REGULATION AND PROTECTION	
T2523		
T2524	HUMAN SERVICES	
T2525		
T2526	DEPARTMENT OF SOCIAL SERVICES	
T2527	Other Expenses	500,000
T2528		
T2529	TOTAL	500,000
T2530	HUMAN SERVICES	
T2531		
T2532	TOTAL	26,617,652
T2533	INSURANCE FUND	

36 Sec. 18. (*Effective from passage*) The following sums are appropriated
37 for the annual period as indicated for the purposes described.

T2534	CONSUMER COUNSEL AND PUBLIC UTILITY	
T2535	CONTROL FUND	
T2536		2010- 2011
T2537		
T2538		$
T2539		
T2540	REGULATION AND PROTECTION	
T2541		

T2542	OFFICE OF CONSUMER COUNSEL	
T2543	Personal Services	1,523,895
T2544	Other Expenses	556,971
T2545	Equipment	9,500
T2546	Fringe Benefits	918,729
T2547	Indirect Overhead	215,039
T2548	AGENCY TOTAL	3,224,134
T2549		
T2550	DEPARTMENT OF PUBLIC UTILITY CONTROL	
T2551	Personal Services	11,796,389
T2552	Other Expenses	1,594,642
T2553	Equipment	80,500
T2554	Fringe Benefits	6,850,941
T2555	Indirect Overhead	410,780
T2556	AGENCY TOTAL	20,733,252
T2557		
T2558	TOTAL	23,957,386
T2559	REGULATION AND PROTECTION	
T2560		
T2561	TOTAL	23,957,386
T2562	CONSUMER COUNSEL AND PUBLIC UTILITY	
T2563	CONTROL FUND	

38 Sec. 19. (*Effective from passage*) The following sums are appropriated
39 for the annual period as indicated for the purposes described.

T2564	WORKERS' COMPENSATION FUND	
T2565		2010- 2011
T2566		
T2567		$
T2568		
T2569	GENERAL GOVERNMENT	
T2570		
T2571	DIVISION OF CRIMINAL JUSTICE	
T2572	Personal Services	590,714
T2573	Other Expenses	22,776
T2574	Equipment	600
T2575	AGENCY TOTAL	614,090

T2576		
T2577	TOTAL	614,090
T2578	GENERAL GOVERNMENT	
T2579		
T2580	REGULATION AND PROTECTION	
T2581		
T2582	LABOR DEPARTMENT	
T2583	Occupational Health Clinics	674,587
T2584		
T2585	WORKERS' COMPENSATION COMMISSION	
T2586	Personal Services	10,040,000
T2587	Other Expenses	2,558,530
T2588	Equipment	137,000
T2589	Rehabilitative Services	2,320,098
T2590	Fringe Benefits	5,805,640
T2591	Indirect Overhead	922,446
T2592	AGENCY TOTAL	21,783,714
T2593		
T2594	TOTAL	22,458,301
T2595	REGULATION AND PROTECTION	
T2596		
T2597	TOTAL	23,072,391
T2598	WORKERS' COMPENSATION FUND	

40 Sec. 20. (*Effective from passage*) The following sums are appropriated
41 for the annual period as indicated for the purposes described.

T2599	CRIMINAL INJURIES COMPENSATION FUND	
T2600		2010- 2011
T2601		
T2602		$
T2603		
T2604	JUDICIAL	
T2605		
T2606	JUDICIAL DEPARTMENT	
T2607	Criminal Injuries Compensation	3,408,598
T2608		

T2609	TOTAL	3,408,598
T2610	JUDICIAL	
T2611		
T2612	TOTAL	3,408,598
T2613	CRIMINAL INJURIES COMPENSATION FUND	

Sec. 21. (*Effective from passage*) During each of the fiscal years ending June 30, 2010, and June 30, 2011, $1,000,000 of the federal funds received by the Department of Education, from Part B of the Individuals with Disabilities Education Act (IDEA), shall be transferred to the Department of Developmental Services, for the Birth-to-Three program, in order to carry out Part B responsibilities consistent with the IDEA.

Sec. 22. (*Effective from passage*) Notwithstanding the provisions of sections 10-67 to 10-73b, inclusive, of the general statutes, for the fiscal years ending June 30, 2010, and June 30, 2011, the WACE Technical Training Center in Waterbury shall be eligible to spend up to $300,000 of funding received under the Adult Education Grant pursuant to said sections 10-67 to 10-73b, inclusive, of the general statutes for technical training.

Sec. 23. (*Effective from passage*) (a) For the fiscal year ending June 30, 2010, the distribution of priority school district grants, pursuant to subsection (a) of section 10-266p of the general statutes, shall be as follows: (1) For priority school districts - $40,929,547, (2) for school readiness - $69,813,190, (3) for extended school building hours - $2,994,752, and (4) for school accountability - $3,499,699.

(b) For the fiscal year ending June 30, 2011, the distribution of priority school district grants, pursuant to subsection (a) of section 10-266p of the general statutes, shall be as follows: (1) For priority school districts - $40,929,547, (2) for school readiness - $69,813,190, (3) for extended school building hours - $2,994,752, and (4) for school accountability - $3,499,699.

68 Sec. 24. (*Effective from passage*) Notwithstanding the provisions of
69 section 10a-22u of the general statutes, the amount of funds available
70 to the Department of Higher Education, for expenditure from the
71 student protection account, shall be $245,000 for the fiscal year ending
72 June 30, 2010, and $257,000 for the fiscal year ending June 30, 2011.

73 Sec. 25. (*Effective from passage*) (a) Notwithstanding the provisions of
74 section 10a-40 of the general statutes, for the fiscal years ending June
75 30, 2010, and June 30, 2011, an independent college or university that
76 meets full need and that bases its definition of need on a needs analysis
77 system that results in determinations of need for individual students
78 that are greater than the determinations of need for such students
79 would be if made in accordance with section 10a-41 of the general
80 statutes, shall not receive the amount of annual allocation computed
81 for such college or university under said section 10a-40. For each such
82 fiscal year, the Department of Higher Education shall redistribute two-
83 thirds of such amount to all other eligible independent colleges or
84 universities in accordance with the computation for allocation under
85 said section 10a-40. The department shall set aside the remaining one-
86 third of such amount for each such fiscal year for purposes set forth in
87 subsections (b) and (c) of this section.

88 (b) Up to $500,000 appropriated to the Department of Higher
89 Education in section 1 of this act, for Connecticut Independent College
90 Student Grant, and set aside pursuant to subsection (a) of this section,
91 shall be transferred to Opportunities for Veterinary Medicine, and
92 such funds shall be available for such purpose during the fiscal year
93 ending June 30, 2010.

94 (c) Up to $500,000 appropriated to the Department of Higher
95 Education in section 11 of this act, for Connecticut Independent
96 College Student Grant, and set aside pursuant to subsection (a) of this
97 section, shall be transferred to Opportunities for Veterinary Medicine,
98 and such funds shall be available for such purpose during the fiscal
99 year ending June 30, 2011.

100 Sec. 26. (*Effective from passage*) The unexpended balance of funds
101 transferred from the Reserve for Salary Adjustment account in the
102 Special Transportation Fund to the Department of Motor Vehicles, in
103 section 39 of special act 00-13, and carried forward in subsection (a) of
104 section 34 of special act 01-1 of the June special session, and subsection
105 (a) of section 41 of public act 03-1 of the June 30 special session, and
106 section 43 of public act 05-251, and section 42 of public act 07-1 of the
107 June special session for the Commercial Vehicle Information Systems
108 and Networks Project, shall not lapse on June 30, 2009, and such funds
109 shall continue to be available for expenditure for such purpose during
110 the fiscal years ending June 30, 2010, and June 30, 2011.

111 Sec. 27. (*Effective from passage*) (a) The unexpended balance of funds
112 appropriated to the Department of Motor Vehicles in section 49 of
113 special act 99-10, and carried forward in subsection (b) of section 34 of
114 special act 01-1 of the June special session, and subsection (b) of section
115 41 of public act 03-1 of the June 30 special session, and subsection (a) of
116 section 45 of public act 05-251, and subsection (a) of section 43 of
117 public act 07-1 of the June special session for the purpose of upgrading
118 the Department of Motor Vehicles' registration and driver license data
119 processing systems, shall not lapse on June 30, 2009, and such funds
120 shall continue to be available for expenditure for such purpose during
121 the fiscal years ending June 30, 2010, and June 30, 2011.

122 (b) Up to $7,000,000 of the unexpended balance appropriated to the
123 Department of Transportation, for Personal Services, in section 12 of
124 public act 03-1 of the June 30 special session, and carried forward and
125 transferred to the Department of Motor Vehicles' Reflective License
126 Plates account by section 33 of public act 04-216, and carried forward
127 by section 72 of public act 04-2 of the May special session, and
128 subsection (b) of section 45 of public act 05-251, and subsection (b) of
129 section 43 of public act 07-1 of the June special session, shall not lapse
130 on June 30, 2009, and such funds shall continue to be available for
131 expenditure for the purpose of upgrading the Department of Motor
132 Vehicles' registration and driver license data processing systems for

133 the fiscal years ending June 30, 2010, and June 30, 2011.

134 (c) Up to $8,500,000 of the unexpended balance appropriated to the
135 State Treasurer, for Debt Service, in section 12 of public act 03-1 of the
136 June 30 special session, and carried forward and transferred to the
137 Department of Motor Vehicles' Reflective License Plates account by
138 section 33 of public act 04-216, and carried forward by section 72 of
139 public act 04-2 of the May special session, and subsection (c) of section
140 45 of public act 05-251, and subsection (c) of section 43 of public act 07-
141 1 of the June special session, shall not lapse on June 30, 2009, and such
142 funds shall continue to be available for expenditure for the purpose of
143 upgrading the Department of Motor Vehicles' registration and driver
144 license data processing systems for the fiscal years ending June 30,
145 2010, and June 30, 2011.

146 Sec. 28. (*Effective from passage*) (a) Up to $750,000 of the funds
147 appropriated to the Department of Banking, for Other Expenses, in
148 section 6 of public act 07-1 of the June special session, and carried
149 forward under subsection (c) of section 4-89 of the general statutes,
150 shall not lapse on June 30, 2009, and shall continue to be available for
151 expenditure for improvements associated with the new office lease
152 during the fiscal year ending June 30, 2010.

153 (b) Up to $250,000 of the funds appropriated to the Department of
154 Banking, for Equipment, in section 6 of public act 07-1 of the June
155 special session, and carried forward under subsection (c) of section 4-
156 89 of the general statutes, shall not lapse on June 30, 2009, and shall
157 continue to be available for expenditure for improvements associated
158 with the new office lease during the fiscal year ending June 30, 2010.

159 Sec. 29. (*Effective from passage*) (a) The sum of $1,100,000
160 appropriated to the Office of Policy and Management, for
161 Neighborhood Youth Centers, for the fiscal years ending June 30, 2010,
162 and June 30, 2011, shall be used for grants to the following
163 organizations: the Boys and Girls Clubs of Connecticut; and up to
164 $100,000 to the Boys and Girls Club of Bridgeport, provided said

165 organizations shall be required to provide a one hundred per cent cash
166 match for such sum.

167 (b) The sum of $287,000 appropriated to the Office of Policy and
168 Management, for Neighborhood Youth Centers, for the fiscal years
169 ending June 30, 2010, and June 30, 2011, shall be used for grants to the
170 following organizations: Centro San Jose; Hill Cooperative Youth
171 Services, Inc.; Central YMCA in New Haven; and up to $87,000 to
172 Trumbull Gardens in Bridgeport, provided said organizations shall be
173 required to provide a match of at least fifty per cent of the grant
174 amount, and the cash portion of such match shall be at least twenty-
175 five per cent of the grant amount.

176 Sec. 30. (*Effective from passage*) Notwithstanding the provisions of
177 section 4-28e of the general statutes, for the fiscal year ending June 30,
178 2010, the sum of $150,000 shall be transferred from the Tobacco and
179 Health Trust Fund to the Department of Public Health for a pilot
180 asthma awareness program.

181 Sec. 31. (*Effective from passage*) The unexpended balance of funds
182 appropriated in section 5 of public act 08-1 of the August special
183 session, and carried forward in section 3 of public act 09-2 of the June
184 19 special session, to the Office of Policy and Management, for the
185 purpose of expanding Operation Fuel, Incorporated, shall be available
186 to provide emergency energy assistance from July 1, 2009, to June 30,
187 2010, inclusive, to households within the state with income greater
188 than one hundred fifty but less than two hundred per cent of the
189 applicable federal poverty level that are unable to make timely
190 payments on deliverable fuel, electricity or natural gas bills. Operation
191 Fuel, Incorporated, shall pay emergency energy assistance provided
192 pursuant to this section directly to fuel vendors, municipal utilities
193 furnishing electricity or natural gas or electric or natural gas
194 companies.

195 Sec. 32. (*Effective from passage*) (a) That portion of unexpended funds,
196 as determined by the Secretary of the Office of Policy and

197 Management, appropriated in public act 07-1 of the June special
198 session, which relate to collective bargaining agreements and related
199 costs, shall not lapse on June 30, 2009, and such funds shall continue to
200 be available for such purpose during the fiscal years ending June 30,
201 2010, and June 30, 2011.

202 (b) That portion of unexpended funds, as determined by the
203 Secretary of the Office of Policy and Management, appropriated in
204 sections 1 and 2 of this act, which relate to collective bargaining
205 agreements and related costs, shall not lapse on June 30, 2010, and such
206 funds shall continue to be available for such purpose during the fiscal
207 year ending June 30, 2011.

208 Sec. 33. (*Effective from passage*) The unexpended balance of funds
209 appropriated to the Office of Policy and Management, for Other
210 Expenses, for a health care and pension consulting contract, in section
211 1 of public act 05-251, as amended by section 1 of public act 06-186, and
212 carried forward under section 29 of public act 07-1 of the June special
213 session and subsection (c) of section 4-89 of the general statutes, shall
214 not lapse on June 30, 2009, and such funds shall continue to be
215 available for such purpose during the fiscal years ending June 30, 2010,
216 and June 30, 2011.

217 Sec. 34. (*Effective from passage*) Up to $50,000 of the unexpended
218 balance of funds appropriated to the Office of Policy and Management,
219 for Other Expenses to prevent potential base closures, in subsections
220 (a) and (c) of section 49 of public act 05-251 and carried forward under
221 section 30 of public act 07-1 of the June special session and subsection
222 (c) of section 4-89 of the general statutes, shall not lapse on June 30,
223 2009, and such funds shall continue to be available for such purpose
224 during the fiscal year ending June 30, 2010.

225 Sec. 35. (*Effective from passage*) The unexpended balance of funds
226 appropriated to the Office of Policy and Management, for licensing
227 and permitting fees, in section 1 of public act 05-251, as amended by
228 section 1 of public act 06-186, and carried forward under section 33 of

229 public act 07-1 of the June special session and subsection (c) of section
230 4-89 of the general statutes, shall not lapse on June 30, 2009, and such
231 funds shall be transferred to the Department of Information
232 Technology for implementing a common Licensing/Permit issuance
233 service for state agencies during the fiscal year ending June 30, 2010.

234 Sec. 36. (*Effective from passage*) The unexpended balance of funds
235 appropriated to the Office of Policy and Management in section 43 of
236 public act 08-1 of the January special session for design and
237 implementation of a comprehensive, state-wide information
238 technology system for the sharing of criminal justice information and
239 for costs related to the Criminal Justice Information System Governing
240 Board shall not lapse on June 30, 2009, and such funds shall continue to
241 be available for such purposes during the fiscal year ending June 30,
242 2010.

243 Sec. 37. (*Effective from passage*) Notwithstanding the provisions of
244 subsection (a) of section 31-261 of the general statutes, $30,000,000 of
245 the amount credited to this state's account in the Unemployment Trust
246 Fund pursuant to Section 903 of the Social Security Act, is deemed to
247 be appropriated to the Labor Department. For the fiscal year ending
248 June 30, 2010, up to $12,000,000 may be used to support the
249 administrative infrastructure of the agency and to improve agency
250 information technology systems, provided not more than $7,000,000 of
251 such sum shall be used for information technology systems. For the
252 fiscal year ending June 30, 2011, up to $18,000,000 may be used to
253 support the administrative infrastructure of the agency and to improve
254 agency information technology systems, provided not more than
255 $13,000,000 of such sum shall be used for information technology
256 systems. Such amounts shall be available for expenditure to the extent
257 allowed under Section 903 of the Social Security Act.

258 Sec. 38. (*Effective from passage*) (a) Notwithstanding subsection (b) of
259 section 19a-55a of the general statutes, for the fiscal year ending June
260 30, 2010, $800,000 of the amount collected pursuant to section 19a-55 of

261 the general statutes shall be credited to the newborn screening account,
262 and shall be available for expenditure by the Department of Public
263 Health for the purchase of upgrades to newborn screening technology
264 and for the expenses of the testing required by sections 19a-55 and 19a-
265 59 of the general statutes.

266 (b) Notwithstanding subsection (b) of section 19a-55a of the general
267 statutes, for the fiscal year ending June 30, 2011, $800,000 of the
268 amount collected pursuant to section 19a-55 of the general statutes
269 shall be credited to the newborn screening account, and shall be
270 available for expenditure by the Department of Public Health for the
271 purchase of upgrades to newborn screening technology and for the
272 expenses of the testing required by sections 19a-55 and 19a-59 of the
273 general statutes.

274 Sec. 39. (*Effective from passage*) During the fiscal years ending June
275 30, 2010, and June 30, 2011, up to $200,000 from the Stem Cell Research
276 Fund established by section 19a-32e of the general statutes may be
277 used each year by the Commissioner of Public Health for
278 administrative expenses.

279 Sec. 40. (*Effective from passage*) (a) Up to $1,100,000 made available to
280 the Department of Mental Health and Addiction Services, for the Pre-
281 Trial Alcohol Substance Abuse Program, shall be available for Regional
282 Action Councils during each of the fiscal years ending June 30, 2010,
283 and June 30, 2011.

284 (b) Up to $510,000 made available to the Department of Mental
285 Health and Addiction Services, for the Pre-Trial Alcohol Substance
286 Abuse Program, shall be available for the Governor's Partnership to
287 Protect Connecticut's Workforce during each of the fiscal years ending
288 June 30, 2010, and June 30, 2011.

289 (c) Up to $100,000 made available to the Department of Mental
290 Health and Addiction Services, for the Pre-Trial Alcohol Substance
291 Abuse Program, shall be available to provide funding to a nonprofit

292 organization with expertise in primary and secondary substance abuse
293 prevention to build a community-wide, broad-based and inter-
294 institutional approach to substance abuse prevention during each of
295 the fiscal years ending June 30, 2010, and June 30, 2011.

296 Sec. 41. (*Effective from passage*) All funds appropriated to the
297 Department of Social Services for DMHAS – Disproportionate Share,
298 in sections 1 and 11 of this act, shall be expended by the Department of
299 Social Services in such amounts and at such times as prescribed by the
300 Office of Policy and Management. The Department of Social Services
301 shall make disproportionate share payments to hospitals in the
302 Department of Mental Health and Addiction Services for operating
303 expenses and for related fringe benefit expenses. Funds received by the
304 hospitals in the Department of Mental Health and Addiction Services,
305 for fringe benefits, shall be used to reimburse the Comptroller. All
306 other funds received by the hospitals in the Department of Mental
307 Health and Addiction Services shall be deposited to grants - other than
308 federal accounts. All disproportionate share payments not expended in
309 grants - other than federal accounts, shall lapse at the end of the fiscal
310 year.

311 Sec. 42. (*Effective from passage*) Any appropriation, or portion thereof,
312 made to The University of Connecticut Health Center in sections 1 and
313 11 of this act, may be transferred by the Secretary of the Office of
314 Policy and Management to the Disproportionate Share – Medical
315 Emergency Assistance account in the Department of Social Services for
316 the purpose of maximizing federal reimbursement.

317 Sec. 43. (*Effective from passage*) Any appropriation, or portion thereof,
318 made to the Department of Veterans' Affairs in sections 1 and 11 of this
319 act, may be transferred by the Secretary of the Office of Policy and
320 Management to the Disproportionate Share – Medical Emergency
321 Assistance account in the Department of Social Services for the
322 purpose of maximizing federal reimbursement.

323 Sec. 44. (*Effective from passage*) The Secretary of the Office of Policy

324 and Management shall reduce state agency allotments for information
325 technology systems and services funded through the General Fund by
326 $30,836,354 for the fiscal year ending June 30, 2010, and $31,718,598 for
327 the fiscal year ending June 30, 2011.

328 Sec. 45. (*Effective from passage*) On or before December 1, 2009, the
329 Commissioner of Social Services shall report, in accordance with the
330 provisions of section 11-4a of the general statutes, to the joint standing
331 committees of the General Assembly having cognizance of matters
332 relating to appropriations and state budgets and human services
333 describing revisions to the department's nonformulary exception
334 review and appeal process for clients who are dually eligible for
335 Medicaid and Medicare Part D. Such report shall include, but not be
336 limited to, an explanation of (1) the department's revised process for
337 determining, before the department pays for a nonformulary drug,
338 whether the nonformulary drug is medically necessary, (2) the
339 conditions for the department's pursuing an appeal with private plans
340 and (3) the department's criteria for making a referral to the Center for
341 Medicare Advocacy for further appeals.

342 Sec. 46. (*Effective from passage*) (a) To the extent feasible, the
343 Department of Children and Families shall prioritize enrollment in the
344 Supportive Housing for Families program on or after October 1, 2009,
345 so as to maximize the number of families in the program that have a
346 child in out-of-home placement that is likely to be reunified due to
347 participation in the program or to maximize the number of families
348 remaining intact.

349 (b) On or before January 1, 2010, the Commissioner of Children and
350 Families shall report, in accordance with the provisions of section 11-
351 4a of the general statutes, to the joint standing committees of the
352 General Assembly having cognizance of matters relating to
353 appropriations and the budgets of state agencies and human services
354 describing how the department will utilize funding for the Supportive
355 Housing for Recovering Families program. Such report shall include,

356 but not be limited to, the number of families being served through the
357 program and the number of children expected to be reunified with
358 their families during the fiscal years ending June 30, 2010, and June 30,
359 2011, as a result of any efforts to give priority to families undergoing
360 reunification in which a child has been placed in an out-of-home
361 setting.

362 Sec. 47. (*Effective from passage*) (a) The Secretary of the Office of
363 Policy and Management shall recommend reductions in expenditures
364 for Personal Services, for the fiscal years ending June 30, 2010, and
365 June 30, 2011, in order to reduce such expenditures by $14,000,000 for
366 such purpose during each such fiscal year. The provisions of this
367 subsection shall not apply to the constituent units of the State System
368 of Higher Education.

369 (b) The Secretary of the Office of Policy and Management shall
370 recommend reductions in expenditures for Other Expenses, for the
371 fiscal years ending June 30, 2010, and June 30, 2011, in order to reduce
372 such expenditures for such purpose by $11,000,000 during each such
373 fiscal year. The provisions of this subsection shall not apply to the
374 constituent units of the State System of Higher Education.

375 (c) The Secretary of the Office of Policy and Management shall
376 recommend reductions in expenditures for contracts and personal
377 service agreements, other than those for the provision of direct
378 program and health services to consumers, for the fiscal years ending
379 June 30, 2010, and June 30, 2011, in order to reduce expenditures for
380 such purpose by $95,000,000 during each such fiscal year.

381 (d) On or before October 1, 2009, the Secretary of the Office of Policy
382 and Management shall submit a plan, in accordance with the
383 provisions of section 11-4a of the general statutes, to the joint standing
384 committee of the General Assembly having cognizance of matters
385 relating to appropriations and the budgets of state agencies, through
386 the Office of Fiscal Analysis, detailing recommended reductions under
387 subsections (a) to (c), inclusive, of this section.

388 Sec. 48. (*Effective from passage*) Notwithstanding the provisions of
389 subsections (a) to (d), inclusive, of section 4-85 of the general statutes
390 and subsection (f) of section 4-89 of the general statutes, the Governor
391 may modify or reduce requisitions for allotments during the fiscal
392 years ending June 30, 2010, and June 30, 2011, in order to achieve
393 personal services reductions, including any collective bargaining and
394 other related savings, required under this act, any other public or
395 special act or any collectively bargained agreement.

396 Sec. 49. (*Effective from passage*) Notwithstanding any provision of the
397 general statutes, the total number of positions that may be filled by the
398 Department of Administrative Services, from the General Services
399 Revolving Fund, shall not exceed one hundred twenty-four.

400 Sec. 50. (*Effective from passage*) Any appropriation, or portion thereof,
401 made to any agency, from the General Fund, under sections 1 and 11 of
402 this act, may be transferred at the request of such agency to any other
403 agency by the Governor, with the approval of the Finance Advisory
404 Committee, to take full advantage of federal matching funds, provided
405 both agencies shall certify that the expenditure of such transferred
406 funds by the receiving agency will be for the same purpose as that of
407 the original appropriation or portion thereof so transferred. Any
408 federal funds generated through the transfer of appropriations
409 between agencies may be used for reimbursing General Fund
410 expenditures or for expanding program services or a combination of
411 both as determined by the Governor, with the approval of the Finance
412 Advisory Committee.

413 Sec. 51. (*Effective from passage*) (a) Any appropriation, or portion
414 thereof, made to any agency, from the General Fund, under sections 1
415 and 11 of this act, may be transferred at the request of such agency to
416 any other agency by the Governor, with approval of the Finance
417 Advisory Committee in accordance with subsection (b) of this section,
418 for purposes of receiving funds made available to the state from
419 federal legislation intended to promote the recovery of the state or

420 national economy, including, but not limited to, the American
421 Recovery and Reinvestment Act of 2009.

422 (b) The Governor shall present a plan for any transfer permitted
423 under subsection (a) of this section, in accordance with the provisions
424 of section 11-4a of the general statutes, to the joint standing committees
425 of the General Assembly having cognizance of matters relating to
426 appropriations and the budgets of state agencies and the transferring
427 agency. Such plan shall be approved or rejected by both committees
428 not later than fifteen days after receipt of the plan by said committees.
429 If said committees cannot agree on the action to be taken on such plan,
430 or if the committees fail to act on such plan within said fifteen-day
431 period, the plan as submitted by the Governor shall be deemed
432 approved. If such plan is approved, the committee having cognizance
433 of matters relating to appropriations and the budgets of state agencies
434 shall request approval of the plan by the Finance Advisory Committee.

435 Sec. 52. (*Effective from passage*) (a) Any appropriation, or portion
436 thereof, made to any agency, from the General Fund, under sections 1
437 and 11 of this act, may be adjusted by the Governor, with approval of
438 the Finance Advisory Committee in accordance with subsection (b) of
439 this section, in order to maximize federal funding available to the state,
440 consistent with the relevant federal provisions of law.

441 (b) The Governor shall present a plan for any such adjustment
442 permitted under subsection (a) of this section, in accordance with the
443 provisions of section 11-4a of the general statutes, to the joint standing
444 committees of the General Assembly having cognizance of matters
445 relating to appropriations and the budgets of state agencies and
446 finance.

447 Sec. 53. (*Effective from passage*) For the fiscal years ending June 30,
448 2010, and June 30, 2011, the Department of Social Services may, in
449 compliance with an advanced planning document approved by the
450 federal Department of Health and Human Services for the
451 development of a data warehouse, establish a receivable for the

452 reimbursement anticipated from such project.

453 Sec. 54. (*Effective from passage*) For the fiscal years ending June 30,
454 2010, and June 30, 2011, the Commissioner of Social Services may,
455 upon the request of a nursing facility providing services eligible for
456 payment under the medical assistance program and after consultation
457 with the Secretary of the Office of Policy and Management, make a
458 payment to such nursing facility in advance of normal bill payment
459 processing, provided such advance payment shall not exceed
460 estimated amounts due to such nursing facility for services provided
461 to eligible recipients over the most recent two-month period. The
462 commissioner shall recover such payment through reductions to
463 payments due to such nursing facility or reimbursement from such
464 nursing facility not later than ninety days after issuance of such
465 payment. The commissioner shall take prudent measures to assure that
466 such advance payments are not provided to any nursing facility that is
467 at risk of bankruptcy or insolvency, and may execute agreements
468 appropriate for the security of repayment.

469 Sec. 55. (*Effective from passage*) Notwithstanding the provisions of
470 section 17a-17 of the general statutes, for the fiscal years ending June
471 30, 2010, and June 30, 2011, the provisions of said section 17a-17 shall
472 not be considered in any increases or decreases to rates or allowable
473 per diem payments to private residential treatment centers licensed
474 pursuant to section 17a-145 of the general statutes.

475 Sec. 56. Subsection (g) of section 9 of public act 09-2 is repealed and
476 the following is substituted in lieu thereof (*Effective from passage*):

477 (g) Not later than July 1, 2009, the commission shall submit **[**a**]** <u>an</u>
478 <u>initial</u> report on its findings and recommendations to the Governor, the
479 speaker of the House of Representatives and the president pro tempore
480 of the Senate, in accordance with the provisions of section 11-4a of the
481 general statutes<u>, and periodically shall submit additional reports in</u>
482 <u>accordance with this subsection</u>. The commission shall terminate on
483 **[**the date that it submits such report or July 1, 2009, whichever is later**]**

484 June 30, 2010.

485 Sec. 57. Section 4-85 of the general statutes is repealed and the
486 following is substituted in lieu thereof (*Effective from passage*):

487 (a) Before an appropriation becomes available for expenditure, each
488 budgeted agency shall submit to the Governor through the Secretary of
489 the Office of Policy and Management, not less than twenty days before
490 the beginning of the fiscal year for which such appropriation was
491 made, a requisition for the allotment of the amount estimated to be
492 necessary to carry out the purposes of such appropriation during each
493 quarter of such fiscal year. Appropriations for capital outlays may be
494 allotted in any manner the Governor deems advisable. Such requisition
495 shall contain any further information required by the Secretary of the
496 Office of Policy and Management. The Governor shall approve such
497 requisitions, subject to the provisions of subsection (b) of this section.

498 (b) Any allotment requisition and any allotment in force shall be
499 subject to the following: (1) If the Governor determines that due to a
500 change in circumstances since the budget was adopted certain
501 reductions should be made in allotment requisitions or allotments in
502 force or that estimated budget resources during the fiscal year will be
503 insufficient to finance all appropriations in full, the Governor may
504 modify such allotment requisitions or allotments in force to the extent
505 the Governor deems necessary. Before such modifications are effected
506 the Governor shall file a report with the joint standing committee
507 having cognizance of matters relating to appropriations and the
508 budgets of state agencies and the joint standing committee having
509 cognizance of matters relating to state finance, revenue and bonding
510 describing the change in circumstances which makes it necessary that
511 certain reductions should be made or the basis for his determination
512 that estimated budget resources will be insufficient to finance all
513 appropriations in full. (2) If the cumulative monthly financial
514 statement issued by the Comptroller pursuant to section 3-115 includes
515 a projected General Fund deficit greater than one per cent of the total

516 of General Fund appropriations, the Governor, within thirty days
517 following the issuance of such statement, shall file a report with such
518 joint standing committees, including a plan which he shall implement
519 to modify such allotments to the extent necessary to prevent a deficit.
520 No modification of an allotment requisition or an allotment in force
521 made by the Governor pursuant to this subsection shall result in a
522 reduction of more than three per cent of the total appropriation from
523 any fund or more than five per cent of any appropriation, except such
524 limitations shall not apply in time of war, invasion or emergency
525 caused by natural disaster.

526 (c) If a plan submitted in accordance with subsection (b) of this
527 section indicates that a reduction of more than three per cent of the
528 total appropriation from any fund or more than five per cent of any
529 appropriation is required to prevent a deficit, the Governor may
530 request that the Finance Advisory Committee approve any such
531 reduction, provided any modification which would result in a
532 reduction of more than five per cent of total appropriations shall
533 require the approval of the General Assembly.

534 (d) The secretary shall submit copies of allotment requisitions thus
535 approved or modified or allotments in force thus modified, with the
536 reasons for any modifications, to the administrative heads of the
537 budgeted agencies concerned, to the Comptroller and to the joint
538 standing committee of the General Assembly having cognizance of
539 appropriations and matters relating to the budgets of state agencies,
540 through the Office of Fiscal Analysis. The Comptroller shall set up
541 such allotments on the Comptroller's books and be governed thereby
542 in the control of expenditures of budgeted agencies.

543 (e) The provisions of this section shall not be construed to authorize
544 the Governor to reduce allotment requisitions or allotments in force
545 concerning (1) aid to municipalities; or (2) any budgeted agency of the
546 legislative or judicial branch, except that the Governor may require an
547 aggregate allotment reduction of a specified amount in accordance

548 with this section for the legislative or judicial branch, which shall be
549 achieved as determined by the Joint Committee on Legislative
550 Management or the Chief Court Administrator, as appropriate.

551 Sec. 58. (*Effective from passage*) In addition to any amount due the
552 town of East Lyme for the annual appropriation for reimbursement to
553 towns for loss of taxes for state-owned real property, in accordance
554 with sections 12-19a, 12-19b and 12-19c of the general statutes, for the
555 fiscal year ending June 30, 2010, the sum of $100,000 shall be
556 appropriated, from the General Fund, to said town for reimbursement
557 for loss of taxes for the United States Navy's Dodge Pond Acoustic
558 Measurement Facility in East Lyme.

559 Sec. 59. (*Effective from passage*) In addition to any amount due the
560 town of Mansfield for the annual appropriation for reimbursement to
561 towns for loss of taxes for state-owned real property, in accordance
562 with sections 12-19a, 12-19b and 12-19c of the general statutes, for the
563 fiscal year ending June 30, 2010, the sum of $400,000 shall be
564 appropriated, from the General Fund, to said town for reimbursement
565 for loss of taxes for the Fenton River Watershed for Mansfield Hollow
566 Dam in Mansfield.

567 Sec. 60. (*Effective from passage*) The total number of positions which
568 may be filled by any state agency shall not exceed the number of
569 positions recommended by the joint standing committee of the General
570 Assembly on appropriations and the budgets of state agencies,
571 including any revisions to such recommendation resulting from
572 enactments of the General Assembly, as set forth in the report on the
573 state budget for the current biennium published by the legislative
574 Office of Fiscal Analysis, except upon the recommendation of the
575 Governor and approval of the Finance Advisory Committee.

576 Sec. 61. Section 12-818 of the general statutes is repealed and the
577 following is substituted in lieu thereof (*Effective from passage*):

578 **[**For the fiscal year ending June 30, 2000, the Connecticut Lottery

579 Corporation shall transfer the sum of eight hundred seventy-five
580 thousand dollars of the revenue received from the sale of lottery tickets
581 to the chronic gamblers treatment and rehabilitation account created
582 pursuant to section 17a-713. For each of the fiscal years ending June 30,
583 2001, to June 30, 2006, inclusive, the Connecticut Lottery Corporation
584 shall transfer the sum of one million two hundred thousand dollars of
585 the revenue received from the sale of lottery tickets to the chronic
586 gamblers treatment and rehabilitation account created pursuant to
587 section 17a-713. For the fiscal year ending June 30, 2007, and each fiscal
588 year thereafter, the Connecticut Lottery Corporation shall transfer one
589 million five hundred thousand dollars of the revenue received from
590 the sale of lottery tickets to the chronic gamblers treatment
591 rehabilitation account created pursuant to section 17a-713.**]**

592 For each of the fiscal years ending June 30, 2010, and June 30, 2011,
593 the Connecticut Lottery Corporation shall transfer one million nine
594 hundred thousand dollars of the revenue received from the sale of
595 lottery tickets to the chronic gamblers treatment rehabilitation account
596 created pursuant to section 17a-713. For the fiscal year ending June 30,
597 2012, and each fiscal year thereafter, the Connecticut Lottery
598 Corporation shall transfer one million five hundred thousand dollars
599 of the revenue received from the sale of lottery tickets to the chronic
600 gamblers treatment rehabilitation account created pursuant to section
601 17a-713.

602 Sec. 62. (*Effective from passage*) Notwithstanding section 4-28e of the
603 general statutes, the sum of $541,982 shall be made available from the
604 Tobacco and Health Trust Fund, for each of the fiscal years ending
605 June 30, 2010, and June 30, 2011, for the regional emergency medical
606 services councils.

607 Sec. 63. (*Effective from passage*) Notwithstanding the provisions of
608 section 4-28e of the general statutes, for each of the fiscal years ending
609 June 30, 2010, and June 30, 2011, the sum of $800,000 shall be
610 transferred from the Tobacco and Health Trust Fund to the

611 Department of Public Health, for the Easy Breathing Program, as
612 follows: (1) For an adult asthma program within the Easy Breathing
613 Program - $300,000, and (2) for a children's asthma program within the
614 Easy Breathing Program - $500,000.

615 Sec. 64. (*Effective from passage*) Notwithstanding the provisions of
616 section 10-183t of the general statutes, for the fiscal years ending June
617 30, 2010, and June 30, 2011, (1) the state shall not make appropriations
618 pursuant to subsections (a) and (c) of said section, and (2) the account
619 established in accordance with the provisions of subsection (d) of said
620 section shall (A) pay two-thirds of the basic plan's premium equivalent
621 under said subsection (a), and (B) pay all of the cost of the subsidy
622 under said subsection (c).

623 Sec. 65. (*Effective from passage*) During the fiscal years ending June
624 30, 2010, and June 30, 2011, the Secretary of the Office of Policy and
625 Management may, without prior approval of the Finance Advisory
626 Committee, transfer funds appropriated to the Department of
627 Correction in sections 1 and 11 of this act to the judicial branch as
628 necessary to achieve efficiencies in the transportation of inmates.

629 Sec. 66. Section 29-4 of the general statutes, as amended by section 4
630 of public act 09-2, is repealed and the following is substituted in lieu
631 thereof (*Effective from passage*):

632 On and after January 1, 2006, the Commissioner of Public Safety
633 shall appoint and maintain a minimum of one thousand two hundred
634 forty-eight sworn state police personnel to efficiently maintain the
635 operation of the division. On or after June 6, 1990, the commissioner
636 shall appoint from among such personnel not more than three
637 lieutenant colonels who shall be in the unclassified service as provided
638 in section 5-198. Any permanent employee in the classified service who
639 accepts appointment to the position of lieutenant colonel in the
640 unclassified service may return to the classified service at such
641 employee's former rank. The position of major in the classified service
642 shall be abolished on July 1, 1999, but any existing position of major in

643 the classified service may continue until termination of service. The
644 commissioner shall appoint not more than seven majors who shall be
645 in the unclassified service as provided in section 5-198. Any permanent
646 employee in the classified service who accepts appointment to the
647 position of major in the unclassified service may return to the classified
648 service at such permanent employee's former rank. The commissioner,
649 subject to the provisions of chapter 67, shall appoint such numbers of
650 captains, lieutenants, sergeants, detectives and corporals as the
651 commissioner deems necessary to officer efficiently the state police
652 force. The commissioner may appoint a Deputy State Fire Marshal
653 who shall be in the unclassified service as provided in section 5-198.
654 Any permanent employee in the classified service who accepts
655 appointment to the position of Deputy State Fire Marshal in the
656 unclassified service may return to the classified service at such
657 employee's former rank, class or grade, whichever is applicable. The
658 commissioner shall establish such divisions as the commissioner
659 deems necessary for effective operation of the state police force and
660 consistent with budgetary allotments, a Criminal Intelligence Division
661 and a state-wide organized crime investigative task force to be
662 engaged throughout the state for the purpose of preventing and
663 detecting any violation of the criminal law. The head of the Criminal
664 Intelligence Division shall be of the rank of sergeant or above. The
665 head of the state-wide organized crime investigative task force shall be
666 a police officer. Salaries of the members of the Division of State Police
667 within the Department of Public Safety shall be fixed by the
668 Commissioner of Administrative Services as provided in section 4-40.
669 **[**On and after April 1, 2009, no meal allowance shall be provided to
670 any employee within the Department of Public Safety who is not
671 covered by a collective bargaining agreement that requires such
672 allowance.**]** <u>A meal allowance shall be maintained for state police</u>
673 <u>personnel at the expense of the state.</u> Said police personnel may be
674 promoted, demoted, suspended or removed by the commissioner, but
675 no final dismissal from the service shall be ordered until a hearing has
676 been had before said commissioner on charges preferred against such

677 officer. Each state police officer shall, before entering upon such
678 officer's duties, be sworn to the faithful performance of such duties.
679 The Commissioner of Public Safety shall designate an adequate patrol
680 force for motor patrol work exclusively.

681 Sec. 67. (*Effective from passage*) Notwithstanding the provisions of
682 section 4-28e of the general statutes, for each of the fiscal years ending
683 June 30, 2010, and June 30, 2011, the sum of $500,000 shall be
684 transferred from the Tobacco and Health Trust Fund to The University
685 of Connecticut Health Center for the Connecticut Health Information
686 Network.

687 Sec. 68. (*Effective from passage*) The sum of $100,000 appropriated in
688 section 1 of this act to the Department of Public Health, from the
689 General Fund, for the fiscal year ending June 30, 2010, for AIDS
690 Services, shall be available to support the grant for the AIDS Interfaith
691 Network for technical assistance, audit and capacity building.

692 Sec. 69. Section 4-66aa of the general statutes, as amended by section
693 28 of public act 09-229, is repealed and the following is substituted in
694 lieu thereof (*Effective from passage*):

695 (a) There is established, within the General Fund, a separate,
696 nonlapsing account to be known as the "community investment
697 account". The account shall contain any moneys required by law to be
698 deposited in the account. The funds in the account shall be distributed
699 every three months as follows: (1) Twenty-five per cent to the
700 Connecticut Commission on Culture and Tourism to use as follows:
701 (A) Two hundred thousand dollars, annually, to supplement the
702 technical assistance and preservation activities of the Connecticut
703 Trust for Historic Preservation, established pursuant to special act 75-
704 93, and (B) the remainder to supplement historic preservation activities
705 as provided in sections 10-409 to 10-415, inclusive; (2) twenty-five per
706 cent to the Connecticut Housing Finance Authority to supplement new
707 or existing affordable housing programs; (3) twenty-five per cent to the
708 Department of Environmental Protection for municipal open space

709 grants; and (4) twenty-five per cent to the Department of Agriculture
710 to use as follows: (A) Five hundred thousand dollars annually for the
711 agricultural viability grant program established pursuant to section 22-
712 26j, as amended by **[**this act**]** section 32 of public act 09-229; (B) five
713 hundred thousand dollars, annually for the farm transition program
714 established pursuant to section 22-26k, as amended by **[**this act**]** section
715 31 of public act 09-229; (C) one hundred thousand dollars annually to
716 encourage the sale of Connecticut Grown food to schools, restaurants,
717 retailers, and other institutions and businesses in the state; (D) seventy-
718 five thousand dollars annually for the Connecticut farm link program
719 established pursuant to section 22-26*l*; and (E) the remainder for
720 farmland preservation programs pursuant to chapter 422. Each agency
721 receiving funds under this section may use not more than ten per cent
722 of such funds for administration of the programs for which the funds
723 were provided.

724 (b) Notwithstanding the provisions of subsection (a) of this section,
725 from **[**the effective date of this section**]** July 1, 2009, until July 1, 2011,
726 the funds in the community investment account established pursuant
727 to said subsection shall be distributed every three months as follows:
728 (1) Twenty per cent to the Connecticut Commission on Culture and
729 Tourism to use as follows: (A) Two hundred thousand dollars,
730 annually, to supplement the technical assistance and preservation
731 activities of the Connecticut Trust for Historic Preservation,
732 established pursuant to special act 75-93, and (B) the remainder to
733 supplement historic preservation activities as provided in sections 10-
734 409 to 10-415, inclusive; (2) twenty per cent to the Connecticut Housing
735 Finance Authority to supplement new or existing affordable housing
736 programs; (3) twenty per cent to the Department of Environmental
737 Protection for municipal open space grants; and (4) forty per cent to
738 the Department of Agriculture to use as follows: (A) **[**Five hundred
739 thousand dollars annually**]** One hundred twenty-five thousand
740 dollars, quarterly, for the agricultural viability grant program
741 established pursuant to section 22-26j, as amended by **[**this act**]** section
742 32 of public act 09-229; (B) **[**five hundred thousand dollars, annually**]**

743 one hundred twenty-five thousand dollars, quarterly, for the farm
744 transition program established pursuant to section 22-26k, as amended
745 by [this act] section 31 of public act 09-229; (C) [one hundred thousand
746 dollars, annually] twenty-five thousand dollars, quarterly, to
747 encourage the sale of Connecticut Grown food to schools, restaurants,
748 retailers, and other institutions and businesses in the state; (D)
749 [seventy-five thousand dollars, annually] eighteen thousand seven
750 hundred fifty dollars, quarterly, for the Connecticut farm link program
751 established pursuant to section 22-26*l*; [and] (E) twelve thousand five
752 hundred dollars, quarterly, for Urban Oaks Organic Farm; (F) eleven
753 thousand eight hundred seventy-five dollars, quarterly, for the
754 Seafood Advisory Council established pursuant to section 22-455; (G)
755 eleven thousand eight hundred seventy-five dollars, quarterly, to the
756 Connecticut Farm Wine Development Council established pursuant to
757 section 22-26c; (H) six thousand two hundred fifty dollars, quarterly, to
758 the Connecticut Food Policy Council established pursuant to section
759 22-456; and (I) the remainder each quarter to the agricultural
760 sustainability account established pursuant to section 29 of [this act]
761 public act 09-229. Each agency receiving funds under this section may
762 use not more than ten per cent of such funds for administration of the
763 programs for which the funds were provided, except the Department
764 of Agriculture may also use such funds for the administration of
765 farmland preservation programs pursuant to chapter 422.

766 Sec. 70. (*Effective from passage*) (a) For the fiscal years ending June 30,
767 2010, and June 30, 2011, any municipality with a population greater
768 than one hundred thirty thousand that has issued pension deficit
769 funding bonds pursuant to section 7-374c of the general statutes shall
770 not be obligated to make any appropriation to fund, or make any
771 contribution to, any pension plan funded with the proceeds of such
772 bonds. Not later than August 1, 2010, and August 1, 2011, such
773 municipality shall provide the Secretary of the Office of Policy and
774 Management and the State Treasurer with a plan of funding for such
775 pension plan for the fiscal years ending June 30, 2010, and June 30,
776 2011, respectively.

777 (b) In each fiscal year that said secretary and Treasurer fail to
778 approve the plan of funding submitted pursuant to subsection (a) of
779 this section, such municipality shall make a minimum contribution to
780 such pension plan of six million dollars.

781 Sec. 71. (*Effective from passage*) For the fiscal years ending June 30,
782 2010, and June 30, 2011, the Commissioner of Education, when
783 distributing grant funds to expand the number of grades at a state
784 charter school that the commissioner has determined assists the state
785 in meeting the goals of the 2008 stipulation and order in Milo Sheff, et
786 al. v. William A. O'Neill, et al., shall distribute such grant funds solely
787 from funds appropriated to the Department of Education, for Sheff
788 Settlement.

789 Sec. 72. Section 10-262h of the general statutes is amended by
790 adding subsection (c) as follows (*Effective from passage*):

791 (NEW) (c) (1) Notwithstanding the provisions of this section, for the
792 fiscal years ending June 30, 2010, and June 30, 2011, each town shall
793 receive an equalization aid grant in amount provided for in
794 subdivision (2) of this subsection.

795 (2) Equalization aid grant amounts.

	Town	Grant for Fiscal Year 2010	Grant for Fiscal Year 2011
T2614			
T2615			
T2616			
T2617	Andover	2,330,856	2,330,856
T2618	Ansonia	15,031,668	15,031,668
T2619	Ashford	3,896,069	3,896,069
T2620	Avon	1,232,688	1,232,688
T2621	Barkhamsted	1,615,872	1,615,872
T2622	Beacon Falls	4,044,804	4,044,804
T2623	Berlin	6,169,410	6,169,410
T2624	Bethany	2,030,845	2,030,845
T2625	Bethel	8,157,837	8,157,837
T2626	Bethlehem	1,318,171	1,318,171
T2627	Bloomfield	5,410,345	5,410,345

T2628	Bolton	3,015,660	3,015,660
T2629	Bozrah	1,229,255	1,229,255
T2630	Branford	1,759,095	1,759,095
T2631	Bridgeport	164,195,344	164,195,344
T2632	Bridgewater	137,292	137,292
T2633	Bristol	41,657,314	41,657,314
T2634	Brookfield	1,530,693	1,530,693
T2635	Brooklyn	6,978,295	6,978,295
T2636	Burlington	4,295,578	4,295,578
T2637	Canaan	207,146	207,146
T2638	Canterbury	4,733,625	4,733,625
T2639	Canton	3,348,790	3,348,790
T2640	Chaplin	1,880,888	1,880,888
T2641	Cheshire	9,298,837	9,298,837
T2642	Chester	665,733	665,733
T2643	Clinton	6,465,651	6,465,651
T2644	Colchester	13,547,231	13,547,231
T2645	Colebrook	495,044	495,044
T2646	Columbia	2,550,037	2,550,037
T2647	Cornwall	85,322	85,322
T2648	Coventry	8,845,691	8,845,691
T2649	Cromwell	4,313,692	4,313,692
T2650	Danbury	22,857,956	22,857,956
T2651	Darien	1,616,006	1,616,006
T2652	Deep River	1,687,351	1,687,351
T2653	Derby	6,865,689	6,865,689
T2654	Durham	3,954,812	3,954,812
T2655	Eastford	1,109,873	1,109,873
T2656	East Granby	1,301,142	1,301,142
T2657	East Haddam	3,718,223	3,718,223
T2658	East Hampton	7,595,720	7,595,720
T2659	East Hartford	41,710,817	41,710,817
T2660	East Haven	18,764,125	18,764,125
T2661	East Lyme	7,100,611	7,100,611
T2662	Easton	593,868	593,868
T2663	East Windsor	5,482,135	5,482,135
T2664	Ellington	9,504,917	9,504,917
T2665	Enfield	28,380,144	28,380,144
T2666	Essex	389,697	389,697
T2667	Fairfield	3,590,008	3,590,008
T2668	Farmington	1,611,013	1,611,013

T2669	Franklin	941,077	941,077
T2670	Glastonbury	6,201,152	6,201,152
T2671	Goshen	218,188	218,188
T2672	Granby	5,394,276	5,394,276
T2673	Greenwich	3,418,642	3,418,642
T2674	Griswold	10,735,024	10,735,024
T2675	Groton	25,374,989	25,374,989
T2676	Guilford	3,058,981	3,058,981
T2677	Haddam	1,728,610	1,728,610
T2678	Hamden	23,030,761	23,030,761
T2679	Hampton	1,337,582	1,337,582
T2680	Hartford	187,974,890	187,974,890
T2681	Hartland	1,350,837	1,350,837
T2682	Harwinton	2,728,401	2,728,401
T2683	Hebron	6,872,931	6,872,931
T2684	Kent	167,342	167,342
T2685	Killingly	15,245,633	15,245,633
T2686	Killingworth	2,227,467	2,227,467
T2687	Lebanon	5,467,634	5,467,634
T2688	Ledyard	12,030,465	12,030,465
T2689	Lisbon	3,899,238	3,899,238
T2690	Litchfield	1,479,851	1,479,851
T2691	Lyme	145,556	145,556
T2692	Madison	1,576,061	1,576,061
T2693	Manchester	30,619,100	30,619,100
T2694	Mansfield	10,070,677	10,070,677
T2695	Marlborough	3,124,421	3,124,421
T2696	Meriden	53,783,711	53,783,711
T2697	Middlebury	684,186	684,186
T2698	Middlefield	2,100,239	2,100,239
T2699	Middletown	16,652,386	16,652,386
T2700	Milford	10,728,519	10,728,519
T2701	Monroe	6,572,118	6,572,118
T2702	Montville	12,549,431	12,549,431
T2703	Morris	657,975	657,975
T2704	Naugatuck	29,211,401	29,211,401
T2705	New Britain	73,929,296	73,929,296
T2706	New Canaan	1,495,604	1,495,604
T2707	New Fairfield	4,414,083	4,414,083
T2708	New Hartford	3,143,902	3,143,902
T2709	New Haven	142,509,525	142,509,525

T2710	Newington	12,632,615	12,632,615
T2711	New London	22,940,565	22,940,565
T2712	New Milford	11,939,587	11,939,587
T2713	Newtown	4,309,646	4,309,646
T2714	Norfolk	381,414	381,414
T2715	North Branford	8,117,122	8,117,122
T2716	North Canaan	2,064,592	2,064,592
T2717	North Haven	3,174,940	3,174,940
T2718	North Stonington	2,892,440	2,892,440
T2719	Norwalk	10,095,131	10,095,131
T2720	Norwich	32,316,543	32,316,543
T2721	Old Lyme	605,586	605,586
T2722	Old Saybrook	652,677	652,677
T2723	Orange	1,055,910	1,055,910
T2724	Oxford	4,606,861	4,606,861
T2725	Plainfield	15,353,204	15,353,204
T2726	Plainville	10,161,853	10,161,853
T2727	Plymouth	9,743,272	9,743,272
T2728	Pomfret	3,092,817	3,092,817
T2729	Portland	4,272,257	4,272,257
T2730	Preston	3,057,025	3,057,025
T2731	Prospect	5,319,201	5,319,201
T2732	Putnam	8,071,851	8,071,851
T2733	Redding	687,733	687,733
T2734	Ridgefield	2,063,814	2,063,814
T2735	Rocky Hill	3,355,227	3,355,227
T2736	Roxbury	158,114	158,114
T2737	Salem	3,099,694	3,099,694
T2738	Salisbury	187,266	187,266
T2739	Scotland	1,444,458	1,444,458
T2740	Seymour	9,836,508	9,836,508
T2741	Sharon	145,798	145,798
T2742	Shelton	4,975,852	4,975,852
T2743	Sherman	244,327	244,327
T2744	Simsbury	5,367,517	5,367,517
T2745	Somers	5,918,636	5,918,636
T2746	Southbury	2,422,233	2,422,233
T2747	Southington	19,839,108	19,839,108
T2748	South Windsor	12,858,826	12,858,826
T2749	Sprague	2,600,651	2,600,651
T2750	Stafford	9,809,424	9,809,424

T2751	Stamford	7,978,877	7,978,877
T2752	Sterling	3,166,394	3,166,394
T2753	Stonington	2,061,204	2,061,204
T2754	Stratford	20,495,602	20,495,602
T2755	Suffield	6,082,494	6,082,494
T2756	Thomaston	5,630,307	5,630,307
T2757	Thompson	7,608,489	7,608,489
T2758	Tolland	10,759,283	10,759,283
T2759	Torrington	23,933,343	23,933,343
T2760	Trumbull	3,031,988	3,031,988
T2761	Union	239,576	239,576
T2762	Vernon	17,645,165	17,645,165
T2763	Voluntown	2,536,177	2,536,177
T2764	Wallingford	21,440,233	21,440,233
T2765	Warren	99,777	99,777
T2766	Washington	240,147	240,147
T2767	Waterbury	113,617,182	113,617,182
T2768	Waterford	1,445,404	1,445,404
T2769	Watertown	11,749,383	11,749,383
T2770	Westbrook	427,677	427,677
T2771	West Hartford	16,076,120	16,076,120
T2772	West Haven	41,399,303	41,399,303
T2773	Weston	948,564	948,564
T2774	Westport	1,988,255	1,988,255
T2775	Wethersfield	8,018,422	8,018,422
T2776	Willington	3,676,637	3,676,637
T2777	Wilton	1,557,195	1,557,195
T2778	Winchester	7,823,991	7,823,991
T2779	Windham	24,169,717	24,169,717
T2780	Windsor	11,547,663	11,547,663
T2781	Windsor Locks	4,652,368	4,652,368
T2782	Wolcott	13,539,371	13,539,371
T2783	Woodbridge	721,370	721,370
T2784	Woodbury	876,018	876,018
T2785	Woodstock	5,390,055	5,390,055

796 Sec. 73. (*Effective from passage*) (a) Notwithstanding the provisions of
797 section 4-30a of the general statutes, the State Treasurer shall, on the
798 effective date of this section, transfer the sum of one billion sixty-two
799 million one hundred thousand dollars from the Budget Reserve Fund

800 to the resources of the General Fund to be used as revenue for the
801 fiscal year ending June 30, 2010.

802 (b) Notwithstanding the provisions of section 4-30a of the general
803 statutes, the State Treasurer shall, on July 1, 2010, transfer the sum of
804 three hundred nineteen million seven hundred thousand dollars from
805 the Budget Reserve Fund to the resources of the General Fund to be
806 used as revenue for the fiscal year ending June 30, 2011.

807 Sec. 74. (*Effective from passage*) (a) Notwithstanding the provisions of
808 section 10a-256 of the general statutes, the sum of $10,000,000 shall be
809 transferred from The University of Connecticut Health Center Medical
810 Malpractice Trust Fund and credited to the resources of the General
811 Fund for each of the fiscal years ending June 30, 2010, and June 30,
812 2011.

813 (b) (1) Notwithstanding the provisions of section 9-701 of the
814 general statutes, the sum of $18,000,000 shall be transferred from the
815 Citizens' Election Fund and credited to the resources of the General
816 Fund for the fiscal year ending June 30, 2010.

817 (2) Notwithstanding the provisions of section 9-701 of the general
818 statutes, the sum of $7,000,000 shall be transferred from the Citizens'
819 Election Fund and credited to the resources of the General Fund for the
820 fiscal year ending June 30, 2011.

821 (c) (1) Notwithstanding the provisions of subparagraph (A) of
822 subdivision (2) of subsection (c) of section 4-28e of the general statutes,
823 on or after May 1, 2010, the sum of $10,000,000 shall be transferred
824 from the Tobacco and Health Trust Fund and credited to the resources
825 of the General Fund for the fiscal year ending June 30, 2010.

826 (2) Notwithstanding the provisions of subparagraph (A) of
827 subdivision (2) of subsection (c) of section 4-28e of the general statutes,
828 on or after May 1, 2011, the sum of $10,000,000 shall be transferred
829 from the Tobacco and Health Trust Fund and credited to the resources

830 of the General Fund for the fiscal year ending June 30, 2011.

831 (d) Notwithstanding the provisions of section 19a-32c of the general
832 statutes, the sum of $4,500,000 shall be transferred from the Biomedical
833 Research Trust Fund and credited to the resources of the General Fund
834 for each of the fiscal years ending June 30, 2010, and June 30, 2011.

835 (e) Notwithstanding the provisions of section 16-331cc of the general
836 statutes, the sum of $2,000,000 shall be transferred from the public,
837 educational and governmental programming and education
838 technology investment account and credited to the resources of the
839 General Fund for each of the fiscal years ending June 30, 2010, and
840 June 30, 2011.

841 (f) (1) Notwithstanding the provisions of section 54-215 of the
842 general statutes, the sum of $2,275,000 shall be transferred from the
843 Criminal Injuries Compensation Fund and credited to the resources of
844 the General Fund for the fiscal year ending June 30, 2010.

845 (2) Notwithstanding the provisions of section 54-215 of the general
846 statutes, the sum of $1,275,000 shall be transferred from the Criminal
847 Injuries Compensation Fund and credited to the resources of the
848 General Fund for the fiscal year ending June 30, 2011.

849 (g) Notwithstanding the provisions of section 54-56k of the general
850 statutes, the sum of $500,000 shall be transferred from the pretrial
851 account and credited to the resources of the General Fund for each of
852 the fiscal years ending June 30, 2010, and June 30, 2011.

853 (h) Notwithstanding the provisions of section 4-66aa of the general
854 statutes, as amended by section 28 of public act 09-229, the sum of
855 $500,000 shall be transferred from the agricultural viability subaccount
856 of the community investment account and credited to the resources of
857 the General Fund for the fiscal year ending June 30, 2010.

858 (i) Notwithstanding the provisions of section 22-380g of the general
859 statutes, the sum of $500,000 shall be transferred from the Animal

860 Population Control account and credited to the resources of the
861 General Fund for the fiscal year ending June 30, 2010.

862 (j) Notwithstanding the provisions of section 16-50v of the general
863 statutes, the sum of $500,000 shall be transferred from the Siting
864 Council Fund and credited to the resources of the General Fund for the
865 fiscal year ending June 30, 2011.

866 (k) Notwithstanding the provisions of section 42-190 of the general
867 statutes, the sum of $500,000 shall be transferred from the new
868 automobile warranties account and credited to the resources of the
869 General Fund for the fiscal year ending June 30, 2011.

870 (l) (1) The sum of $3,000,000 shall be transferred from The
871 University of Connecticut operating reserve account and credited to
872 the resources of the General Fund for the fiscal year ending June 30,
873 2010.

874 (2) The sum of $5,000,000 shall be transferred from The University
875 of Connecticut operating reserve account and credited to the resources
876 of the General Fund for the fiscal year ending June 30, 2011.

877 (m) (1) The sum of $1,000,000 shall be transferred from the
878 Connecticut State University System operating reserve account and
879 credited to the resources of the General Fund for the fiscal year ending
880 June 30, 2010.

881 (2) The sum of $3,000,000 shall be transferred from the Connecticut
882 State University System operating reserve account and credited to the
883 resources of the General Fund for the fiscal year ending June 30, 2011.

884 (n) The sum of $1,000,000 shall be transferred from the Regional
885 Community-Technical Colleges operating reserve account and credited
886 to the resources of the General Fund for each of the fiscal years ending
887 June 30, 2010, and June 30, 2011.

888 (o) Notwithstanding the provisions of section 4d-9 of the general

889 statutes, for the fiscal year ending June 30, 2010, the following sums
890 shall be transferred from the Technical Services Revolving Fund: (1)
891 $100,000 to the brain injury prevention and services account
892 established under section 14-295b of the general statutes, and (2) on or
893 after May 1, 2010, $3,900,000 to be credited to the resources of the
894 General Fund.

895 Sec. 75. (*Effective from passage*) Notwithstanding the provisions of
896 subdivision (1) of subsection (d) of section 4-28f of the general statutes,
897 for the fiscal year ending June 30, 2011, the board of trustees of the
898 Tobacco and Health Trust Fund may recommend authorization of
899 disbursement of funds for the purposes permitted under said
900 subdivision up to the unobligated balance projected to exist in said
901 fund as of June 30, 2011.

902 Sec. 76. Subsection (d) of section 3 of special act 09-6 is amended to
903 read as follows (*Effective from passage*):

904 (d) The Chief Justice of the Supreme Court **[**may**]** <u>shall</u> order judges
905 of the superior court to take schedule reduction days in accordance
906 with the provisions of this section.

907 Sec. 77. (*Effective from passage*) The provisions of section 3 of special
908 act 09-6 shall apply to state employees in the judicial branch.

909 Sec. 78. (*Effective from passage*) For the fiscal years ending June 30,
910 2010, and June 30, 2011, the Probate Court may expend not more than
911 ten per cent of the amount appropriated for the Kinship Fund, the
912 Grandparents and Relatives Respite Fund and the extended family
913 guardianship and assisted care program for administrative costs
914 related to the operation of each such fund or program.

915 Sec. 79. Section 32-35 of the general statutes is amended by adding
916 subsection (h) as follows (*Effective from passage*):

917 (NEW) (h) The corporation shall provide funding for the
918 Connecticut Small Business Innovation Research Office.

919 Sec. 80. (*Effective from passage*) The unexpended balance of funds
920 appropriated to the Department of Education, for Magnet Schools, in
921 section 2 of public act 09-2 of the June 19 special session shall not lapse
922 on June 30, 2009, and such funds shall continue to be available for such
923 purpose during the fiscal year ending June 30, 2010.

924 Sec. 81. (*Effective from passage*) (a) (1) Not later than July 1, 2010, the
925 Department of Social Services shall amend by regulation the definition
926 of "medically necessary" services utilized in the administration of
927 Medicaid to reflect savings in the current biennial budget by reducing
928 inefficiencies in the administration of the program while not reducing
929 the quality of care provided to Medicaid beneficiaries.

930 (2) The Commissioner of Social Services shall implement policies
931 and procedures utilizing said amended definition to achieve the
932 purposes of subdivision (1) of this subsection while in the process of
933 adopting the definition in regulation form, provided notice of intention
934 to adopt the regulation is printed in the Connecticut Law Journal
935 within forty-five days of implementation, and any such policies or
936 procedures shall be valid until the time the final regulation is effective.

937 (b) There is established a Medical Necessity Oversight Committee to
938 advise the Department of Social Services on the amended definition
939 and the implementation of the amended definition required under
940 subsection (a) of this section, and to provide feedback to the
941 department and the General Assembly on the impact of the amended
942 definition.

943 (c) The committee shall consist of the following members: Three
944 appointed by the Governor, two appointed by the speaker of the
945 House of Representatives, two appointed by the president pro tempore
946 of the Senate and one each appointed by the majority leaders of the
947 House of Representatives and the Senate and the minority leaders of
948 the House of Representatives and the Senate.

949 (d) All appointments to the committee shall be made no later than

950 thirty days after the effective date of this section. Any vacancy shall be
951 filled by the appointing authority, except that vacancies left unfilled
952 for more than sixty days may be filled by joint appointment of the
953 speaker of the House of Representatives and the president pro tempore
954 of the Senate.

955 (e) The speaker of the House of Representatives and the president
956 pro tempore of the Senate shall select the chairpersons of the
957 committee from among the members of the committee. Such
958 chairpersons shall schedule the first meeting of the committee, which
959 shall be held no later than sixty days after the effective date of this
960 section.

961 (f) The administrative staff of the joint standing committee of the
962 General Assembly having cognizance of matters relating to human
963 services shall serve as administrative staff of the committee.

964 (g) Not later than January 1, 2010, January 1, 2011, and January 1,
965 2012, the committee shall submit a report on its findings and
966 recommendations to the Governor and the joint standing committees
967 of the General Assembly having cognizance of matters relating to
968 public health, human services and appropriations and the budgets of
969 state agencies, in accordance with the provisions of section 11-4a of the
970 general statutes. The committee shall terminate on the date that it
971 submits the third such report or January 1, 2012, whichever is later.

972 Sec. 82. (*Effective from passage*) The Commissioner of Public Works
973 shall, within existing budgetary resources, conduct a survey of all
974 state-owned and state-leased properties to determine the available
975 capacity of such properties. On or before January 1, 2010, said
976 commissioner shall report, in accordance with the provisions of section
977 11-4a of the general statutes, to the joint standing committees of the
978 General Assembly having cognizance of matters relating to
979 appropriations and the budgets of state agencies, finance, revenue and
980 bonding, and government administration and elections as to such
981 available capacity.

982 Sec. 83. (*Effective from passage*) Notwithstanding the provisions of
983 section 3-125a of the general statutes concerning the referral of a
984 settlement agreement to, and the report by, the committees of
985 cognizance of the General Assembly and the acceptance of the
986 provisions of a settlement agreement by resolution of the General
987 Assembly, the settlement agreement between the state of Connecticut
988 and the Mashantucket Pequot Tribe and the settlement agreement
989 between the state of Connecticut and the Mohegan Tribe of Indians of
990 Connecticut, concerning the calculation of the revenue due the state
991 under the slot machine agreements between the state and said tribes,
992 submitted by the Governor and the Attorney General to the General
993 Assembly on August 26, 2009, for approval pursuant to sections 3-6c
994 and 3-125a of the general statutes, are approved.

995 Sec. 84. (*Effective from passage*) Notwithstanding the provisions of
996 sections 10-266m and 10-97 of the general statutes, for the fiscal years
997 ending June 30, 2010, and June 30, 2011, the Commissioner of
998 Education may provide grants, within available appropriations, in an
999 amount not to exceed two thousand five hundred dollars per pupil, to
1000 local and regional boards of education that transport students who
1001 previously attended, or who have been accepted for enrollment at, J.M.
1002 Wright Technical School in Stamford to Henry Abbott Technical High
1003 School in Danbury, for the costs associated with such transportation.
1004 Such grants shall not exceed the actual costs of transportation for each
1005 pupil. Applications shall be submitted to the Commissioner of
1006 Education at such time and on such forms as the commissioner
1007 prescribes.

1008 Sec. 85. Section 7-329a of the general statutes, as amended by section
1009 7 of public act 09-186, is repealed and the following is substituted in
1010 lieu thereof (*Effective from passage*):

1011 **[**(a)**]** Any town may, by vote of its legislative body, establish a port
1012 district which shall embrace such town. The affairs of any such district
1013 shall be administered by a port authority, comprising not fewer than

1014 five nor more than seven members. The members of any such
1015 authority shall be appointed by the chief executive of the town and
1016 shall serve for such term as the legislative body may prescribe and
1017 until their successors are appointed and have qualified. Vacancies shall
1018 be filled by the chief executive for the unexpired portion of the term.
1019 The members of each such board shall serve without compensation,
1020 except for necessary expenses. The jurisdiction of a port authority shall
1021 not extend to matters relating to the licensure of pilots, the safe
1022 conduct of vessels, the protection of the ports and waters of the state
1023 and all other matters set forth in chapter 263 which are under the
1024 authority of the Department of Transportation. In addition the
1025 jurisdiction of a port authority shall not extend to matters relating to
1026 (1) a solid waste facility, as defined in subdivision (4) of section 22a-
1027 207, (2) a recycling facility, as defined in subdivision (8) of section 22a-
1028 207, (3) the building of a paper mill or a paper recycling facility, or (4)
1029 the Connecticut Resources Recovery Authority.

1030 **[**(b) No town shall (1) terminate or reorganize a port district
1031 established by such town pursuant to subsection (a) of this section or a
1032 port authority appointed by such chief elected official pursuant to
1033 subsection (a) of this section, (2) modify the duties or powers of such
1034 port authority, or (3) modify the property included in such port
1035 district, without the written consent of the Commissioner of
1036 Transportation.**]**

1037 Sec. 86. Section 9-701 of the general statutes is repealed and the
1038 following is substituted in lieu thereof (*Effective from passage*):

1039 There is established the "Citizens' Election Fund", which shall be a
1040 separate, nonlapsing account within the General Fund. The fund may
1041 contain any moneys required by law to be deposited in the fund.
1042 Investment earnings credited to the assets of the fund shall become
1043 part of the assets of the fund. The State Treasurer shall administer the
1044 fund. All moneys deposited in the fund shall be used for the purposes
1045 of sections 9-700 to 9-716, inclusive. **[**The State Elections Enforcement

1046 Commission may deduct and retain from the moneys in the fund an
1047 amount equal to the costs incurred by the commission in administering
1048 the provisions of sections 9-603, 9-624, 9-675 to 9-677, inclusive, and 9-
1049 700 to 9-716, inclusive, provided such amount shall not exceed two
1050 million dollars during the fiscal year ending June 30, 2006, one million
1051 dollars during the fiscal year ending June 30, 2007, or two million three
1052 hundred thousand dollars during any fiscal year thereafter. Any
1053 portion of such allocation that exceeds the costs incurred by the
1054 commission in administering the provisions of sections 9-700 to 9-716,
1055 inclusive, during the fiscal year for which such allocation is made shall
1056 continue to be available for such administrative costs incurred by the
1057 commission in succeeding fiscal years.**]**

1058 Sec. 87. Section 3-99c of the general statutes is repealed and the
1059 following is substituted in lieu thereof (*Effective from passage*):

1060 All fees received by the Secretary of the State shall be deposited in
1061 the General Fund. **[**, except that the Treasurer shall deposit in a
1062 separate, nonlapsing commercial recording account which shall be
1063 established within the General Fund, sufficient funds for the
1064 administration of the Commercial Recording Division within the office
1065 of the Secretary of the State. All costs incurred in the administration of
1066 the Commercial Recording Division shall be paid from the commercial
1067 recording account.**]**

1068 Sec. 88. (*Effective from passage*) The State Treasurer and the Secretary
1069 of the Office of Policy and Management shall jointly develop a
1070 financing plan that will result in net proceeds of up to one billion three
1071 hundred million dollars to be used as general revenues for the state
1072 during the fiscal year commencing July 1, 2010. Such plan may include,
1073 but need not be limited to, consideration of securitization of proceeds
1074 from the sale of lottery tickets, as provided in chapter 229a of the
1075 general statutes, the issuance of notes, bonds or other instruments of
1076 debt in the public markets, through private placement of such debt
1077 instruments, or the purchase of such notes, bonds or other instruments

1078 of debt by the Connecticut Retirement Plans and Trust Funds. Such
1079 plan shall be completed on or before February 3, 2010, and provided to
1080 the chairpersons of the joint standing committees of the General
1081 Assembly having cognizance of matters relating to appropriations and
1082 finance, revenue and bonding.

1083 Sec. 89. (NEW) (*Effective from passage*) (a) As used in this section:

1084 (1) "Eligible taxpayer" means a person, as defined in section 12-1 of
1085 the general statutes, that receives a written statement from the
1086 commissioner notifying the person of the person's eligibility to
1087 participate in the settlement initiative program;

1088 (2) "Affected taxable period" means any taxable period for which
1089 (A) interest or a penalty was imposed for the late payment of tax, (B)
1090 interest or a penalty was imposed upon examination of a tax return by
1091 the department, for underreporting of the tax, or (C) interest to, or an
1092 addition to, tax was made where a person failed to file a tax return and
1093 the commissioner made a return on behalf of such person;

1094 (3) "Tax" means any tax imposed by any law of this state and
1095 required to be paid to the department, other than the tax imposed
1096 under chapter 222 of the general statutes, on any licensee, as defined in
1097 section 12-486 of the general statutes;

1098 (4) "Commissioner" means the Commissioner of Revenue Services;
1099 and

1100 (5) "Department" means the Department of Revenue Services.

1101 (b) (1) The commissioner shall establish a settlement initiative
1102 program for eligible taxpayers that owe tax for an affected taxable
1103 period, when the full amount of the tax owed for the affected taxable
1104 period has not been paid to the department. The commissioner may
1105 send written statements to eligible taxpayers notifying them of their
1106 eligibility to participate in such program. The settlement initiative
1107 program shall be conducted during the period of October 1, 2009, to

1108 December 31, 2009, inclusive.

1109 (2) An eligible taxpayer shall have sixty days from the date of such
1110 eligible taxpayer's receipt of written notification under such program
1111 to pay in full the amount of the tax owed for the affected taxable
1112 period.

1113 (3) If an eligible taxpayer complies with subdivision (2) of this
1114 subsection, (A) the commissioner shall waive any civil penalties that
1115 may be applicable to the affected taxable period and shall waive fifty
1116 per cent of the interest due for the affected taxable period, and (B) such
1117 compliance shall constitute a waiver by the eligible taxpayer of all the
1118 eligible taxpayer's administrative and judicial rights of appeal that
1119 have not run or otherwise expired as of the date payment is made for
1120 the affected taxable period indicated on the written notification
1121 received by such eligible taxpayer, and (C) no payment made by an
1122 eligible taxpayer under such program for the affected taxable period
1123 indicated on the written notification received by such eligible taxpayer
1124 shall be refunded or credited to such eligible taxpayer.

1125 (4) If an eligible taxpayer fails to comply with subdivision (2) of this
1126 subsection, such eligible taxpayer shall no longer be eligible to
1127 participate in the settlement initiative program. The commissioner
1128 shall retain any payments made and apply such payments against any
1129 tax owed by such eligible taxpayer.

1130 (c) Nothing in this section shall entitle any eligible taxpayer to a
1131 refund or credit of any amount paid to the department prior to the
1132 commissioner's written notification under subdivision (1) of subsection
1133 (b) of this section.

1134 (d) Notwithstanding any provision of law, the commissioner may
1135 do all things necessary in order to provide for the timely
1136 implementation of this section.

1137 Sec. 90. (NEW) (*Effective from passage and applicable to income years*

1138 *commencing on or after January 1, 2010*) Any company that derives
1139 income from sources within this state, or that has a substantial
1140 economic presence within this state, evidenced by a purposeful
1141 direction of business toward this state, examined in light of the
1142 frequency, quantity and systematic nature of a company's economic
1143 contacts with this state, without regard to physical presence, and to the
1144 extent permitted by the Constitution of the United States, shall be
1145 liable for the tax imposed under chapter 208 of the general statutes.
1146 Such company shall apportion its net income under the provisions of
1147 said chapter 208.

1148 Sec. 91. Section 12-726 of the general statutes is repealed and the
1149 following is substituted in lieu thereof (*Effective from passage and*
1150 *applicable to taxable years commencing on or after January 1, 2010*):

1151 (a) Each partnership <u>doing business in this state or</u> having any
1152 income derived from or connected with sources within this state,
1153 determined in accordance with the provisions of this chapter, shall
1154 make a return for the taxable year setting forth all items of income,
1155 gain, loss and deduction, and the name, address and Social Security or
1156 federal employer identification number of each partner, whether or not
1157 a resident of this state, the amount of each partner's distributive share
1158 of (1) such partnership's separately and nonseparately computed
1159 items, as described in Section 702(a) of the Internal Revenue Code, (2)
1160 any modification described in section 12-701 which relates to an item
1161 of such partnership's income, gain, loss or deduction, (3) such
1162 partnership's separately and nonseparately computed items, as
1163 described in Section 702(a) of the Internal Revenue Code, to the extent
1164 derived from or connected with sources within this state, as
1165 determined under this chapter, and (4) any modification described in
1166 section 12-701 which relates to an item of such partnership's income,
1167 gain, loss or deduction, to the extent derived from or connected with
1168 sources within this state, as determined under this chapter, and such
1169 other pertinent information as the Commissioner of Revenue Services
1170 may prescribe by regulations and instructions. Such return shall be

1171 filed on or before the fifteenth day of the fourth month following the
1172 close of each taxable year. The partnership shall, on or before the day
1173 on which such return is filed, furnish to each person who was a
1174 partner during the taxable year a copy of such information as shown
1175 on the return. By way of example and not of limitation, and for
1176 purposes of this section and section 12-719, a partnership that has a
1177 substantial economic presence within this state, as evidenced by a
1178 purposeful direction of business toward this state, examined in light of
1179 the frequency, quantity and systematic nature of the partnership's
1180 economic contacts with this state, without regard to physical presence,
1181 shall, to the extent permitted by the Constitution of the United States,
1182 be considered to be doing business in this state.

1183 (b) Each S corporation doing business in this state or having any
1184 income derived from or connected with sources within this state,
1185 determined in accordance with the provisions of this chapter, shall
1186 make a return for the taxable year setting forth all items of income,
1187 gain, loss and deduction, and the name, address and Social Security or
1188 federal employer identification number of each shareholder, whether
1189 or not a resident of this state, the amount of each shareholder's pro rata
1190 share of (1) such S corporation's separately and nonseparately
1191 computed items, as described in Section 1366 of the Internal Revenue
1192 Code, (2) any modification described in section 12-701 which relates to
1193 an item of such S corporation's income, gain, loss or deduction, (3)
1194 such S corporation's separately and nonseparately computed items, as
1195 described in Section 1366 of the Internal Revenue Code, to the extent
1196 derived from or connected with sources within this state, as
1197 determined under this chapter, and (4) any modification described in
1198 section 12-701 which relates to an item of such S corporation's income,
1199 gain, loss or deduction, to the extent derived from or connected with
1200 sources within this state, as determined under this chapter, and such
1201 other pertinent information as the Commissioner of Revenue Services
1202 may prescribe by regulations and instructions. Such return shall be
1203 filed on or before the fifteenth day of the fourth month following the
1204 close of each taxable year. The S corporation shall, on or before the day

1205 on which such return is filed, furnish to each person who was a
1206 shareholder during the taxable year a copy of such information as
1207 shown on the return. By way of example and not of limitation, and for
1208 purposes of this section and section 12-719, an S corporation that has a
1209 substantial economic presence within this state, as evidenced by a
1210 purposeful direction of business toward this state, examined in light of
1211 the frequency, quantity and systematic nature of the S corporation's
1212 economic contacts with this state, without regard to physical presence,
1213 shall, to the extent permitted by the Constitution of the United States,
1214 be considered to be doing business in this state.

1215 Sec. 92. Section 6-38m of the general statutes is repealed and the
1216 following is substituted in lieu thereof (*Effective from passage*):

1217 Commencing October 1, 2001, and not later than October **[**first each
1218 year thereafter**]** 1, 2008, each state marshal shall pay an annual fee of
1219 two hundred fifty dollars to the State Marshal Commission, which fee
1220 shall be deposited in the General Fund. Commencing October 1, 2009,
1221 and not later than October first each year thereafter, each state marshal
1222 shall pay an annual fee of seven hundred fifty dollars to the State
1223 Marshal Commission, which fee shall be deposited in the General
1224 Fund.

1225 Sec. 93. (NEW) (*Effective from passage*) (a) The Commissioner of
1226 Social Services shall forward to a state marshal for service any
1227 subpoena, summons, warrant or court order relating to proceedings
1228 initiated by said commissioner, provided such subpoena, summons,
1229 warrant or court order has had no action taken upon it within the past
1230 fourteen days and the underlying proceedings remain unresolved.

1231 (b) To resolve any backlog, commencing October 1, 2009, and
1232 monthly thereafter, the Commissioner of Social Services shall forward
1233 to state marshals for service not more than one hundred fifty
1234 subpoenas, summons, warrants or court orders relating to proceedings
1235 initiated by said commissioner that have had no action taken upon
1236 them within the past thirty days.

1237 Sec. 94. Subsection (b) of section 12-214 of the general statutes is
1238 repealed and the following is substituted in lieu thereof (*Effective from*
1239 *passage and applicable to income years commencing on or after January 1,*
1240 *2009*):

1241 (b) (1) With respect to income years commencing on or after January
1242 1, 1989, and prior to January 1, 1992, any company subject to the tax
1243 imposed in accordance with subsection (a) of this section shall pay, for
1244 each such income year, an additional tax in an amount equal to twenty
1245 per cent of the tax calculated under said subsection (a) for such income
1246 year, without reduction of the tax so calculated by the amount of any
1247 credit against such tax. The additional amount of tax determined
1248 under this subsection for any income year shall constitute a part of the
1249 tax imposed by the provisions of said subsection (a) and shall become
1250 due and be paid, collected and enforced as provided in this chapter.

1251 (2) With respect to income years commencing on or after January 1,
1252 1992, and prior to January 1, 1993, any company subject to the tax
1253 imposed in accordance with subsection (a) of this section shall pay, for
1254 each such income year, an additional tax in an amount equal to ten per
1255 cent of the tax calculated under said subsection (a) for such income
1256 year, without reduction of the tax so calculated by the amount of any
1257 credit against such tax. The additional amount of tax determined
1258 under this subsection for any income year shall constitute a part of the
1259 tax imposed by the provisions of said subsection (a) and shall become
1260 due and be paid, collected and enforced as provided in this chapter.

1261 (3) With respect to income years commencing on or after January 1,
1262 2003, and prior to January 1, 2004, any company subject to the tax
1263 imposed in accordance with subsection (a) of this section shall pay, for
1264 each such income year, an additional tax in an amount equal to twenty
1265 per cent of the tax calculated under said subsection (a) for such income
1266 year, without reduction of the tax so calculated by the amount of any
1267 credit against such tax. The additional amount of tax determined
1268 under this subsection for any income year shall constitute a part of the

1269 tax imposed by the provisions of said subsection (a) and shall become
1270 due and be paid, collected and enforced as provided in this chapter.

1271 (4) With respect to income years commencing on or after January 1,
1272 2004, and prior to January 1, 2005, any company subject to the tax
1273 imposed in accordance with subsection (a) of this section shall pay, for
1274 each such income year, an additional tax in an amount equal to
1275 twenty-five per cent of the tax calculated under said subsection (a) for
1276 such income year, without reduction of the tax so calculated by the
1277 amount of any credit against such tax, except that any company that
1278 pays the minimum tax of two hundred fifty dollars under section 12-
1279 219, as amended by this act, or 12-223c for such income year shall not
1280 be subject to the additional tax imposed by this subdivision. The
1281 additional amount of tax determined under this subdivision for any
1282 income year shall constitute a part of the tax imposed by the
1283 provisions of said subsection (a) and shall become due and be paid,
1284 collected and enforced as provided in this chapter.

1285 (5) With respect to income years commencing on or after January 1,
1286 2006, and prior to January 1, 2007, any company subject to the tax
1287 imposed in accordance with subsection (a) of this section shall pay,
1288 except when the tax so calculated is equal to two hundred fifty dollars,
1289 for each such income year, an additional tax in an amount equal to
1290 twenty per cent of the tax calculated under said subsection (a) for such
1291 income year, without reduction of the tax so calculated by the amount
1292 of any credit against such tax. The additional amount of tax
1293 determined under this subsection for any income year shall constitute
1294 a part of the tax imposed by the provisions of said subsection (a) and
1295 shall become due and be paid, collected and enforced as provided in
1296 this chapter.

1297 (6) (A) With respect to income years commencing on or after
1298 January 1, 2009, and prior to January 1, 2012, any company subject to
1299 the tax imposed in accordance with subsection (a) of this section shall
1300 pay, for each such income year, except when the tax so calculated is

1301 equal to two hundred fifty dollars, an additional tax in an amount
1302 equal to ten per cent of the tax calculated under said subsection (a) for
1303 such income year, without reduction of the tax so calculated by the
1304 amount of any credit against such tax. The additional amount of tax
1305 determined under this subsection for any income year shall constitute
1306 a part of the tax imposed by the provisions of said subsection (a) and
1307 shall become due and be paid, collected and enforced as provided in
1308 this chapter.

1309 (B) Any company whose gross income for the income year was less
1310 than one hundred million dollars shall not be subject to the additional
1311 tax imposed under subparagraph (A) of this subdivision. This
1312 exception shall not apply to companies filing a combined return for the
1313 income year under section 12-223a or a unitary return under
1314 subsection (d) of section 12-218d.

1315 Sec. 95. Subdivision (1) of subsection (a) of section 12-217 of the
1316 general statutes is repealed and the following is substituted in lieu
1317 thereof (*Effective from passage and applicable to income years commencing*
1318 *on or after January 1, 2009*):

1319 (a) (1) In arriving at net income as defined in section 12-213, whether
1320 or not the taxpayer is taxable under the federal corporation net income
1321 tax, there shall be deducted from gross income, (A) all items deductible
1322 under the Internal Revenue Code effective and in force on the last day
1323 of the income year except (i) any taxes imposed under the provisions
1324 of this chapter which are paid or accrued in the income year and in the
1325 income year commencing January 1, 1989, and thereafter, any taxes in
1326 any state of the United States or any political subdivision of such state,
1327 or the District of Columbia, imposed on or measured by the income or
1328 profits of a corporation which are paid or accrued in the income year,
1329 **[**and**]** (ii) deductions for depreciation, which shall be allowed as
1330 provided in subsection (b) of this section, and (iii) deductions for
1331 qualified domestic production activities income, as provided in Section
1332 199 of the Internal Revenue Code, and (B) additionally, in the case of a

1333 regulated investment company, the sum of (i) the exempt-interest
1334 dividends, as defined in the Internal Revenue Code, and (ii) expenses,
1335 bond premium, and interest related to tax-exempt income that are
1336 disallowed as deductions under the Internal Revenue Code, and (C) in
1337 the case of a taxpayer maintaining an international banking facility as
1338 defined in the laws of the United States or the regulations of the Board
1339 of Governors of the Federal Reserve System, as either may be amended
1340 from time to time, the gross income attributable to the international
1341 banking facility, provided, no expense or loss attributable to the
1342 international banking facility shall be a deduction under any provision
1343 of this section, and (D) additionally, in the case of all taxpayers, all
1344 dividends as defined in the Internal Revenue Code effective and in
1345 force on the last day of the income year not otherwise deducted from
1346 gross income, including dividends received from a DISC or former
1347 DISC as defined in Section 992 of the Internal Revenue Code and
1348 dividends deemed to have been distributed by a DISC or former DISC
1349 as provided in Section 995 of said Internal Revenue Code, other than
1350 thirty per cent of dividends received from a domestic corporation in
1351 which the taxpayer owns less than twenty per cent of the total voting
1352 power and value of the stock of such corporation, and (E) additionally,
1353 in the case of all taxpayers, the value of any capital gain realized from
1354 the sale of any land, or interest in land, to the state, any political
1355 subdivision of the state, or to any nonprofit land conservation
1356 organization where such land is to be permanently preserved as
1357 protected open space or to a water company, as defined in section 25-
1358 32a, where such land is to be permanently preserved as protected open
1359 space or as Class I or Class II water company land.

1360 Sec. 96. Section 12-217dd of the general statutes is repealed and the
1361 following is substituted in lieu thereof (*Effective from passage and*
1362 *applicable to income years commencing on or after January 1, 2009*):

1363 (a) For purposes of this section, "donation of open space land"
1364 means the value of any land or interest in land conveyed without
1365 financial consideration, or the value of any discount of the sale price in

1366 any sale of land or interest in land, to the state, a political subdivision
1367 of the state, a water company, as defined in section 25-32a, or to any
1368 nonprofit land conservation organization where such land is to be
1369 permanently preserved as protected open space or used as a public
1370 water supply source.

1371 (b) There shall be allowed a credit for all taxpayers against the tax
1372 imposed under section 12-217, as amended by this act, in an amount
1373 equal to fifty per cent of any donation of open space land or as a public
1374 water supply source. For purposes of calculating the credit under this
1375 section, the amount of donation shall be based on the use value of the
1376 donated open space land and the amount received for such land. For
1377 purposes of this subsection, "use value" means the fair market value of
1378 land at its highest and best use, as determined by a certified real estate
1379 appraiser.

1380 (c) A credit that is allowed under this section, with respect to any
1381 taxable year commencing on or after January 1, 2000, but is not used by
1382 a taxpayer may be carried forward to each of the successive income
1383 years until such credit is fully taken. In no case shall a credit that is not
1384 used be carried forward for a period of more than **[**fifteen**]** twenty-five
1385 years.

1386 Sec. 97. Section 12-217jj of the general statutes is repealed and the
1387 following is substituted in lieu thereof (*Effective from passage and*
1388 *applicable to income years commencing on or after January 1, 2010*):

1389 (a) As used in this section:

1390 (1) "Commissioner" means the Commissioner of Revenue Services.

1391 (2) **[**"Commission" means the Connecticut Commission on Culture
1392 and Tourism**]** "Department" means the Department of Economic and
1393 Community Development.

1394 (3) (A) "Qualified production" means entertainment content created
1395 in whole or in part within the state, including motion pictures;

1396 documentaries; long-form, specials, mini-series, series, sound
1397 recordings, videos and music videos and interstitials television
1398 programming; interactive television; interactive games; videogames;
1399 commercials; [infomercials;] any format of digital media, including an
1400 interactive web site, created for distribution or exhibition to the
1401 general public; and any trailer, pilot, video teaser or demo created
1402 primarily to stimulate the sale, marketing, promotion or exploitation of
1403 future investment in either a product or a qualified production via any
1404 means and media in any digital media format, film or videotape,
1405 provided such program meets all the underlying criteria of a qualified
1406 production.

1407 (B) "Qualified production" shall not include any ongoing television
1408 program created primarily as news, weather or financial market
1409 reports, a production featuring current events, sporting events, an
1410 awards show or other gala event, a production whose sole purpose is
1411 fundraising, a long-form production that primarily markets a product
1412 or service, a production used for corporate training or in-house
1413 corporate advertising or other similar productions, or any production
1414 for which records are required to be maintained under 18 USC 2257
1415 with respect to sexually explicit content.

1416 (4) "Eligible production company" means a corporation, partnership,
1417 limited liability company, or other business entity engaged in the
1418 business of producing qualified productions on a one-time or ongoing
1419 basis, and qualified by the Secretary of the State to engage in business
1420 in the state.

1421 (5) "Production expenses or costs" means all expenditures clearly
1422 and demonstrably incurred in the state in the development,
1423 preproduction, production or postproduction costs of a qualified
1424 production, including:

1425 (A) Expenditures incurred in the state in the form of either
1426 compensation or purchases including production work, production
1427 equipment not eligible for the infrastructure tax credit provided in

1428 section 12-217kk, as amended by this act, production software,
1429 postproduction work, postproduction equipment, postproduction
1430 software, set design, set construction, props, lighting, wardrobe,
1431 makeup, makeup accessories, special effects, visual effects, audio
1432 effects, film processing, music, sound mixing, editing, location fees,
1433 soundstages and any and all other costs or services directly incurred in
1434 connection with a state-certified qualified production;

1435 (B) Expenditures for distribution, including preproduction,
1436 production or postproduction costs relating to the creation of trailers,
1437 marketing videos, commercials, point-of-purchase videos and any and
1438 all content created on film or digital media, including the duplication
1439 of films, videos, CDs, DVDs and any and all digital files now in
1440 existence and those yet to be created for mass consumer consumption;
1441 the purchase, by a company in the state, of any and all equipment
1442 relating to the duplication or mass market distribution of any content
1443 created or produced in the state by any digital media format which is
1444 now in use and those formats yet to be created for mass consumer
1445 consumption; and

1446 (C) "Production expenses or costs" does not include the following:
1447 (i) On and after January 1, 2008, compensation in excess of fifteen
1448 million dollars paid to any individual or entity representing an
1449 individual, for services provided in the production of a qualified
1450 production and on or after January 1, 2010, compensation subject to
1451 Connecticut personal income tax in excess of twenty million dollars
1452 paid in the aggregate to any individuals or entities representing
1453 individuals, for star talent provided in the production of a qualified
1454 production; (ii) media buys, promotional events or gifts or public
1455 relations associated with the promotion or marketing of any qualified
1456 production; (iii) deferred, leveraged or profit participation costs
1457 relating to any and all personnel associated with any and all aspects of
1458 the production, including, but not limited to, producer fees, director
1459 fees, talent fees and writer fees; (iv) costs relating to the transfer of the
1460 production tax credits; **[**and**]** (v) any amounts paid to persons or

1461 businesses as a result of their participation in profits from the
1462 exploitation of the qualified production; and (vi) any expenses or costs
1463 relating to an independent certification, as required by subsection (c)
1464 of this section, or as the department may otherwise require, pertaining
1465 to the amount of production expenses or costs set forth by an eligible
1466 production company in its application for a production tax credit.

1467 (6) "Sound recording" means a recording of music, poetry or
1468 spoken-word performance, but does not include the audio portions of
1469 dialogue or words spoken and recorded as part of a motion picture,
1470 video, theatrical production, television news coverage or athletic event.

1471 (7) "State-certified qualified production" means a qualified
1472 production produced by an eligible production company that (A) is in
1473 compliance with regulations adopted pursuant to subsection (g) of this
1474 section, (B) is authorized to conduct business in this state, and (C) has
1475 been approved by the **[**commission**]** department as qualifying for a
1476 production tax credit under this section.

1477 (8) "Interactive web site" means a web site, the production costs of
1478 which (A) exceed five hundred thousand dollars per income year, and
1479 (B) is primarily (i) interactive games or end user applications, or (ii)
1480 animation, simulation, sound, graphics, story lines or video created or
1481 repurposed for distribution over the Internet. An interactive web site
1482 does not include a web site primarily used for institutional, private,
1483 industrial, retail or wholesale marketing or promotional purposes, or
1484 which contains obscene content.

1485 (9) "Post-certification remedy" means the recapture, disallowance,
1486 recovery, reduction, repayment, forfeiture, decertification or any other
1487 remedy that would have the effect of reducing or otherwise limiting
1488 the use of a tax credit provided by this section.

1489 (b) (1) The **[**Connecticut Commission on Culture and Tourism**]**
1490 Department of Economic and Community Development shall
1491 administer a system of tax credit vouchers within the resources,

1492 requirements and purposes of this section for eligible production
1493 companies producing a state-certified qualified production in the state.

1494 (A) For income years commencing on or after January 1, 2006, but
1495 prior to January 1, 2010, any eligible production company incurring
1496 production expenses or costs in excess of fifty thousand dollars shall be
1497 eligible for a credit against the tax imposed under chapter 207 or this
1498 chapter equal to thirty per cent of such production expenses or costs. [,
1499 provided (A) on and after January 1, 2009, fifty per cent of such
1500 expenses or costs shall be counted toward such credit when incurred
1501 outside the state and used within the state, and one hundred per cent
1502 of such expenses or costs shall be counted toward such credit when
1503 incurred within the state and used within the state, and (B) on and
1504 after January 1, 2012, no expenses or costs incurred outside the state
1505 and used within the state shall be eligible for a credit, and one hundred
1506 per cent of such expenses or costs shall be counted toward such credit
1507 when incurred within the state and used within the state.]

1508 (B) For income years commencing on or after January 1, 2010, (i) any
1509 eligible production company incurring production expenses or costs of
1510 not less than one hundred thousand dollars, but not more than five
1511 hundred thousand dollars, shall be eligible for a credit against the tax
1512 imposed under chapter 207 or this chapter equal to ten per cent of such
1513 production expenses or costs, (ii) any such company incurring such
1514 expenses or costs of not less than five hundred thousand one dollars,
1515 but not more than one million dollars, shall be eligible for a credit
1516 against the tax imposed under chapter 207 or this chapter equal to
1517 fifteen per cent of such production expenses or costs, and (iii) any such
1518 company incurring such expenses or costs of more than one million
1519 dollars shall be eligible for a credit against the tax imposed under
1520 chapter 207 or this chapter equal to thirty per cent of such production
1521 expenses or costs.

1522 (C) No eligible production company incurring an amount of
1523 production expenses or costs that qualifies for such credit shall be

1524 eligible for such credit unless on or after January 1, 2010, such
1525 company conducts not less than fifty per cent of principal photography
1526 days within the state.

1527 (D) (i) For income years commencing on or after January 1, 2009, but
1528 prior to January 1, 2010, fifty per cent of production expenses or costs
1529 shall be counted toward such credit when incurred outside the state
1530 and used within the state, and one hundred per cent of such expenses
1531 or costs shall be counted toward such credit when incurred within the
1532 state and used within the state.

1533 (ii) For income years commencing on or after January 1, 2010, no
1534 expenses or costs incurred outside the state and used within the state
1535 shall be eligible for a credit, and one hundred per cent of such
1536 expenses or costs shall be counted toward such credit when incurred
1537 within the state and used within the state.

1538 (2) On and after July 1, 2006, and for income years commencing on
1539 or after January 1, 2006, any credit allowed pursuant to this subsection
1540 may be sold, assigned or otherwise transferred, in whole or in part, to
1541 one or more taxpayers, provided no credit, after issuance, may be sold,
1542 assigned or otherwise transferred, in whole or in part, more than three
1543 times.

1544 (3) On and after July 1, 2006, and for income years commencing on
1545 or after January 1, 2006, any such credit allowed under this subsection
1546 shall be claimed against the tax imposed under chapter 207 or this
1547 chapter for the income year in which the production expenses or costs
1548 were incurred, **[**and may be carried forward for**]** or in the three
1549 immediately succeeding income years. Any production tax credit
1550 allowed under this subsection shall be nonrefundable.

1551 (c) (1) An eligible production company shall apply to the
1552 **[**commission**]** department for a tax credit voucher on an annual basis,
1553 but not later than ninety days after the first production expenses or
1554 costs are incurred in the production of a qualified production, and

1555 shall provide with such application such information as the
1556 [commission] department may require to determine such company's
1557 eligibility to claim a credit under this section. No production expenses
1558 or costs may be listed more than once for purposes of the tax credit
1559 voucher pursuant to this section, or pursuant to section 12-217kk, as
1560 amended by this act, or 12-217*ll*, as amended by this act, and if a
1561 production expense or cost has been included in a claim for a credit,
1562 such production expense or cost may not be included in any
1563 subsequent claim for a credit.

1564 [(2) Not earlier than three months after the application in
1565 subdivision (1) of this subsection, an eligible production company may
1566 apply to the commission for a production tax credit voucher, and shall
1567 provide with such application such information and independent
1568 certification as the commission may require pertaining to the amount
1569 of such company's production expenses or costs to date. If the
1570 commission determines that such company is eligible to be issued a
1571 production tax credit voucher, the commission shall enter on the
1572 voucher the amount of production expenses or costs that has been
1573 established to the satisfaction of the commission, and the amount of
1574 such company's credit under this section. The commission shall
1575 provide a copy of such voucher to the commissioner, upon request.]

1576 [(3)] (2) Not later than ninety days after the end of the annual
1577 period, or after the last production expenses or costs are incurred in
1578 the production of a qualified production, an eligible production
1579 company shall apply to the [commission] department for a production
1580 tax credit voucher, and shall provide with such application such
1581 information and independent certification as the [commission]
1582 department may require pertaining to the amount of such company's
1583 production expenses or costs. Such independent certification shall be
1584 provided by an audit professional chosen from a list compiled by the
1585 department. If the [commission] department determines that such
1586 company is eligible to be issued a production tax credit voucher, the
1587 [commission] department shall enter on the voucher the amount of

1588 production expenses or costs that has been established to the
1589 satisfaction of the [commission, minus the amount of any credit issued
1590 pursuant to subdivision (2) of this subsection,] department and the
1591 amount of such company's credit under this section. The [commission]
1592 department shall provide a copy of such voucher to the commissioner,
1593 upon request.

1594 (3) The commissioner shall charge a reasonable administrative fee
1595 sufficient to cover the department's costs to analyze applications
1596 submitted under this section.

1597 (d) If an eligible production company sells, assigns or otherwise
1598 transfers a credit under this section to another taxpayer, the transferor
1599 and transferee shall jointly submit written notification of such transfer
1600 to the [commission] department not later than thirty days after such
1601 transfer. If such transferee sells, assigns or otherwise transfers a credit
1602 under this section to a subsequent transferee, such transferee and such
1603 subsequent transferee shall jointly submit written notification of such
1604 transfer to the [commission] department not later than thirty days after
1605 such transfer. The notification after each transfer shall include the
1606 credit voucher number, the date of transfer, the amount of such credit
1607 transferred, the tax credit balance before and after the transfer, the tax
1608 identification numbers for both the transferor and the transferee, and
1609 any other information required by the [commission] department.
1610 Failure to comply with this subsection will result in a disallowance of
1611 the tax credit until there is full compliance on the part of the transferor
1612 and the transferee, and for a second or third transfer, on the part of all
1613 subsequent transferors and transferees. The [commission] department
1614 shall provide a copy of the notification of assignment to the
1615 commissioner upon request.

1616 (e) Any eligible production company that [wilfully] submits
1617 information to the [commission] department that it knows to be
1618 fraudulent or false shall, in addition to any other penalties provided by
1619 law, be liable for a penalty equal to the amount of such company's

1620 credit entered on the production tax credit certificate issued under this
1621 section.

1622 (f) [The issuance by the commission of a tax credit voucher with
1623 respect to an amount of tax credits stated thereon shall mean that none
1624 of such tax credits are subject to a post-certification remedy, and that
1625 the commission and the commissioner shall have no right, except in
1626 the case of possible material misrepresentation or fraud, to conduct
1627 any further or additional review, examination or audit of the
1628 expenditures or costs for which such tax credits were issued. If at any
1629 time after the issuance of a tax credit voucher the commission or the
1630 commissioner determines that there was a material misrepresentation
1631 or fraud on the part of an eligible production company in connection
1632 with the submission of an expense report and the result of such
1633 material misrepresentation or fraud was that (1) a specific amount of
1634 tax credits was reflected on the tax credit voucher issued in response to
1635 such expense report that would not have otherwise been so reflected,
1636 and (2) such tax credits would otherwise be subject to a post-
1637 certification remedy, such tax credits shall not be subject to any post-
1638 certification remedy and the sole and exclusive remedy of the
1639 commission and the commissioner shall be to seek collection of the
1640 amount of such tax credits from the eligible production company that
1641 committed the fraud or misrepresentation, not from any transferee of
1642 such tax credits.] <u>No tax credits transferred pursuant to this section</u>
1643 <u>shall be subject to a post-certification remedy, and the department and</u>
1644 <u>the commissioner shall have no right, except in the case of possible</u>
1645 <u>material misrepresentation or fraud, to conduct any further or</u>
1646 <u>additional review, examination or audit of the expenditures or costs</u>
1647 <u>for which such tax credits were issued. The sole and exclusive remedy</u>
1648 <u>of the department and the commissioner shall be to seek collection of</u>
1649 <u>the amount of such tax credits from the entity that committed the</u>
1650 <u>fraud or misrepresentation.</u>

1651 (g) The [commission] <u>department</u>, in consultation with the
1652 commissioner, shall adopt regulations, in accordance with the

1653 provisions of chapter 54, as may be necessary for the administration of
1654 this section.

1655 Sec. 98. Section 12-217kk of the general statutes is repealed and the
1656 following is substituted in lieu thereof (*Effective from passage and*
1657 *applicable to income years commencing on or after January 1, 2010*):

1658 (a) As used in this section:

1659 (1) "Commissioner" means the Commissioner of Revenue Services.

1660 (2) **[**"Commission" means the Connecticut Commission on Culture
1661 and Tourism**]** "Department" means the Department of Economic and
1662 Community Development.

1663 (3) "Infrastructure project" means a capital project to provide basic
1664 buildings, facilities or installations needed for the functioning of the
1665 digital media and motion picture industry in this state.

1666 (4) "State-certified project" means an infrastructure project
1667 undertaken in this state by an entity that (A) is in compliance with
1668 regulations adopted pursuant to subsection (e) of this section, (B) is
1669 authorized to conduct business in this state, (C) is not in default on a
1670 loan made by the state or a loan guaranteed by the state, nor has ever
1671 declared bankruptcy under which an obligation of the entity to pay or
1672 repay public funds was discharged as a part of such bankruptcy, and
1673 (D) has been approved by the **[**commission**]** department as qualifying
1674 for an infrastructure tax credit under this section.

1675 (5) "Post-certification remedy" means the recapture, disallowance,
1676 recovery, reduction, repayment, forfeiture, decertification or any other
1677 remedy that would have the effect of reducing or otherwise limiting
1678 the use of a tax credit provided by this section.

1679 (b) (1) **[**There**]** (A) For income years commencing prior to January 1,
1680 2010, there shall be allowed a state-certified project credit against the
1681 tax imposed under chapter 207 or this chapter to any taxpayer that

1682 invests in a state-certified project. Such credit may be in the following
1683 amounts: [(A)] (i) For state-certified projects costing greater than
1684 fifteen thousand dollars and less than one hundred fifty thousand
1685 dollars, each taxpayer may be allowed a tax credit of ten per cent of the
1686 investment made by such taxpayer; [(B)] (ii) for state-certified projects
1687 costing one hundred fifty thousand dollars or more, but less than one
1688 million dollars, each taxpayer may be allowed a tax credit of fifteen per
1689 cent of the investment made by such taxpayer; and [(C)] (iii) for state-
1690 certified projects costing one million dollars or more, each taxpayer
1691 may be allowed a tax credit of twenty per cent of the investment made
1692 by such taxpayer.

1693 (B) For income years commencing on or after January 1, 2010, there
1694 shall be allowed a state-certified project credit against the tax imposed
1695 under chapter 207 or this chapter to any taxpayer that invests three
1696 million dollars or more in a state-certified project in an amount equal
1697 to twenty per cent of the investment made by such taxpayer.

1698 (2) Eligible expenditures pursuant to this section shall include the
1699 following: All expenditures for a capital project to provide buildings,
1700 facilities or installations, whether leased or purchased, together with
1701 necessary equipment for a film, video, television, digital production
1702 facility or digital animation production facility; project development,
1703 including design, professional consulting fees and transaction costs;
1704 development, preproduction, production, post-production and
1705 distribution equipment and system access; and fixtures and other
1706 equipment.

1707 (3) Any credit allowed pursuant to this section may be sold,
1708 assigned or otherwise transferred, in whole or in part, to one or more
1709 taxpayers, and such taxpayers may sell, assign or otherwise transfer, in
1710 whole or in part, such credit. Any taxpayer holding such credit may
1711 claim such credit only for the income year in which expenditures were
1712 made by the taxpayer for the infrastructure project.

1713 (4) Any credit allowed pursuant to this section shall be claimed

1714 against the tax imposed under chapter 207 or this chapter. If the
1715 amount of the credit allowable under this section exceeds the sum of
1716 any taxes due from a taxpayer, any such excess amount of the credit
1717 allowable under this section may be taken in any of the three
1718 immediately succeeding income years.

1719 (5) Any tax credit earned under this section shall be nonrefundable.

1720 (c) (1) An entity undertaking an infrastructure project shall apply to
1721 the [commission] department for an eligibility certificate not later than
1722 ninety days after the first expenses or costs are incurred, and shall
1723 provide with such application such information as the [commission]
1724 department may require to determine such infrastructure project's
1725 eligibility as a state-certified project.

1726 (2) Each application for an eligibility certificate shall include: (A) A
1727 detailed description of the infrastructure project; (B) a preliminary
1728 budget; (C) estimated completion date; and (D) such other information
1729 as the [commission] department may require. The [commission]
1730 department may require an independent audit of all project costs and
1731 expenditures prior to certification. If the [commission] department
1732 determines that such project is eligible to be a state-certified project,
1733 the [commission] department shall indicate the amount of costs or
1734 expenditures that has been established to the satisfaction of the
1735 [commission] department, and issue to such entity a tax credit
1736 certification letter for investors indicating the amount of tax credits
1737 available under this section. The [commission] department shall
1738 provide a copy of such letter to the commissioner, upon request.

1739 (3) Prior to the issuance of a state-certified project tax credit voucher
1740 to a taxpayer based upon the tax credit certification letter issued
1741 pursuant to subdivision (2) of this subdivision, the entity undertaking
1742 such infrastructure project shall provide the [commission] department
1743 with a description of the progress on such project and an estimated
1744 completion date. The [commission] department may require an
1745 independent audit of all project costs and expenditures prior to

1746 issuance of such tax credit voucher to a taxpayer. No such tax credit
1747 voucher may be issued prior to such time as such state-certified project
1748 is shown to be [not less than sixty] one hundred per cent complete.

1749 (4) The commissioner shall charge a reasonable administrative fee
1750 sufficient to cover the department's costs to analyze applications
1751 submitted under this section.

1752 (d) If a taxpayer sells, assigns or otherwise transfers a credit under
1753 this section to another taxpayer, the transferor and transferee shall
1754 jointly submit written notification of such transfer to the [commission]
1755 department not later than thirty days after such transfer. The
1756 notification shall include the credit certificate number, the date of
1757 transfer, the amount of such credit transferred, the tax credit balance
1758 before and after the transfer, the tax identification numbers for both
1759 the transferor and the transferee and any other information required
1760 by the commissioner. After the initial issuance of a tax credit, such
1761 credit may be sold, assigned or otherwise transferred not more than
1762 three times. Failure to comply with this subsection will result in a
1763 disallowance of the tax credit until there is full compliance on both the
1764 part of the transferor and the transferee, and all subsequent transferors
1765 and transferees. The [commission] department shall provide a copy of
1766 the notification of assignment to the commissioner upon request.

1767 (e) [The issuance by the commission of a tax credit voucher with
1768 respect to an amount of tax credits stated thereon shall mean that none
1769 of such tax credits are subject to a post-certification remedy, and that
1770 the commission and the commissioner shall have no right except in the
1771 case of a possible material misrepresentation or fraud, to conduct any
1772 further or additional review, examination or audit of the expenditures
1773 or costs for which such tax credits were issued. If at any time after the
1774 issuance of a tax credit voucher the commission or the commissioner
1775 determines that there was a material misrepresentation or fraud on the
1776 part of a taxpayer in connection with the submission of an expense
1777 report and the result of such material misrepresentation or fraud was

1778 that (1) a specific amount of tax credits was reflected on the tax credit
1779 voucher issued in response to such expense report that would not have
1780 otherwise been so reflected, and (2) such tax credits would otherwise
1781 be subject to a post-certification remedy, such tax credits shall not be
1782 subject to any post-certification remedy and the sole and exclusive
1783 remedy of the commission and the commissioner shall be to seek
1784 collection of the amount of such tax credits from the taxpayer that
1785 committed the fraud or misrepresentation, not from any transferee of
1786 the tax credits.**]** No tax credits transferred pursuant to this section shall
1787 be subject to a post-certification remedy, and the department and the
1788 commissioner shall have no right, except in the case of possible
1789 material misrepresentation or fraud, to conduct any further or
1790 additional review, examination or audit of the expenditures or costs
1791 for which such tax credits were issued. The sole and exclusive remedy
1792 of the department and the commissioner shall be to seek collection of
1793 the amount of such tax credits from the entity that committed the
1794 fraud or misrepresentation.

1795 (f) The **[**commission**]** department, in consultation with the
1796 commissioner, shall adopt regulations, in accordance with the
1797 provisions of chapter 54, as may be necessary for the administration of
1798 this section.

1799 Sec. 99. Section 12-217*ll* of the general statutes is repealed and the
1800 following is substituted in lieu thereof (*Effective from passage and*
1801 *applicable to income years commencing on or after January 1, 2010*):

1802 (a) As used in this section:

1803 (1) "Commissioner" means the Commissioner of Revenue Services.

1804 (2) **[**"Commission" means the Connecticut Commission on Culture
1805 and Tourism**]** "Department" means the Department of Economic and
1806 Community Development.

1807 (3) "Digital animation production company" means a corporation,

1808 partnership, limited liability company or other business entity engaged
1809 exclusively in digital animation production activity on an ongoing
1810 basis, and that is qualified by the Secretary of the State to engage in
1811 business in the state.

1812 (4) "State-certified digital animation production company" means a
1813 digital animation production company that (A) maintains studio
1814 facilities located within the state at which digital animation production
1815 activities are conducted, (B) employs at least two hundred full-time
1816 employees within the state, (C) is in compliance with regulations
1817 adopted pursuant to subsection (h) of this section, and (D) has been
1818 certified by the **[**commission**]** department.

1819 (5) "Digital animation production activity" means the creation,
1820 development and production of computer-generated animation
1821 content for distribution or exhibition to the general public, but not for
1822 the production of any material for which records are required to be
1823 maintained under 18 USC 2257 with respect to sexually explicit
1824 content.

1825 (6) "Full-time employee" means an employee required to work at
1826 least thirty-five hours or more per week, and who is not a temporary
1827 or seasonal employee.

1828 (7) "Post-certification remedy" means the recapture, disallowance,
1829 recovery, reduction, repayment, forfeiture, decertification or any other
1830 remedy that would have the effect of reducing or otherwise limiting
1831 the use of a tax credit provided by this section.

1832 (8) "Production expenses or costs" means all expenditures clearly
1833 and demonstrably incurred in the state in the development,
1834 preproduction, production or postproduction costs of a digital
1835 animation production activity, including:

1836 (A) Expenditures for optioning or purchase of any intellectual
1837 property including, but not limited to, books, scripts, music or

1838 trademarks relating to the development or purchase of a script,
1839 screenplay or format, to the extent that such expenditures are less than
1840 thirty-five per cent of the production expenses or costs incurred by a
1841 digital animation production company in any income year. Such
1842 expenses or costs shall include all expenditures generally associated
1843 with the optioning or purchase of intellectual property, including
1844 option money, agent fees and attorney fees relating to the transaction,
1845 but shall not include any and all deferrals, deferments, profit
1846 participation or recourse or nonrecourse loans which the digital
1847 animation production company may negotiate in order to obtain the
1848 rights to the intellectual property;

1849 (B) Expenditures incurred in the form of either compensation or
1850 purchases including production work, production equipment not
1851 eligible for the infrastructure tax credit provided in section 12-217kk,
1852 as amended by this act, production software, postproduction work,
1853 postproduction equipment, postproduction software, set design, set
1854 construction, props, lighting, wardrobe, makeup, makeup accessories,
1855 special effects, visual effects, audio effects, actors, voice talent, film
1856 processing, music, sound mixing, editing, location fees, soundstages,
1857 rent, utilities, insurance, administrative support, systems support, all
1858 reasonably-related expenses in connection with digital animation
1859 production activity, and any and all other costs or services directly
1860 incurred in the state in connection with a state-certified digital
1861 animation production company;

1862 (C) Expenditures for distribution, including preproduction,
1863 production or postproduction costs relating to the creation of trailers,
1864 marketing videos, short films, commercials, point-of-purchase videos
1865 and any and all content created on film or digital media, including the
1866 duplication of films, videos, CDs, DVDs and any and all digital files
1867 now in existence and those yet to be created for mass consumer
1868 consumption; the purchase, by a company in the state, of any and all
1869 equipment relating to the duplication or mass market distribution of
1870 any content created or produced in the state by any digital media

1871 format which is now in use and those formats yet to be created for
1872 mass consumer consumption; and

1873 (D) "Production expenses or costs" does not include the following:
1874 (i) Compensation in excess of fifteen million dollars paid to any
1875 individual or entity representing an individual, for services provided
1876 in a digital animation production activity and, on or after January 1,
1877 2010, compensation subject to Connecticut personal income tax in
1878 excess of twenty million dollars paid in the aggregate to any
1879 individuals or entities representing individuals, for star talent
1880 provided in a digital animation production activity; (ii) media buys,
1881 promotional events or gifts or public relations associated with the
1882 promotion or marketing of any digital animation production activity;
1883 (iii) deferred, leveraged or profit participation costs relating to any and
1884 all personnel associated with any and all aspects of the production,
1885 including, but not limited to, producer fees, director fees, talent fees
1886 and writer fees; (iv) costs relating to the transfer of the digital
1887 animation tax credits; **[**and**]** (v) any amounts paid to persons or
1888 businesses as a result of their participation in profits from the
1889 exploitation of the digital animation production activity; and (vi) any
1890 expenses or costs relating to an independent certification, as required
1891 by subsection (c) of this section, or as the department may otherwise
1892 require, pertaining to the amount of production expenses or costs set
1893 forth by a state-certified digital animation company in its application
1894 for a digital animation tax credit.

1895 (b) (1) The **[**Connecticut Commission on Culture and Tourism**]**
1896 Department of Economic and Community Development shall
1897 administer a system of tax credit vouchers within the resources,
1898 requirements and purposes of this section for digital animation
1899 production companies undertaking digital animation production
1900 activity in the state.

1901 (A) For income years commencing on or after January 1, 2007, but
1902 prior to January 1, 2010, any state-certified digital animation

1903 production company incurring production expenses or costs in excess
1904 of fifty thousand dollars shall be eligible for a credit against the tax
1905 imposed under chapter 207 or this chapter, equal to thirty per cent of
1906 such production expenses or costs.

1907 (B) For income years commencing on or after January 1, 2010, (i) any
1908 state-certified digital animation production company incurring
1909 production expenses or costs of not less than one hundred thousand
1910 dollars, but not more than five hundred thousand dollars, shall be
1911 eligible for a credit against the tax imposed under chapter 207 or this
1912 chapter equal to ten per cent of such production expenses or costs, (ii)
1913 any such company incurring such expenses or costs of not less than
1914 five hundred thousand one dollars, but not more than one million
1915 dollars, shall be eligible for a credit against the tax imposed under
1916 chapter 207 or this chapter equal to fifteen per cent of such production
1917 expenses or costs, and (iii) any such company incurring such expenses
1918 or costs of more than one million dollars shall be eligible for a credit
1919 against the tax imposed under chapter 207 or this chapter equal to
1920 thirty per cent of such production expenses or costs.

1921 (2) Any credit allowed pursuant to this section may be sold,
1922 assigned or otherwise transferred, in whole or in part, to one or more
1923 taxpayers, provided no credit, after issuance, may be sold, assigned or
1924 otherwise transferred, in whole or in part, more than three times.

1925 (3) Any credit allowed pursuant to this section shall be claimed
1926 against the tax imposed under chapter 207 or this chapter, for the
1927 income year in which the production expenses or costs were incurred,
1928 and may be carried forward for the three immediately succeeding
1929 income years. Any digital animation tax credit allowed under this
1930 section shall be nonrefundable.

1931 (4) Any digital animation production company receiving a digital
1932 animation tax credit pursuant to this section shall not be eligible to
1933 apply for or receive a tax credit pursuant to section 12-217jj, as
1934 amended by this act.

1935 (c) (1) Not more frequently than twice during the income year of a
1936 state-certified digital animation production company, such company
1937 may apply to the [commission] department for a digital animation tax
1938 credit voucher, and shall provide with such application such
1939 information and independent certification as the [commission]
1940 department may require pertaining to the amount of such company's
1941 production expenses or costs incurred during the period for which
1942 such application is made. Such independent certification shall be
1943 provided by an audit professional chosen from a list compiled by the
1944 department. If the [commission] department determines that the
1945 company is eligible to be issued a tax credit voucher, the [commission]
1946 department shall enter on the voucher the amount of production
1947 expenses and costs incurred during the period for which the voucher is
1948 issued and the amount of tax credits issued pursuant to such voucher.
1949 The [commission] department shall provide a copy of such voucher to
1950 the commissioner upon request.

1951 (2) The commissioner shall charge a reasonable administrative fee
1952 sufficient to cover the department's costs to analyze applications
1953 submitted under this section.

1954 (d) If a state-certified digital animation production company sells,
1955 assigns or otherwise transfers a credit under this section to another
1956 taxpayer, the transferor and transferee shall jointly submit written
1957 notification of such transfer to the [commission] department not later
1958 than thirty days after such transfer. If such transferee sells, assigns or
1959 otherwise transfers a credit under this section to a subsequent
1960 transferee, such transferee and such subsequent transferee shall jointly
1961 submit written notification of such transfer to the [commission]
1962 department not later than thirty days after such transfer. The
1963 notification after each transfer shall include the credit voucher number,
1964 the date of transfer, the amount of such credit transferred, the tax
1965 credit balance before and after the transfer, the tax identification
1966 numbers for both the transferor and the transferee, and any other
1967 information required by the [commission] department. Failure to

1968 comply with this subsection will result in a disallowance of the tax
1969 credit until there is full compliance on the part of the transferor and
1970 the transferee, and for a second or third transfer, on the part of all
1971 subsequent transferors and transferees. The [commission] department
1972 shall provide a copy of the notification of assignment to the
1973 commissioner upon request.

1974 (e) Any state-certified digital animation production company that
1975 [wilfully] submits information to the [commission] department that it
1976 knows to be fraudulent or false shall, in addition to any other penalties
1977 provided by law, be liable for a penalty equal to the amount of such
1978 company's credit entered on the digital animation tax credit certificate
1979 issued under this section.

1980 (f) [The issuance by the commission of a digital animation tax credit
1981 voucher with respect to an amount of tax credits stated thereon shall
1982 mean that none of such tax credits are subject to a post-certification
1983 remedy, and that the commission and the commissioner shall have no
1984 right, except in the case of possible material misrepresentation or
1985 fraud, to conduct any further or additional review, examination or
1986 audit of the expenditures or costs for which such tax credits were
1987 issued. If at any time after the issuance of a tax credit voucher the
1988 commission or the commissioner determines that there was a material
1989 misrepresentation or fraud on the part of a state-certified digital
1990 animation production company in connection with the submission of
1991 an expense report and the result of such material misrepresentation or
1992 fraud was that (1) a specific amount of tax credits was reflected on the
1993 tax credit voucher issued in response to such expense report that
1994 would not have otherwise been so reflected, and (2) such tax credits
1995 would otherwise be subject to a post-certification remedy, such tax
1996 credits shall not be subject to any post-certification remedy and the
1997 sole and exclusive remedy of the commission and the commissioner
1998 shall be to seek collection of the amount of such tax credits from the
1999 digital animation production company that committed the fraud or
2000 misrepresentation, not from any transferee of the tax credits.] No tax

2001 credits transferred pursuant to this section shall be subject to a post-
2002 certification remedy, and the department and the commissioner shall
2003 have no right, except in the case of possible material misrepresentation
2004 or fraud, to conduct any further or additional review, examination or
2005 audit of the expenditures or costs for which such tax credits were
2006 issued. The sole and exclusive remedy of the department and the
2007 commissioner shall be to seek collection of the amount of such tax
2008 credits from the entity that committed the fraud or misrepresentation.

2009 (g) The aggregate amount of all tax credits which may be reserved
2010 by the [commission] department pursuant to this section shall not
2011 exceed fifteen million dollars in any one fiscal year.

2012 (h) The [commission] department, in consultation with the
2013 commissioner, shall adopt regulations, in accordance with the
2014 provisions of chapter 54, as may be necessary for the administration of
2015 this section.

2016 Sec. 100. (NEW) (*Effective from passage*) (a) With respect to digital
2017 media and motion picture activities, the Department of Economic and
2018 Community Development shall have the following powers and duties:

2019 (1) To promote the use of Connecticut locations, structures, facilities
2020 and services for the production and postproduction of all digital media
2021 and motion pictures and other media-related products;

2022 (2) To provide support services to visiting and in-state production
2023 companies, including assistance to digital media and motion picture
2024 producers in securing permits from state agencies, authorities or
2025 institutions or municipalities or other political subdivisions of the
2026 state;

2027 (3) To develop and update a resource library concerning the many
2028 possible state sites which are suitable for production;

2029 (4) To develop and update a production manual of available digital
2030 media and motion picture production facilities and services in the

2031 state;

2032 (5) To conduct and attend trade shows and production workshops
2033 to promote Connecticut locations and facilities;

2034 (6) To prepare an explanatory guide showing the impact of relevant
2035 state and municipal tax statutes, regulations and administrative
2036 opinions on typical production activities and to implement the tax
2037 credits provided for in sections 12-217jj, 12-217kk and 12-217*ll* of the
2038 general statutes, as amended by this act;

2039 (7) To formulate and propose guidelines for state agencies for a "one
2040 stop permitting" process for matters, including, but not limited to, the
2041 use of state roads and highways, the use of state-owned real or
2042 personal property for production activities and the conduct of
2043 regulated activities, and to hold workshops to assist state agencies in
2044 implementing such process;

2045 (8) To formulate and recommend to municipalities model local
2046 ordinances and forms to assist production activities, including, but not
2047 limited to, "one stop permitting" of digital media and motion picture
2048 and other production activity to be conducted in a municipality, and to
2049 hold workshops to assist municipalities in implementing such
2050 ordinances;

2051 (9) To accept any funds, gifts, donations, bequests or grants of funds
2052 from private and public sources for the purposes of this section;

2053 (10) To request and obtain from any state agency, authority or
2054 institution or any municipality or other political subdivision of the
2055 state such assistance and data as will enable the department to carry
2056 out the purposes of this section;

2057 (11) To assist and promote cooperation among all segments of
2058 management and labor that are engaged in digital media and motion
2059 pictures; and

2060 (12) To take any other administrative action which may improve the
2061 position of the state's digital media and motion picture production
2062 industries in national and international markets.

2063 (b) On or before January 1, 2010, and annually thereafter, the
2064 Department of Economic and Community Development shall submit
2065 to the joint standing committees of the General Assembly having
2066 cognizance of matters relating to commerce and finance, revenue and
2067 bonding, in accordance with section 11-4a of the general statutes, a
2068 report on the activities of the department under this section and the
2069 estimated direct and indirect economic impact of all digital media,
2070 motion pictures and related production activity in the state, during the
2071 preceding calendar year. Each such report shall include, but not be
2072 limited to, an analysis of the use of the film production tax credit
2073 established under section 12-217jj of the general statutes, as amended
2074 by this act, the entertainment industry infrastructure tax credit
2075 established under section 12-217kk of the general statutes, as amended
2076 by this act, and the digital animation production tax credit established
2077 under section 12-217*ll* of the general statutes, as amended by this act,
2078 and shall include a description of each production or project for which
2079 a tax credit has been issued, the amount of any such tax credit and the
2080 total amount of production expenses or costs incurred in the state by
2081 the taxpayer who was issued such a tax credit and any other
2082 information that may be requested by a chairperson of the joint
2083 standing committees of the General Assembly having cognizance of
2084 matters relating to commerce and finance, revenue and bonding.

2085 Sec. 101. (NEW) (*Effective from passage*) Notwithstanding any
2086 provision of the general statutes, each state agency, department or
2087 institution issuing a request for proposals for any digital media,
2088 motion picture or related production activity shall, at the time of such
2089 issuance, transmit a copy of such request for proposals to the
2090 Department of Economic and Community Development. Said
2091 department shall notify the executive head of each state agency of the
2092 requirements of this section.

2093 Sec. 102. Subsection (b) of section 12-219 of the general statutes is
2094 repealed and the following is substituted in lieu thereof (*Effective from*
2095 *passage and applicable to income years commencing on or after January 1,*
2096 *2009*):

2097 (b) (1) With respect to income years commencing on or after January
2098 1, 1989, and prior to January 1, 1992, the additional tax imposed on any
2099 company and calculated in accordance with subsection (a) of this
2100 section shall, for each such income year, except when the tax so
2101 calculated is equal to two hundred fifty dollars, be increased by adding
2102 thereto an amount equal to twenty per cent of the additional tax so
2103 calculated for such income year, without reduction of the additional
2104 tax so calculated by the amount of any credit against such tax. The
2105 increased amount of tax payable by any company under this section,
2106 as determined in accordance with this subsection, shall become due
2107 and be paid, collected and enforced as provided in this chapter.

2108 (2) With respect to income years commencing on or after January 1,
2109 1992, and prior to January 1, 1993, the additional tax imposed on any
2110 company and calculated in accordance with subsection (a) of this
2111 section shall, for each such income year, except when the tax so
2112 calculated is equal to two hundred fifty dollars, be increased by adding
2113 thereto an amount equal to ten per cent of the additional tax so
2114 calculated for such income year, without reduction of the tax so
2115 calculated by the amount of any credit against such tax. The increased
2116 amount of tax payable by any company under this section, as
2117 determined in accordance with this subsection, shall become due and
2118 be paid, collected and enforced as provided in this chapter.

2119 (3) With respect to income years commencing on or after January 1,
2120 2003, and prior to January 1, 2004, the additional tax imposed on any
2121 company and calculated in accordance with subsection (a) of this
2122 section shall, for each such income year, be increased by adding
2123 thereto an amount equal to twenty per cent of the additional tax so
2124 calculated for such income year, without reduction of the tax so

2125 calculated by the amount of any credit against such tax. The increased
2126 amount of tax payable by any company under this section, as
2127 determined in accordance with this subsection, shall become due and
2128 be paid, collected and enforced as provided in this chapter.

2129 (4) With respect to income years commencing on or after January 1,
2130 2004, and prior to January 1, 2005, the additional tax imposed on any
2131 company and calculated in accordance with subsection (a) of this
2132 section shall, for each such income year, be increased by adding
2133 thereto an amount equal to twenty-five per cent of the additional tax so
2134 calculated for such income year, without reduction of the tax so
2135 calculated by the amount of any credit against such tax, except that
2136 any company that pays the minimum tax of two hundred fifty dollars
2137 under this section or section 12-223c for such income year shall not be
2138 subject to such additional tax. The increased amount of tax payable by
2139 any company under this subdivision, as determined in accordance
2140 with this subsection, shall become due and be paid, collected and
2141 enforced as provided in this chapter.

2142 (5) With respect to income years commencing on or after January 1,
2143 2006, and prior to January 1, 2007, the additional tax imposed on any
2144 company and calculated in accordance with subsection (a) of this
2145 section shall, for each such income year, except when the tax so
2146 calculated is equal to two hundred fifty dollars, be increased by adding
2147 thereto an amount equal to twenty per cent of the additional tax so
2148 calculated for such income year, without reduction of the tax so
2149 calculated by the amount of any credit against such tax. The increased
2150 amount of tax payable by any company under this section, as
2151 determined in accordance with this subsection, shall become due and
2152 be paid, collected and enforced as provided in this chapter.

2153 <u>(6) (A) With respect to income years commencing on or after</u>
2154 <u>January 1, 2009, and prior to January 1, 2012, the additional tax</u>
2155 <u>imposed on any company and calculated in accordance with</u>
2156 <u>subsection (a) of this section shall, for each such income year, except</u>

2157 when the tax so calculated is equal to two hundred fifty dollars, be
2158 increased by adding thereto an amount equal to twenty-five per cent of
2159 the additional tax so calculated for such income year, without
2160 reduction of the tax so calculated by the amount of any credit against
2161 such tax. The increased amount of tax payable by any company under
2162 this section, as determined in accordance with this subsection, shall
2163 become due and be paid, collected and enforced as provided in this
2164 chapter.

2165 (B) Any company whose gross income for the income year was less
2166 than one hundred million dollars shall not be subject to the additional
2167 tax imposed under subparagraph (A) of this subdivision. This
2168 exception shall not apply to companies filing a combined return for the
2169 income year under section 12-223a or a unitary return under
2170 subsection (d) of section 12-218d.

2171 Sec. 103. Section 12-223f of the general statutes is repealed and the
2172 following is substituted in lieu thereof (*Effective from passage*):

2173 Notwithstanding the provisions of sections 12-223a to 12-223e,
2174 inclusive, the tax due in relation to any corporations which have filed a
2175 combined return for any income year with other corporations for the
2176 tax imposed under this chapter in accordance with section 12-223a
2177 shall be determined as follows: (1) The tax which would be due from
2178 each such corporation if it were filing separately under this chapter
2179 shall be determined, and the total for all corporations included in the
2180 combined return shall be added together; (2) the tax which would be
2181 jointly due from all corporations included in the combined return in
2182 accordance with the provisions of said sections 12-223a to 12-223e,
2183 inclusive, shall be determined; and (3) the total determined pursuant
2184 to subdivision (2) of this section shall be subtracted from the amount
2185 determined pursuant to subdivision (1) of this section. The resulting
2186 amount, in an amount not to exceed **[**two hundred fifty thousand**]** five
2187 hundred thousand dollars, shall be added to the amount determined to
2188 be due pursuant to said sections 12-223a to 12-223e, inclusive, and shall

2189 be due and payable as a part of the tax imposed pursuant to this
2190 chapter.

2191 Sec. 104. Section 12-296 of the general statutes is repealed and the
2192 following is substituted in lieu thereof (*Effective from passage and*
2193 *applicable to sales occurring on or after October 1, 2009*):

2194 A tax is imposed on all cigarettes held in this state by any person for
2195 sale, said tax to be at the rate of one hundred fifty mills for each
2196 cigarette and the payment thereof shall be for the account of the
2197 purchaser or consumer of such cigarettes and shall be evidenced by the
2198 affixing of stamps to the packages containing the cigarettes as
2199 provided in this chapter.

2200 Sec. 105. Section 12-316 of the general statutes is repealed and the
2201 following is substituted in lieu thereof (*Effective from passage and*
2202 *applicable to sales occurring on or after October 1, 2009*):

2203 A tax is hereby imposed at the rate of one hundred fifty mills for
2204 each cigarette upon the storage or use within this state of any
2205 unstamped cigarettes in the possession of any person other than a
2206 licensed distributor or dealer, or a carrier for transit from without this
2207 state to a licensed distributor or dealer within this state. Any person,
2208 including distributors, dealers, carriers, warehousemen and
2209 consumers, last having possession of unstamped cigarettes in this state
2210 shall be liable for the tax on such cigarettes if such cigarettes are
2211 unaccounted for in transit, storage or otherwise, and in such event a
2212 presumption shall exist for the purpose of taxation that such cigarettes
2213 were used and consumed in Connecticut.

2214 Sec. 106. (*Effective from passage*) (a) An excise tax is hereby imposed
2215 upon each distributor and each dealer, as each are defined in section
2216 12-285 of the general statutes and licensed pursuant to chapter 214 of
2217 the general statutes, in the amount of fifty mills per cigarette, as
2218 defined in said section 12-285, in such distributor's or such dealer's
2219 inventory as of the close of business on September 30, 2009, or, if the

2220 business closes after eleven fifty-nine o'clock p.m. on such date, at
2221 eleven fifty-nine o'clock p.m. on such date.

2222 (b) Each such licensed distributor or dealer shall, not later than
2223 November 15, 2009, file with the Commissioner of Revenue Services,
2224 on forms prescribed by said commissioner, a report that shows the
2225 number of cigarettes in inventory as of the close of business on
2226 September 30, 2009, or, if the business closes after eleven fifty-nine
2227 o'clock p.m. on such date, at eleven fifty-nine o'clock p.m. on such
2228 date, upon which inventory the tax under subsection (a) of this section
2229 shall be imposed. The tax shall be due and payable on the due date of
2230 such report. If any distributor or dealer required to file a report
2231 pursuant to this section fails to file such report on or before November
2232 15, 2009, the commissioner shall make an estimate of the number of
2233 cigarettes in such distributor's or dealer's inventory as of the close of
2234 business on September 30, 2009, based upon any information that is in
2235 the commissioner's possession or that may come into the
2236 commissioner's possession. The provisions of chapter 214 of the
2237 general statutes pertaining to failure to file returns, examination of
2238 returns by the commissioner, the issuance of deficiency assessments or
2239 assessments where no return has been filed, the collection of tax, the
2240 imposition of penalties and the accrual of interest shall apply to the
2241 distributors and dealers required to pay the tax imposed under this
2242 section. Failure of any distributor or dealer to file such report when
2243 due shall be sufficient reason to revoke such distributor's or dealer's
2244 license under the provisions of said chapter 214 and to revoke any
2245 other state license or permit held by such distributor or dealer.

2246 Sec. 107. Section 12-330c of the general statutes is repealed and the
2247 following is substituted in lieu thereof (*Effective from passage and*
2248 *applicable to sales occurring on or after October 1, 2009*):

2249 (a) (1) A tax is imposed on all untaxed tobacco products held in this
2250 state by any person. Except as otherwise provided in subdivision (2) of
2251 this subsection with respect to the rate of tax on snuff tobacco

2252 products, the tax shall be imposed at the rate of **[**twenty**]** twenty-seven
2253 and one-half per cent of the wholesale sales price of such products.

2254 (2) The tax shall be imposed on snuff tobacco products, on the net
2255 weight as listed by the manufacturer, as follows: **[**Forty**]** Fifty-five
2256 cents per ounce of snuff and a proportionate tax at the like rate on all
2257 fractional parts of an ounce of snuff.

2258 (b) Said tax shall be imposed on the distributor or the unclassified
2259 importer at the time the tobacco product is manufactured, purchased,
2260 imported, received or acquired in this state.

2261 (c) Said tax shall not be imposed on any tobacco products which (1)
2262 are exported from the state, or (2) are not subject to taxation by this
2263 state pursuant to any laws of the United States.

2264 Sec. 108. Subdivision (1) of section 12-408 of the general statutes is
2265 repealed and the following is substituted in lieu thereof (*Effective*
2266 *January 1, 2010*):

2267 (1) For the privilege of making any sales, as defined in subdivision
2268 (2) of subsection (a) of section 12-407, at retail, in this state for a
2269 consideration, a tax is hereby imposed on all retailers at the rate of **[**six**]**
2270 five and one-half per cent of the gross receipts of any retailer from the
2271 sale of all tangible personal property sold at retail or from the
2272 rendering of any services constituting a sale in accordance with
2273 subdivision (2) of subsection (a) of section 12-407, except, in lieu of said
2274 rate of **[**six**]** five and one-half per cent, (A) at a rate of twelve per cent
2275 with respect to each transfer of occupancy, from the total amount of
2276 rent received for such occupancy of any room or rooms in a hotel or
2277 lodging house for the first period not exceeding thirty consecutive
2278 calendar days, (B) with respect to the sale of a motor vehicle to any
2279 individual who is a member of the armed forces of the United States
2280 and is on full-time active duty in Connecticut and who is considered,
2281 under 50 App USC 574, a resident of another state, or to any such
2282 individual and the spouse thereof, at a rate of four and one-half per

2283 cent of the gross receipts of any retailer from such sales, provided such
2284 retailer requires and maintains a declaration by such individual,
2285 prescribed as to form by the commissioner and bearing notice to the
2286 effect that false statements made in such declaration are punishable, or
2287 other evidence, satisfactory to the commissioner, concerning the
2288 purchaser's state of residence under 50 App USC 574, (C) (i) with
2289 respect to the sales of computer and data processing services occurring
2290 on or after July 1, 1997, and prior to July 1, 1998, at the rate of five per
2291 cent, on or after July 1, 1998, and prior to July 1, 1999, at the rate of four
2292 per cent, on or after July 1, 1999, and prior to July 1, 2000, at the rate of
2293 three per cent, on or after July 1, 2000, and prior to July 1, 2001, at the
2294 rate of two per cent, on or after July 1, 2001, at the rate of one per cent,
2295 (ii) with respect to sales of Internet access services, on and after July 1,
2296 2001, such services shall be exempt from such tax, (D) with respect to
2297 the sales of labor that is otherwise taxable under subparagraph (C) or
2298 (G) of subdivision (2) of subsection (a) of section 12-407 on existing
2299 vessels and repair or maintenance services on vessels occurring on and
2300 after July 1, 1999, such services shall be exempt from such tax, (E) with
2301 respect to patient care services for which payment is received by the
2302 hospital on or after July 1, 1999, and prior to July 1, 2001, at the rate of
2303 five and three-fourths per cent and on and after July 1, 2001, such
2304 services shall be exempt from such tax. The rate of tax imposed by this
2305 chapter shall be applicable to all retail sales upon the effective date of
2306 such rate, except that a new rate which represents an increase in the
2307 rate applicable to the sale shall not apply to any sales transaction
2308 wherein a binding sales contract without an escalator clause has been
2309 entered into prior to the effective date of the new rate and delivery is
2310 made within ninety days after the effective date of the new rate. For
2311 the purposes of payment of the tax imposed under this section, any
2312 retailer of services taxable under subparagraph (I) of subdivision (2) of
2313 subsection (a) of section 12-407, who computes taxable income, for
2314 purposes of taxation under the Internal Revenue Code of 1986, or any
2315 subsequent corresponding internal revenue code of the United States,
2316 as from time to time amended, on an accounting basis which

2317 recognizes only cash or other valuable consideration actually received
2318 as income and who is liable for such tax only due to the rendering of
2319 such services may make payments related to such tax for the period
2320 during which such income is received, without penalty or interest,
2321 without regard to when such service is rendered.

2322 Sec. 109. Subdivision (3) of section 12-408 of the general statutes is
2323 repealed and the following is substituted in lieu thereof (*Effective*
2324 *January 1, 2010*):

2325 (3) For the purpose of adding and collecting the tax imposed by this
2326 chapter, or an amount equal as nearly as possible or practicable to the
2327 average equivalent thereof, by the retailer from the consumer the
2328 following bracket system shall be in force and effect as follows:

	Amount of Sale	Amount of Tax
T2786		
T2787	$0.00 to **[**$0.08**]** $0.09 inclusive	No Tax
T2788	**[**.09 to .24**]** .10 to .27 inclusive	1 cent
T2789	**[**.25 to .41**]** .28 to .45 inclusive	2 cents
T2790	**[**.42 to .58**]** .46 to .63 inclusive	3 cents
T2791	**[**.59 to .74**]** .64 to .81 inclusive	4 cents
T2792	**[**.75 to .91**]** .82 to .99 inclusive	5 cents
T2793	**[**.92 to 1.08**]** 1.00 to 1.18 inclusive	6 cents

2329 On all sales above **[**$1.08**]** $1.18, the tax shall be computed at the rate
2330 of **[**six**]** five and one-half per cent.

2331 Sec. 110. Subdivision (1) of section 12-411 of the general statutes is
2332 repealed and the following is substituted in lieu thereof (*Effective*
2333 *January 1, 2010*):

2334 (1) An excise tax is hereby imposed on the storage, acceptance,
2335 consumption or any other use in this state of tangible personal
2336 property purchased from any retailer for storage, acceptance,
2337 consumption or any other use in this state, the acceptance or receipt of

2338 any services constituting a sale in accordance with subdivision (2) of
2339 subsection (a) of section 12-407, purchased from any retailer for
2340 consumption or use in this state, or the storage, acceptance,
2341 consumption or any other use in this state of tangible personal
2342 property which has been manufactured, fabricated, assembled or
2343 processed from materials by a person, either within or without this
2344 state, for storage, acceptance, consumption or any other use by such
2345 person in this state, to be measured by the sales price of materials, at
2346 the rate of [six] five and one-half per cent of the sales price of such
2347 property or services, except, in lieu of said rate of [six] five and one-
2348 half per cent, (A) at a rate of twelve per cent of the rent paid for
2349 occupancy of any room or rooms in a hotel or lodging house for the
2350 first period of not exceeding thirty consecutive calendar days, (B) with
2351 respect to the storage, acceptance, consumption or use in this state of a
2352 motor vehicle purchased from any retailer for storage, acceptance,
2353 consumption or use in this state by any individual who is a member of
2354 the armed forces of the United States and is on full-time active duty in
2355 Connecticut and who is considered, under 50 App USC 574, a resident
2356 of another state, or to any such individual and the spouse of such
2357 individual at a rate of four and one-half per cent of the sales price of
2358 such vehicle, provided such retailer requires and maintains a
2359 declaration by such individual, prescribed as to form by the
2360 commissioner and bearing notice to the effect that false statements
2361 made in such declaration are punishable, or other evidence,
2362 satisfactory to the commissioner, concerning the purchaser's state of
2363 residence under 50 App USC 574, (C) with respect to the acceptance or
2364 receipt in this state of labor that is otherwise taxable under
2365 subparagraph (C) or (G) of subdivision (2) of subsection (a) of section
2366 12-407 on existing vessels and repair or maintenance services on
2367 vessels occurring on and after July 1, 1999, such services shall be
2368 exempt from such tax, (D) (i) with respect to the acceptance or receipt
2369 in this state of computer and data processing services purchased from
2370 any retailer for consumption or use in this state occurring on or after
2371 July 1, 1997, and prior to July 1, 1998, at the rate of five per cent of such

2372 services, on or after July 1, 1998, and prior to July 1, 1999, at the rate of
2373 four per cent of such services, on or after July 1, 1999, and prior to July
2374 1, 2000, at the rate of three per cent of such services, on or after July 1,
2375 2000, and prior to July 1, 2001, at the rate of two per cent of such
2376 services, on and after July 1, 2001, at the rate of one per cent of such
2377 services, and (ii) with respect to the acceptance or receipt in this state
2378 of Internet access services, on or after July 1, 2001, such services shall
2379 be exempt from tax, (E) with respect to the acceptance or receipt in this
2380 state of patient care services purchased from any retailer for
2381 consumption or use in this state for which payment is received by the
2382 hospital on or after July 1, 1999, and prior to July 1, 2001, at the rate of
2383 five and three-fourths per cent and on and after July 1, 2001, such
2384 services shall be exempt from such tax.

2385 Sec. 111. Subsection (c) of section 12-411b of the general statutes is
2386 repealed and the following is substituted in lieu thereof (*Effective*
2387 *January 1, 2010*):

2388 (c) Any agreement entered into under subsection (a) of this section
2389 may provide that the contractor and its affiliates shall collect the use
2390 tax only on items that are subject to the **[**six**]** <u>five and one-half</u> per cent
2391 rate of tax.

2392 Sec. 112. Subdivision (3) of section 12-414 of the general statutes is
2393 repealed and the following is substituted in lieu thereof (*Effective*
2394 *January 1, 2010*):

2395 (3) For purposes of the sales tax the return shall show the gross
2396 receipts of the seller during the preceding reporting period. For
2397 purposes of the use tax, in case of a return filed by a retailer, the return
2398 shall show the total sales price of the services or property sold by him,
2399 the storage, acceptance, consumption or other use of which became
2400 subject to the use tax during the preceding reporting period; in case of
2401 a return filed by a purchaser, the return shall show the total sales price
2402 of the service or property purchased by him, the storage, acceptance,
2403 consumption or other use of which became subject to the use tax

2404 during the preceding reporting period. The return shall also show the
2405 amount of the taxes for the period covered by the return in such
2406 manner as the commissioner may require and such other information
2407 as the commissioner deems necessary for the proper administration of
2408 this chapter. The Commissioner of Revenue Services is authorized in
2409 his discretion, for purposes of expediency, to permit returns to be filed
2410 in an alternative form wherein the person filing the return may elect to
2411 report his gross receipts, including the tax reimbursement to be
2412 collected as provided for herein, as a part of such gross receipts or to
2413 report his gross receipts exclusive of the tax collected in such cases
2414 where the gross receipts from sales have been segregated from tax
2415 collections. In the case of the former, **[**ninety-four and three-tenths**]**
2416 ninety-four and eight-tenths per cent of such gross income may be
2417 considered to be the gross receipts from sales exclusive of the taxes
2418 collected thereon.

2419 Sec. 113. (NEW) (*Effective from passage*) (a) If any cumulative
2420 monthly financial statement issued by the Comptroller pursuant to
2421 section 3-115 of the general statutes after the effective date of this
2422 section and before January 1, 2010, indicates that the estimated gross
2423 tax revenue to the General Fund, to the end of the fiscal year ending
2424 June 30, 2010, is at least one per cent less than the estimated gross tax
2425 revenue to the General Fund for said fiscal year, included in this act
2426 pursuant to section 2-35 of the general statutes, the amendments made
2427 to the provisions of subdivisions (1) and (3) of section 12-408 of the
2428 general statutes, subdivision (1) of section 12-411 of the general
2429 statutes, subsection (c) of section 12-411b of the general statutes, and
2430 subdivision (3) of section 12-414 of the general statutes, pursuant to
2431 sections 108 to 112, inclusive, of this act, shall not take effect.

2432 (b) If any cumulative monthly financial statement issued by the
2433 Comptroller pursuant to section 3-115 of the general statutes after
2434 January 1, 2010, and on or before June 30, 2010, indicates that the
2435 estimated gross tax revenue to the General Fund, to the end of the
2436 fiscal year ending June 30, 2010, is at least one per cent less than the

2437 estimated gross tax revenue to the General Fund for said fiscal year,
2438 included in this act pursuant to section 2-35 of the general statutes, (1)
2439 the amendments made to the provisions of subdivisions (1) and (3) of
2440 section 12-408 of the general statutes, subdivision (1) of section 12-411
2441 of the general statutes, subsection (c) of section 12-411b of the general
2442 statutes, and subdivision (3) of section 12-414 of the general statutes,
2443 pursuant to sections 108 to 112, inclusive, of this act, shall, on and after
2444 July 1, 2010, be inoperative and have no effect, and (2) the provisions
2445 of said subdivisions and subsection of said sections of the general
2446 statutes, revision of 1958, revised to December 31, 2009, shall be
2447 effective on and after July 1, 2010.

2448 Sec. 114. Subsection (a) of section 12-498 of the general statutes is
2449 repealed and the following is substituted in lieu thereof (*Effective*
2450 *January 1, 2010, and applicable to conveyances occurring on or after said*
2451 *date*):

2452 (a) The tax imposed by section 12-494 shall not apply to: (1) Deeds
2453 which this state is prohibited from taxing under the Constitution or
2454 laws of the United States; (2) deeds which secure a debt or other
2455 obligation; (3) deeds to which this state or any of its political
2456 subdivisions or its or their respective agencies is a party; (4) tax deeds;
2457 (5) deeds of release of property which is security for a debt or other
2458 obligation; (6) deeds of partition; (7) deeds made pursuant to mergers
2459 of corporations; (8) deeds made by a subsidiary corporation to its
2460 parent corporation for no consideration other than the cancellation or
2461 surrender of the subsidiary's stock; (9) deeds made pursuant to a
2462 decree of the Superior Court under section 46b-81 **[**, 49-24**]** or 52-495;
2463 (10) deeds, when the consideration for the interest or property
2464 conveyed is less than two thousand dollars; (11) deeds between
2465 affiliated corporations, provided both of such corporations are exempt
2466 from taxation pursuant to paragraph (2), (3) or (25) of Section 501(c) of
2467 the Internal Revenue Code of 1986, or any subsequent corresponding
2468 internal revenue code of the United States, as from time to time
2469 amended; (12) deeds made by a corporation which is exempt from

2470 taxation pursuant to paragraph (3) of Section 501(c) of the Internal
2471 Revenue Code of 1986, or any subsequent corresponding internal
2472 revenue code of the United States, as from time to time amended, to
2473 any corporation which is exempt from taxation pursuant to said
2474 paragraph (3) of said Section 501(c); (13) deeds made to any nonprofit
2475 organization which is organized for the purpose of holding
2476 undeveloped land in trust for conservation or recreation purposes; (14)
2477 deeds between spouses; (15) deeds of property for the Adriaen's
2478 Landing site or the stadium facility site, for purposes of the overall
2479 project, each as defined in section 32-651; (16) land transfers made on
2480 or after July 1, 1998, to a water company, as defined in section 16-1,
2481 provided the land is classified as class I or class II land, as defined in
2482 section 25-37c, after such transfer; (17) transfers or conveyances to
2483 effectuate a mere change of identity or form of ownership or
2484 organization, where there is no change in beneficial ownership; and
2485 (18) conveyances of residential property which occur not later than six
2486 months after the date on which the property was previously conveyed
2487 to the transferor if the transferor is (A) an employer which acquired the
2488 property from an employee pursuant to an employee relocation plan,
2489 or (B) an entity in the business of purchasing and selling residential
2490 property of employees who are being relocated pursuant to such a
2491 plan.

2492 Sec. 115. (NEW) (*Effective from passage*) The Commissioner of
2493 Revenue Services shall revise the personal income tax return form to
2494 include in such form a statement of the rate of the use tax imposed
2495 pursuant to section 12-411 of the general statutes, and a table listing
2496 the amount of tax due that corresponds to the amount spent.

2497 Sec. 116. Subsection (g) of section 12-391 of the general statutes is
2498 repealed and the following is substituted in lieu thereof (*Effective*
2499 *January 1, 2010, and applicable to estates of decedents who die on or after said*
2500 *date*):

2501 (g) (1) With respect to the estates of decedents dying on or after

2502 January 1, 2005, but prior to January 1, 2010, the tax based on the
2503 Connecticut taxable estate shall be as provided in the following
2504 schedule:

Amount of Connecticut Taxable Estate	Rate of Tax
Not over $2,000,000	None
Over $2,000,000 but not over $2,100,000	5.085% of the excess over $0
Over $2,100,000 but not over $2,600,000	$106,800 plus 8% of the excess over $2,100,000
Over $2,600,000 but not over $3,100,000	$146,800 plus 8.8% of the excess over $2,600,000
Over $3,100,000 but not over $3,600,000	$190,800 plus 9.6% of the excess over $3,100,000
Over $3,600,000 but not over $4,100,000	$238,800 plus 10.4% of the excess over $3,600,000
Over $4,100,000 but not over $5,100,000	$290,800 plus 11.2% of the excess over $4,100,000
Over $5,100,000 but not over $6,100,000	$402,800 plus 12% of the excess over $5,100,000
Over $6,100,000 but not over $7,100,000	$522,800 plus 12.8% of the excess over $6,100,000
Over $7,100,000 but not over $8,100,000	$650,800 plus 13.6% of the excess over $7,100,000
Over $8,100,000 but not over $9,100,000	$786,800 plus 14.4% of the excess over $8,100,000
Over $9,100,000 but not over $10,100,000	$930,800 plus 15.2% of the excess over $9,100,000

T2819 Over $10,100,000	$1,082,800 plus 16% of the excess
T2820	over $10,100,000

2505 (2) With respect to the estates of decedents dying on or after January
2506 1, 2010, the tax based on the Connecticut taxable estate shall be as
2507 provided in the following schedule:

T2821 Amount of Connecticut	
T2822 Taxable Estate	Rate of Tax
T2823 Not over $3,500,000	None
T2824 Over $3,500,000	7.2% of the excess
T2825 but not over $3,600,000	over $3,500,000
T2826 Over $3,600,000	$7,200 plus 7.8% of the excess
T2827 but not over $4,100,000	over $3,600,000
T2828 Over $4,100,000	$46,200 plus 8.4% of the excess
T2829 but not over $5,100,000	over $4,100,000
T2830 Over $5,100,000	$130,200 plus 9.0% of the excess
T2831 but not over $6,100,000	over $5,100,000
T2832 Over $6,100,000	$220,200 plus 9.6% of the excess
T2833 but not over $7,100,000	over $6,100,000
T2834 Over $7,100,000	$316,700 plus 10.2% of the excess
T2835 but not over $8,100,000	over $7,100,000
T2836 Over $8,100,000	$418,200 plus 10.8% of the excess
T2837 but not over $9,100,000	over $8,100,000
T2838 Over $9,100,000	$526,200 plus 11.4% of the excess
T2839 but not over $10,100,000	over $9,100,000
T2840 Over $10,100,000	$640,200 plus 16% of the excess
T2841	over $10,100,000

2508 Sec. 117. Subsection (a) of section 12-392 of the general statutes is

2509 repealed and the following is substituted in lieu thereof (*Effective July*
2510 *1, 2009, and applicable to taxes payable on or after said date*):

2511 (a)(1) **[**The**]** Prior to July 1, 2009, the tax imposed by this chapter
2512 shall become due at the date of the taxable transfer and shall become
2513 payable, and shall be paid, without assessment, notice or demand, to
2514 the Commissioner of Revenue Services at the expiration of nine
2515 months from the date of death, and **[**executors**]** on or after July 1, 2009,
2516 the tax imposed by this chapter shall become due at the date of the
2517 taxable transfer and shall become payable and shall be paid, without
2518 assessment, notice or demand, to said commissioner at the expiration
2519 of six months from the date of death. Executors, administrators,
2520 trustees, grantees, donees, beneficiaries and surviving joint owners
2521 shall be liable for the tax and for any interest or penalty thereon until it
2522 is paid, except that no executor, administrator, trustee, grantee, donee,
2523 beneficiary or surviving joint owner shall be liable for a greater sum
2524 than the value of the property actually received by him or her. If the
2525 amount of tax reported to be due on the return is not paid, for taxes
2526 due prior to July 1, 2009, within such nine months, or for taxes due on
2527 or after July 1, 2009, within such six months, there shall be imposed a
2528 penalty equal to ten per cent of such amount due and unpaid, or fifty
2529 dollars, whichever is greater. Such amount shall bear interest at the
2530 rate of one per cent per month or fraction thereof, from the due date of
2531 such tax until the date of payment. Subject to the provisions of section
2532 12-3a, the commissioner may waive all or part of the penalties
2533 provided under this chapter when it is proven to **[**his**]** such
2534 commissioner's satisfaction that the failure to pay any tax was due to
2535 reasonable cause and was not intentional or due to neglect.

2536 (2) The Commissioner of Revenue Services may, for reasonable
2537 cause shown, extend the time for payment. The commissioner may
2538 require the filing of a tentative return and the payment of the tax
2539 reported to be due thereon in connection with such extension. Any
2540 additional tax which may be found to be due on the filing of a return
2541 as allowed by such extension shall bear interest at the rate of one per

2542 cent per month or fraction thereof from the original due date of such
2543 tax to the date of actual payment.

2544 (3) Whenever there is an overpayment of the tax imposed by this
2545 chapter, the Commissioner of Revenue Services shall return to the
2546 fiduciary or transferee the overpayment which shall bear interest at the
2547 rate of two-thirds of one per cent per month or fraction thereof, said
2548 interest commencing, for taxes due prior to July 1, 2009, from the
2549 expiration of nine months after the death of the transferor or date of
2550 payment, whichever is later, or, for taxes due on or after July 1, 2009,
2551 from the expiration of six months after the death of the transferor or
2552 date of payment, whichever is later.

2553 Sec. 118. Subsection (a) of section 12-642 of the general statutes is
2554 repealed and the following is substituted in lieu thereof (*Effective*
2555 *January 1, 2010*):

2556 (a)(1) With respect to calendar years commencing prior to January 1,
2557 2001, the tax imposed by section 12-640 for the calendar year shall be at
2558 a rate of the taxable gifts made by the donor during the calendar year
2559 set forth in the following schedule:

	Amount of Taxable Gifts	Rate of Tax
T2842		
T2843	Not over $25,000	1%
T2844	Over $25,000	$250, plus 2% of the excess
T2845	but not over $50,000	over $25,000
T2846	Over $50,000	$750, plus 3% of the excess
T2847	but not over $75,000	over $50,000
T2848	Over $75,000	$1,500, plus 4% of the excess
T2849	but not over $100,000	over $75,000
T2850	Over $100,000	$2,500, plus 5% of the excess
T2851	but not over $200,000	over $100,000
T2852	Over $200,000	$7,500, plus 6% of the excess
T2853		over $200,000

2560 (2) With respect to the calendar years commencing January 1, 2001,
2561 January 1, 2002, January 1, 2003, and January 1, 2004, the tax imposed
2562 by section 12-640 for each such calendar year shall be at a rate of the
2563 taxable gifts made by the donor during the calendar year set forth in
2564 the following schedule:

	Amount of Taxable Gifts	Rate of Tax
T2854		
T2855	Over $25,000	$250, plus 2% of the excess
T2856	but not over $50,000	over $25,000
T2857	Over $50,000	$750, plus 3% of the excess
T2858	but not over $75,000	over $50,000
T2859	Over $75,000	$1,500, plus 4% of the excess
T2860	but not over $100,000	over $75,000
T2861	Over $100,000	$2,500, plus 5% of the excess
T2862	but not over $675,000	over $100,000
T2863	Over $675,000	$31,250, plus 6% of the excess
T2864		over $675,000

2565 (3) With respect to Connecticut taxable gifts, as defined in section
2566 12-643, made by a donor during a calendar year commencing on or
2567 after January 1, 2005, <u>but prior to January 1, 2010,</u> including the
2568 aggregate amount of all Connecticut taxable gifts made by the donor
2569 during all calendar years commencing on or after January 1, 2005, <u>but</u>
2570 <u>prior to January 1, 2010,</u> the tax imposed by section 12-640 for the
2571 calendar year shall be at the rate set forth in the following schedule,
2572 with a credit allowed against such tax for any tax previously paid to
2573 this state pursuant to this subdivision:

	Amount of Taxable Gifts	Rate of Tax
T2865		
T2866	Not over $2,000,000	None
T2867	Over $2,000,000	
T2868	but not over $2,100,000	5.085% of the excess over $0
T2869	Over $2,100,000	$106,800 plus 8% of the excess

T2870 but not over $2,600,000	over $2,100,000
T2871 Over $2,600,000	$146,800 plus 8.8% of the excess
T2872 but not over $3,100,000	over $2,600,000
T2873 Over $3,100,000	$190,800 plus 9.6% of the excess
T2874 but not over $3,600,000	over $3,100,000
T2875 Over $3,600,000	$238,800 plus 10.4% of the excess
T2876 but not over $4,100,000	over $3,600,000
T2877 Over $4,100,000	$290,800 plus 11.2% of the excess
T2878 but not over $5,100,000	over $4,100,000
T2879 Over $5,100,000	$402,800 plus 12% of the excess
T2880 but not over $6,100,000	over $5,100,000
T2881 Over $6,100,000	$522,800 plus 12.8% of the excess
T2882 but not over $7,100,000	over $6,100,000
T2883 Over $7,100,000	$650,800 plus 13.6% of the excess
T2884 but not over $8,100,000	over $7,100,000
T2885 Over $8,100,000	$786,800 plus 14.4% of the excess
T2886 but not over $9,100,000	over $8,100,000
T2887 Over $9,100,000	$930,800 plus 15.2% of the excess
T2888 but not over $10,100,000	over $9,100,000
T2889 Over $10,100,000	$1,082,800 plus 16% of the excess
T2890	over $10,100,000

2574 (4) With respect to Connecticut taxable gifts, as defined in section
2575 12-643, made by a donor during a calendar year commencing on or
2576 after January 1, 2010, including the aggregate amount of all
2577 Connecticut taxable gifts made by the donor during all calendar years
2578 commencing on or after January 1, 2010, the tax imposed by section 12-
2579 640 for the calendar year shall be at the rate set forth in the following
2580 schedule, with a credit allowed against such tax for any tax previously
2581 paid to this state pursuant to this subdivision:

Amount of Taxable Gifts	Rate of Tax
Not over $3,500,000	None
Over $3,500,000 but not over $3,600,000	7.2% of the excess over $3,500,000
Over $3,600,000 but not over $4,100,000	$7,200 plus 7.8% of the excess over $3,600,000
Over $4,100,000 but not over $5,100,000	$46,200 plus 8.4% of the excess over $4,100,000
Over $5,100,000 but not over $6,100,000	$130,200 plus 9.0% of the excess over $5,100,000
Over $6,100,000 but not over $7,100,000	$220,200 plus 9.6% of the excess over $6,100,000
Over $7,100,000 but not over $8,100,000	$316,700 plus 10.2% of the excess over $7,100,000
Over $8,100,000 but not over $9,100,000	$418,200 plus 10.8% of the excess over $8,100,000
Over $9,100,000 but not over $10,100,000	$526,200 plus 11.4% of the excess over $9,100,000
Over $10,100,000	$640,200 plus 16% of the excess over $10,100,000

Sec. 119. Subsection (a) of section 12-700 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to taxable years commencing on or after January 1, 2009*):

(a) There is hereby imposed on the Connecticut taxable income of each resident of this state a tax:

(1) At the rate of four and one-half per cent of such Connecticut taxable income for taxable years commencing on or after January 1, 1992, and prior to January 1, 1996.

2591 (2) For taxable years commencing on or after January 1, 1996, but
2592 prior to January 1, 1997, in accordance with the following schedule:

2593 (A) For any person who files a return under the federal income tax
2594 for such taxable year as an unmarried individual or as a married
2595 individual filing separately:

	Connecticut Taxable Income	Rate of Tax
T2911		
T2912	Not over $2,250	3.0%
T2913	Over $2,250	$67.50, plus 4.5% of the
T2914		excess over $2,250

2596 (B) For any person who files a return under the federal income tax
2597 for such taxable year as a head of household, as defined in Section 2(b)
2598 of the Internal Revenue Code:

	Connecticut Taxable Income	Rate of Tax
T2915		
T2916	Not over $3,500	3.0%
T2917	Over $3,500	$105.00, plus 4.5% of the
T2918		excess over $3,500

2599 (C) For any husband and wife who file a return under the federal
2600 income tax for such taxable year as married individuals filing jointly or
2601 a person who files a return under the federal income tax as a surviving
2602 spouse, as defined in Section 2(a) of the Internal Revenue Code:

	Connecticut Taxable Income	Rate of Tax
T2919		
T2920	Not over $4,500	3.0%
T2921	Over $4,500	$135.00, plus 4.5% of the
T2922		excess over $4,500

2603 (D) For trusts or estates, the rate of tax shall be 4.5% of their
2604 Connecticut taxable income.

2605 (3) For taxable years commencing on or after January 1, 1997, but
2606 prior to January 1, 1998, in accordance with the following schedule:

2607 (A) For any person who files a return under the federal income tax

2608 for such taxable year as an unmarried individual or as a married
2609 individual filing separately:

T2923 Connecticut Taxable Income	Rate of Tax
T2924 Not over $6,250	3.0%
T2925 Over $6,250	$187.50, plus 4.5% of the
T2926	excess over $6,250

2610 (B) For any person who files a return under the federal income tax
2611 for such taxable year as a head of household, as defined in Section 2(b)
2612 of the Internal Revenue Code:

T2927 Connecticut Taxable Income	Rate of Tax
T2928 Not over $10,000	3.0%
T2929 Over $10,000	$300.00, plus 4.5% of the
T2930	excess over $10,000

2613 (C) For any husband and wife who file a return under the federal
2614 income tax for such taxable year as married individuals filing jointly or
2615 any person who files a return under the federal income tax for such
2616 taxable year as a surviving spouse, as defined in Section 2(a) of the
2617 Internal Revenue Code:

T2931 Connecticut Taxable Income	Rate of Tax
T2932 Not over $12,500	3.0%
T2933 Over $12,500	$375.00, plus 4.5% of the
T2934	excess over $12,500

2618 (D) For trusts or estates, the rate of tax shall be 4.5% of their
2619 Connecticut taxable income.

2620 (4) For taxable years commencing on or after January 1, 1998, but
2621 prior to January 1, 1999, in accordance with the following schedule:

2622 (A) For any person who files a return under the federal income tax
2623 for such taxable year as an unmarried individual or as a married
2624 individual filing separately:

Connecticut Taxable Income	Rate of Tax
Not over $7,500	3.0%
Over $7,500	$225.00, plus 4.5% of the excess over $7,500

(B) For any person who files a return under the federal income tax for such taxable year as a head of household, as defined in Section 2(b) of the Internal Revenue Code:

Connecticut Taxable Income	Rate of Tax
Not over $12,000	3.0%
Over $12,000	$360.00, plus 4.5% of the excess over $12,000

(C) For any husband and wife who file a return under the federal income tax for such taxable year as married individuals filing jointly or any person who files a return under the federal income tax for such taxable year as a surviving spouse, as defined in Section 2(a) of the Internal Revenue Code:

Connecticut Taxable Income	Rate of Tax
Not over $15,000	3.0%
Over $15,000	$450.00, plus 4.5% of the excess over $15,000

(D) For trusts or estates, the rate of tax shall be 4.5% of their Connecticut taxable income.

(5) For taxable years commencing on or after January 1, 1999, but prior to January 1, 2003, in accordance with the following schedule:

(A) For any person who files a return under the federal income tax for such taxable year as an unmarried individual or as a married individual filing separately:

Connecticut Taxable Income	Rate of Tax
Not over $10,000	3.0%

Over $10,000	$300.00, plus 4.5% of the excess over $10,000

(B) For any person who files a return under the federal income tax for such taxable year as a head of household, as defined in Section 2(b) of the Internal Revenue Code:

Connecticut Taxable Income	Rate of Tax
Not over $16,000	3.0%
Over $16,000	$480.00, plus 4.5% of the excess over $16,000

(C) For any husband and wife who file a return under the federal income tax for such taxable year as married individuals filing jointly or any person who files a return under the federal income tax for such taxable year as a surviving spouse, as defined in Section 2(a) of the Internal Revenue Code:

Connecticut Taxable Income	Rate of Tax
Not over $20,000	3.0%
Over $20,000	$600.00, plus 4.5% of the excess over $20,000

(D) For trusts or estates, the rate of tax shall be 4.5% of their Connecticut taxable income.

(6) For taxable years commencing on or after January 1, 2003, <u>but prior to January 1, 2009,</u> in accordance with the following schedule:

(A) For any person who files a return under the federal income tax for such taxable year as an unmarried individual or as a married individual filing separately:

Connecticut Taxable Income	Rate of Tax
Not over $10,000	3.0%
Over $10,000	$300.00, plus 5.0% of the excess over $10,000

2655 (B) For any person who files a return under the federal income tax
2656 for such taxable year as a head of household, as defined in Section 2(b)
2657 of the Internal Revenue Code:

	Connecticut Taxable Income	Rate of Tax
T2963		
T2964	Not over $16,000	3.0%
T2965	Over $16,000	$480.00, plus 5.0% of the
T2966		excess over $16,000

2658 (C) For any husband and wife who file a return under the federal
2659 income tax for such taxable year as married individuals filing jointly or
2660 any person who files a return under the federal income tax for such
2661 taxable year as a surviving spouse, as defined in Section 2(a) of the
2662 Internal Revenue Code:

	Connecticut Taxable Income	Rate of Tax
T2967		
T2968	Not over $20,000	3.0%
T2969	Over $20,000	$600.00, plus 5.0% of the
T2970		excess over $20,000

2663 (D) For trusts or estates, the rate of tax shall be 5.0% of the
2664 Connecticut taxable income.

2665 (7) For taxable years commencing on or after January 1, 2009, in
2666 accordance with the following schedule:

2667 (A) For any person who files a return under the federal income tax
2668 for such taxable year as an unmarried individual:

	Connecticut Taxable Income	Rate of Tax
T2971		
T2972	Not over $10,000	3.0%
T2973	Over $10,000 but not	$300.00, plus 5.0% of the
T2974	over $500,000	excess over $10,000
T2975	Over $500,000	$24,800, plus 6.5% of the
T2976		excess over $500,000

2669 (B) For any person who files a return under the federal income tax
2670 for such taxable year as a head of household, as defined in Section 2(b)

2671 of the Internal Revenue Code:

	Connecticut Taxable Income	Rate of Tax
T2977		
T2978	Not over $16,000	3.0%
T2979	Over $16,000 but not	$480.00, plus 5.0% of the
T2980	over $800,000	excess over $16,000
T2981	Over $800,000	$39,680, plus 6.5% of the
T2982		excess over $800,000

2672 (C) For any husband and wife who file a return under the federal
2673 income tax for such taxable year as married individuals filing jointly or
2674 any person who files a return under the federal income tax for such
2675 taxable year as a surviving spouse, as defined in Section 2(a) of the
2676 Internal Revenue Code:

	Connecticut Taxable Income	Rate of Tax
T2983		
T2984	Not over $20,000	3.0%
T2985	Over $20,000 but not	$600.00, plus 5.0% of the
T2986	over $1,000,000	excess over $20,000
T2987	Over $1,000,000	$49,600, plus 6.5% of the excess
T2988		over $1,000,000

2677 (D) For any person who files a return under the federal income tax
2678 for such taxable year as a married individual filing separately:

	Connecticut Taxable Income	Rate of Tax
T2989		
T2990	Not over $10,000	3.0%
T2991	Over $10,000 but not	$300.00, plus 5.0% of the
T2992	over $500,000	excess over $10,000
T2993	Over $500,000	$24,800, plus 6.5% of the excess
T2994		over $500,000

2679 (E) For trusts or estates, the rate of tax shall be 6.5% of the
2680 Connecticut taxable income.

2681 **[**(7)**]** (8) The provisions of this subsection shall apply to resident
2682 trusts and estates and, wherever reference is made in this subsection to
2683 residents of this state, such reference shall be construed to include

2684 resident trusts and estates, provided any reference to a resident's
2685 Connecticut adjusted gross income derived from sources without this
2686 state or to a resident's Connecticut adjusted gross income shall be
2687 construed, in the case of a resident trust or estate, to mean the resident
2688 trust or estate's Connecticut taxable income derived from sources
2689 without this state and the resident trust or estate's Connecticut taxable
2690 income, respectively.

2691 Sec. 120. Subdivision (10) of subsection (a) of section 12-701 of the
2692 general statutes is repealed and the following is substituted in lieu
2693 thereof (*Effective from passage and applicable to taxable years commencing*
2694 *on or after January 1, 2009*):

2695 (10) "Connecticut fiduciary adjustment" means the net positive or
2696 negative total of the following items relating to income, gain, loss or
2697 deduction of a trust or estate: (A) There shall be added together (i) any
2698 interest income from obligations issued by or on behalf of any state,
2699 political subdivision thereof, or public instrumentality, state or local
2700 authority, district or similar public entity, exclusive of such income
2701 from obligations issued by or on behalf of the state of Connecticut, any
2702 political subdivision thereof, or public instrumentality, state or local
2703 authority, district or similar public entity created under the laws of the
2704 state of Connecticut and exclusive of any such income with respect to
2705 which taxation by any state is prohibited by federal law, (ii) any
2706 exempt-interest dividends, as defined in Section 852 (b)(5) of the
2707 Internal Revenue Code, exclusive of such exempt-interest dividends
2708 derived from obligations issued by or on behalf of the state of
2709 Connecticut, any political subdivision thereof, or public
2710 instrumentality, state or local authority, district or similar public entity
2711 created under the laws of the state of Connecticut and exclusive of
2712 such exempt-interest dividends derived from obligations, the income
2713 with respect to which taxation by any state is prohibited by federal
2714 law, (iii) any interest or dividend income on obligations or securities of
2715 any authority, commission or instrumentality of the United States
2716 which federal law exempts from federal income tax but does not

2717 exempt from state income taxes, (iv) to the extent properly includable
2718 in determining the net gain or loss from the sale or other disposition of
2719 capital assets for federal income tax purposes, any loss from the sale or
2720 exchange of obligations issued by or on behalf of the state of
2721 Connecticut, any political subdivision thereof, or public
2722 instrumentality, state or local authority, district or similar public entity
2723 created under the laws of the state of Connecticut, in the income year
2724 such loss was recognized, (v) to the extent deductible in determining
2725 federal taxable income prior to deductions relating to distributions to
2726 beneficiaries, any income taxes imposed by this state, (vi) to the extent
2727 deductible in determining federal taxable income prior to deductions
2728 relating to distributions to beneficiaries, any interest on indebtedness
2729 incurred or continued to purchase or carry obligations or securities the
2730 interest on which is exempt from tax under this chapter, **[**and**]** (vii)
2731 expenses paid or incurred during the taxable year for the production
2732 or collection of income which is exempt from tax under this chapter, or
2733 the management, conservation or maintenance of property held for the
2734 production of such income, and the amortizable bond premium for the
2735 taxable year on any bond the interest on which is exempt from taxation
2736 under this chapter, to the extent that such expenses and premiums are
2737 deductible in determining federal taxable income prior to deductions
2738 relating to distributions to beneficiaries<u>, and (viii) to the extent</u>
2739 <u>deductible in determining federal taxable income prior to deductions</u>
2740 <u>relating to distributions to beneficiaries, the deduction allowable as</u>
2741 <u>qualified domestic production activities income, pursuant to Section</u>
2742 <u>199 of the Internal Revenue Code</u>. (B) There shall be subtracted from
2743 the sum of such items (i) to the extent properly includable in gross
2744 income for federal income tax purposes, any income with respect to
2745 which taxation by any state is prohibited by federal law, (ii) to the
2746 extent allowable under section 12-718, exempt dividends paid by a
2747 regulated investment company, (iii) with respect to any trust or estate
2748 which is a shareholder of an S corporation which is carrying on, or
2749 which has the right to carry on, business in this state, as said term is
2750 used in section 12-214, the amount of such shareholder's pro rata share

2751 of such corporation's nonseparately computed items, as defined in
2752 Section 1366 of the Internal Revenue Code, that is subject to tax under
2753 chapter 208, in accordance with subsection (c) of section 12-217
2754 multiplied by such corporation's apportionment fraction, if any, as
2755 determined in accordance with section 12-218, (iv) to the extent
2756 properly includable in gross income for federal income tax purposes,
2757 any interest income from obligations issued by or on behalf of the state
2758 of Connecticut, any political subdivision thereof, or public
2759 instrumentality, state or local authority, district or similar public entity
2760 created under the laws of the state of Connecticut, (v) to the extent
2761 properly includable in determining the net gain or loss from the sale or
2762 other disposition of capital assets for federal income tax purposes, any
2763 gain from the sale or exchange of obligations issued by or on behalf of
2764 the state of Connecticut, any political subdivision thereof, or public
2765 instrumentality, state or local authority, district or similar public entity
2766 created under the laws of the state of Connecticut, in the income year
2767 such gain was recognized, (vi) any interest on indebtedness incurred
2768 or continued to purchase or carry obligations or securities the interest
2769 on which is subject to tax under this chapter, but exempt from federal
2770 income tax, to the extent that such interest on indebtedness is not
2771 deductible in determining federal taxable income prior to deductions
2772 relating to distributions to beneficiaries, (vii) ordinary and necessary
2773 expenses paid or incurred during the taxable year for the production
2774 or collection of income which is subject to taxation under this chapter,
2775 but exempt from federal income tax, or the management, conservation
2776 or maintenance of property held for the production of such income,
2777 and the amortizable bond premium for the taxable year on any bond
2778 the interest on which is subject to tax under this chapter, but exempt
2779 from federal income tax, to the extent that such expenses and
2780 premiums are not deductible in determining federal taxable income
2781 prior to deductions relating to distributions to beneficiaries, and (viii)
2782 the amount of any refund or credit for overpayment of income taxes
2783 imposed by this state, to the extent properly includable in gross
2784 income for federal income tax purposes for the taxable year and to the

2785 extent deductible in determining federal taxable income prior to
2786 deductions relating to distributions to beneficiaries for the preceding
2787 taxable year.

2788 Sec. 121. Subparagraph (A) of subdivision (20) of subsection (a) of
2789 section 12-701 of the general statutes is repealed and the following is
2790 substituted in lieu thereof (*Effective from passage and applicable to taxable*
2791 *years commencing on or after January 1, 2009*):

2792 (A) There shall be added thereto (i) to the extent not properly
2793 includable in gross income for federal income tax purposes, any
2794 interest income from obligations issued by or on behalf of any state,
2795 political subdivision thereof, or public instrumentality, state or local
2796 authority, district or similar public entity, exclusive of such income
2797 from obligations issued by or on behalf of the state of Connecticut, any
2798 political subdivision thereof, or public instrumentality, state or local
2799 authority, district or similar public entity created under the laws of the
2800 state of Connecticut and exclusive of any such income with respect to
2801 which taxation by any state is prohibited by federal law, (ii) any
2802 exempt-interest dividends, as defined in Section 852(b)(5) of the
2803 Internal Revenue Code, exclusive of such exempt-interest dividends
2804 derived from obligations issued by or on behalf of the state of
2805 Connecticut, any political subdivision thereof, or public
2806 instrumentality, state or local authority, district or similar public entity
2807 created under the laws of the state of Connecticut and exclusive of
2808 such exempt-interest dividends derived from obligations, the income
2809 with respect to which taxation by any state is prohibited by federal
2810 law, (iii) any interest or dividend income on obligations or securities of
2811 any authority, commission or instrumentality of the United States
2812 which federal law exempts from federal income tax but does not
2813 exempt from state income taxes, (iv) to the extent included in gross
2814 income for federal income tax purposes for the taxable year, the total
2815 taxable amount of a lump sum distribution for the taxable year
2816 deductible from such gross income in calculating federal adjusted
2817 gross income, (v) to the extent properly includable in determining the

2818 net gain or loss from the sale or other disposition of capital assets for
2819 federal income tax purposes, any loss from the sale or exchange of
2820 obligations issued by or on behalf of the state of Connecticut, any
2821 political subdivision thereof, or public instrumentality, state or local
2822 authority, district or similar public entity created under the laws of the
2823 state of Connecticut, in the income year such loss was recognized, (vi)
2824 to the extent deductible in determining federal adjusted gross income,
2825 any income taxes imposed by this state, (vii) to the extent deductible in
2826 determining federal adjusted gross income, any interest on
2827 indebtedness incurred or continued to purchase or carry obligations or
2828 securities the interest on which is exempt from tax under this chapter,
2829 (viii) expenses paid or incurred during the taxable year for the
2830 production or collection of income which is exempt from taxation
2831 under this chapter or the management, conservation or maintenance of
2832 property held for the production of such income, and the amortizable
2833 bond premium for the taxable year on any bond the interest on which
2834 is exempt from tax under this chapter to the extent that such expenses
2835 and premiums are deductible in determining federal adjusted gross
2836 income, **[**and**]** (ix) for property placed in service after September 10,
2837 2001, but prior to September 11, 2004, in taxable years ending after
2838 September 10, 2001, any additional allowance for depreciation under
2839 subsection (k) of Section 168 of the Internal Revenue Code, as provided
2840 by Section 101 of the Job Creation and Worker Assistance Act of 2002,
2841 to the extent deductible in determining federal adjusted gross income,
2842 and (x) to the extent deductible in determining federal adjusted gross
2843 income, the deduction allowable as qualified domestic production
2844 activities income, pursuant to Section 199 of the Internal Revenue
2845 Code.

2846 Sec. 122. Subsection (a) of section 12-702 of the general statutes is
2847 repealed and the following is substituted in lieu thereof (*Effective from*
2848 *passage and applicable to taxable years commencing on or after January 1,*
2849 *2009*):

2850 (a) (1) (A) Any person, other than a trust or estate, subject to the tax

2851 under this chapter for any taxable year who files under the federal
2852 income tax for such taxable year as a married individual filing
2853 separately or, for taxable years commencing prior to January 1, 2000,
2854 who files income tax for such taxable year as an unmarried individual
2855 shall be entitled to a personal exemption of twelve thousand dollars in
2856 determining Connecticut taxable income for purposes of this chapter.

2857 (B) In the case of any such taxpayer whose Connecticut adjusted
2858 gross income for the taxable year exceeds twenty-four thousand
2859 dollars, the exemption amount shall be reduced by one thousand
2860 dollars for each one thousand dollars, or fraction thereof, by which the
2861 taxpayer's Connecticut adjusted gross income for the taxable year
2862 exceeds said amount. In no event shall the reduction exceed one
2863 hundred per cent of the exemption.

2864 (2) For taxable years commencing on or after January 1, 2000, any
2865 person, other than a trust or estate, subject to the tax under this chapter
2866 for any taxable year who files under the federal income tax for such
2867 taxable year as an unmarried individual shall be entitled to a personal
2868 exemption in determining Connecticut taxable income for purposes of
2869 this chapter as follows:

2870 (A) For taxable years commencing on or after January 1, 2000, but
2871 prior to January 1, 2001, twelve thousand two hundred fifty dollars. In
2872 the case of any such taxpayer whose Connecticut adjusted gross
2873 income for the taxable year exceeds twenty-four thousand five
2874 hundred dollars, the exemption amount shall be reduced by one
2875 thousand dollars for each one thousand dollars, or fraction thereof, by
2876 which the taxpayer's Connecticut adjusted gross income for the taxable
2877 year exceeds said amount. In no event shall the reduction exceed one
2878 hundred per cent of the exemption;

2879 (B) For taxable years commencing on or after January 1, 2001, but
2880 prior to January 1, 2004, twelve thousand five hundred dollars. In the
2881 case of any such taxpayer whose Connecticut adjusted gross income
2882 for the taxable year exceeds twenty-five thousand dollars, the

2883 exemption amount shall be reduced by one thousand dollars for each
2884 one thousand dollars, or fraction thereof, by which the taxpayer's
2885 Connecticut adjusted gross income for the taxable year exceeds said
2886 amount. In no event shall the reduction exceed one hundred per cent
2887 of the exemption;

2888 (C) For taxable years commencing on or after January 1, 2004, but
2889 prior to January 1, 2007, twelve thousand six hundred twenty-five
2890 dollars. In the case of any such taxpayer whose Connecticut adjusted
2891 gross income for the taxable year exceeds twenty-five thousand two
2892 hundred fifty dollars, the exemption amount shall be reduced by one
2893 thousand dollars for each one thousand dollars, or fraction thereof, by
2894 which the taxpayer's Connecticut adjusted gross income for the taxable
2895 year exceeds said amount. In no event shall the reduction exceed one
2896 hundred per cent of the exemption;

2897 (D) For taxable years commencing on or after January 1, 2007, but
2898 prior to January 1, 2008, twelve thousand seven hundred fifty dollars.
2899 In the case of any such taxpayer whose Connecticut adjusted gross
2900 income for the taxable year exceeds twenty-five thousand five hundred
2901 dollars, the exemption amount shall be reduced by one thousand
2902 dollars for each one thousand dollars, or fraction thereof, by which the
2903 taxpayer's Connecticut adjusted gross income for the taxable year
2904 exceeds said amount. In no event shall the reduction exceed one
2905 hundred per cent of the exemption;

2906 (E) For taxable years commencing on or after January 1, 2008, but
2907 prior to January 1, **[**2009**]** 2012, thirteen thousand dollars. In the case of
2908 any such taxpayer whose Connecticut adjusted gross income for the
2909 taxable year exceeds twenty-six thousand dollars, the exemption
2910 amount shall be reduced by one thousand dollars for each one
2911 thousand dollars, or fraction thereof, by which the taxpayer's
2912 Connecticut adjusted gross income for the taxable year exceeds said
2913 amount. In no event shall the reduction exceed one hundred per cent
2914 of the exemption;

2915 (F) For taxable years commencing on or after January 1, [2009] 2012,
2916 but prior to January 1, [2010] 2013, thirteen thousand five hundred
2917 dollars. In the case of any such taxpayer whose Connecticut adjusted
2918 gross income for the taxable year exceeds twenty-seven thousand
2919 dollars, the exemption amount shall be reduced by one thousand
2920 dollars for each one thousand dollars, or fraction thereof, by which the
2921 taxpayer's Connecticut adjusted gross income for the taxable year
2922 exceeds said amount. In no event shall the reduction exceed one
2923 hundred per cent of the exemption;

2924 (G) For taxable years commencing on or after January 1, [2010] 2013,
2925 but prior to January 1, [2011] 2014, fourteen thousand dollars. In the
2926 case of any such taxpayer whose Connecticut adjusted gross income
2927 for the taxable year exceeds twenty-eight thousand dollars, the
2928 exemption amount shall be reduced by one thousand dollars for each
2929 one thousand dollars, or fraction thereof, by which the taxpayer's
2930 Connecticut adjusted gross income for the taxable year exceeds said
2931 amount. In no event shall the reduction exceed one hundred per cent
2932 of the exemption;

2933 (H) For taxable years commencing on or after January 1, [2011] 2014,
2934 but prior to January 1, [2012] 2015, fourteen thousand five hundred
2935 dollars. In the case of any such taxpayer whose Connecticut adjusted
2936 gross income for the taxable year exceeds twenty-nine thousand
2937 dollars, the exemption amount shall be reduced by one thousand
2938 dollars for each one thousand dollars, or fraction thereof, by which the
2939 taxpayer's Connecticut adjusted gross income for the taxable year
2940 exceeds said amount. In no event shall the reduction exceed one
2941 hundred per cent of the exemption;

2942 (I) For taxable years commencing on or after January 1, [2012] 2015,
2943 fifteen thousand dollars. In the case of any such taxpayer whose
2944 Connecticut adjusted gross income for the taxable year exceeds thirty
2945 thousand dollars, the exemption amount shall be reduced by one
2946 thousand dollars for each one thousand dollars, or fraction thereof, by

2947 which the taxpayer's Connecticut adjusted gross income for the taxable
2948 year exceeds said amount. In no event shall the reduction exceed one
2949 hundred per cent of the exemption.

2950 Sec. 123. Subsection (a) of section 12-703 of the general statutes is
2951 repealed and the following is substituted in lieu thereof (*Effective from*
2952 *passage and applicable to taxable years commencing on or after January 1,*
2953 *2009*):

2954 (a) (1) Any person, other than a trust or estate, subject to the tax
2955 under this chapter for any taxable year who files under the federal
2956 income tax for such taxable year as a married individual filing
2957 separately or for taxable years commencing prior to January 1, 2000,
2958 who files under the federal income tax for such taxable year as an
2959 unmarried individual shall be entitled to a credit in determining the
2960 amount of tax liability for purposes of this chapter in accordance with
2961 the following schedule:

	Connecticut Adjusted Gross Income	Amount of Credit
T2995		
T2996		
T2997	Over $12,000 but	
T2998	not over $15,000	75%
T2999	Over $15,000 but	
T3000	not over $15,500	70%
T3001	Over $15,500 but	
T3002	not over $16,000	65%
T3003	Over $16,000 but	
T3004	not over $16,500	60%
T3005	Over $16,500 but	
T3006	not over $17,000	55%
T3007	Over $17,000 but	
T3008	not over $17,500	50%
T3009	Over $17,500 but	
T3010	not over $18,000	45%
T3011	Over $18,000 but	

T3012	not over $18,500	40%
T3013	Over $18,500 but	
T3014	not over $20,000	35%
T3015	Over $20,000 but	
T3016	not over $20,500	30%
T3017	Over $20,500 but	
T3018	not over $21,000	25%
T3019	Over $21,000 but	
T3020	not over $21,500	20%
T3021	Over $21,500 but	
T3022	not over $25,000	15%
T3023	Over $25,000 but	
T3024	not over $25,500	14%
T3025	Over $25,500 but	
T3026	not over $26,000	13%
T3027	Over $26,000 but	
T3028	not over $26,500	12%
T3029	Over $26,500 but	
T3030	not over $27,000	11%
T3031	Over $27,000 but	
T3032	not over $48,000	10%
T3033	Over $48,000 but	
T3034	not over $48,500	9%
T3035	Over $48,500 but	
T3036	not over $49,000	8%
T3037	Over $49,000 but	
T3038	not over $49,500	7%
T3039	Over $49,500 but	
T3040	not over $50,000	6%
T3041	Over $50,000 but	
T3042	not over $50,500	5%
T3043	Over $50,500 but	
T3044	not over $51,000	4%
T3045	Over $51,000 but	

T3046 not over $51,500	3%
T3047 Over $51,500 but	
T3048 not over $52,000	2%
T3049 Over $52,000 but	
T3050 not over $52,500	1%

2962 (2) For taxable years commencing on or after January 1, 2000, any
2963 person, other than a trust or estate, subject to the tax under this chapter
2964 for any taxable year who files under the federal income tax for such
2965 taxable year as an unmarried individual shall be entitled to a credit in
2966 determining the amount of tax liability for purposes of this chapter in
2967 accordance with the following schedule:

2968 (A) For taxable years commencing on or after January 1, 2000, but
2969 prior to January 1, 2001:

T3051 Connecticut	
T3052 Adjusted Gross Income	Amount of Credit
T3053 Over $12,250 but	
T3054 not over $15,300	75%
T3055 Over $15,300 but	
T3056 not over $15,800	70%
T3057 Over $15,800 but	
T3058 not over $16,300	65%
T3059 Over $16,300 but	
T3060 not over $16,800	60%
T3061 Over $16,800 but	
T3062 not over $17,300	55%
T3063 Over $17,300 but	
T3064 not over $17,800	50%
T3065 Over $17,800 but	
T3066 not over $18,300	45%
T3067 Over $18,300 but	
T3068 not over $18,800	40%
T3069 Over $18,800 but	

T3070	not over $20,400	35%
T3071	Over $20,400 but	
T3072	not over $20,900	30%
T3073	Over $20,900 but	
T3074	not over $21,400	25%
T3075	Over $21,400 but	
T3076	not over $21,900	20%
T3077	Over $21,900 but	
T3078	not over $25,500	15%
T3079	Over $25,500 but	
T3080	not over $26,000	14%
T3081	Over $26,000 but	
T3082	not over $26,500	13%
T3083	Over $26,500 but	
T3084	not over $27,000	12%
T3085	Over $27,000 but	
T3086	not over $27,500	11%
T3087	Over $27,500 but	
T3088	not over $49,000	10%
T3089	Over $49,000 but	
T3090	not over $49,500	9%
T3091	Over $49,500 but	
T3092	not over $50,000	8%
T3093	Over $50,000 but	
T3094	not over $50,500	7%
T3095	Over $50,500 but	
T3096	not over $51,000	6%
T3097	Over $51,000 but	
T3098	not over $51,500	5%
T3099	Over $51,500 but	
T3100	not over $52,000	4%
T3101	Over $52,000 but	
T3102	not over $52,500	3%
T3103	Over $52,500 but	

not over $53,000	2%
Over $53,000 but not over $53,500	1%

2970 (B) For taxable years commencing on or after January 1, 2001, but
2971 prior to January 1, 2004:

Connecticut Adjusted Gross Income	Amount of Credit
Over $12,500 but not over $15,600	75%
Over $15,600 but not over $16,100	70%
Over $16,100 but not over $16,600	65%
Over $16,600 but not over $17,100	60%
Over $17,100 but not over $17,600	55%
Over $17,600 but not over $18,100	50%
Over $18,100 but not over $18,600	45%
Over $18,600 but not over $19,100	40%
Over $19,100 but not over $20,800	35%
Over $20,800 but not over $21,300	30%
Over $21,300 but not over $21,800	25%
Over $21,800 but not over $22,300	20%
Over $22,300 but	

T3134	not over $26,000	15%
T3135	Over $26,000 but	
T3136	not over $26,500	14%
T3137	Over $26,500 but	
T3138	not over $27,000	13%
T3139	Over $27,000 but	
T3140	not over $27,500	12%
T3141	Over $27,500 but	
T3142	not over $28,000	11%
T3143	Over $28,000 but	
T3144	not over $50,000	10%
T3145	Over $50,000 but	
T3146	not over $50,500	9%
T3147	Over $50,500 but	
T3148	not over $51,000	8%
T3149	Over $51,000 but	
T3150	not over $51,500	7%
T3151	Over $51,500 but	
T3152	not over $52,000	6%
T3153	Over $52,000 but	
T3154	not over $52,500	5%
T3155	Over $52,500 but	
T3156	not over $53,000	4%
T3157	Over $53,000 but	
T3158	not over $53,500	3%
T3159	Over $53,500 but	
T3160	not over $54,000	2%
T3161	Over $54,000 but	
T3162	not over $54,500	1%

2972 (C) For taxable years commencing on or after January 1, 2004, but
2973 prior to January 1, 2007:

T3163 Connecticut

T3164	Adjusted Gross Income	Amount of Credit
T3165	Over $12,625 but	
T3166	not over $15,750	75%
T3167	Over $15,750 but	
T3168	not over $16,250	70%
T3169	Over $16,250 but	
T3170	not over $16,750	65%
T3171	Over $16,750 but	
T3172	not over $17,250	60%
T3173	Over $17,250 but	
T3174	not over $17,750	55%
T3175	Over $17,750 but	
T3176	not over $18,250	50%
T3177	Over $18,250 but	
T3178	not over $18,750	45%
T3179	Over $18,750 but	
T3180	not over $19,250	40%
T3181	Over $19,250 but	
T3182	not over $21,050	35%
T3183	Over $21,050 but	
T3184	not over $21,550	30%
T3185	Over $21,550 but	
T3186	not over $22,050	25%
T3187	Over $22,050 but	
T3188	not over $22,550	20%
T3189	Over $22,550 but	
T3190	not over $26,300	15%
T3191	Over $26,300 but	
T3192	not over $26,800	14%
T3193	Over $26,800 but	
T3194	not over $27,300	13%
T3195	Over $27,300 but	
T3196	not over $27,800	12%
T3197	Over $27,800 but	

T3198	not over $28,300	11%
T3199	Over $28,300 but	
T3200	not over $50,500	10%
T3201	Over $50,500 but	
T3202	not over $51,000	9%
T3203	Over $51,000 but	
T3204	not over $51,500	8%
T3205	Over $51,500 but	
T3206	not over $52,000	7%
T3207	Over $52,000 but	
T3208	not over $52,500	6%
T3209	Over $52,500 but	
T3210	not over $53,000	5%
T3211	Over $53,000 but	
T3212	not over $53,500	4%
T3213	Over $53,500 but	
T3214	not over $54,000	3%
T3215	Over $54,000 but	
T3216	not over $54,500	2%
T3217	Over $54,500 but	
T3218	not over $55,000	1%

2974 (D) For taxable years commencing on or after January 1, 2007, but
2975 prior to January 1, 2008:

T3219	Connecticut	
T3220	Adjusted Gross Income	Amount of Credit
T3221	Over $12,750 but	
T3222	not over $15,900	75%
T3223	Over $15,900 but	
T3224	not over $16,400	70%
T3225	Over $16,400 but	
T3226	not over $16,900	65%
T3227	Over $16,900 but	

T3228	not over $17,400	60%
T3229	Over $17,400 but	
T3230	not over $17,900	55%
T3231	Over $17,900 but	
T3232	not over $18,400	50%
T3233	Over $18,400 but	
T3234	not over $18,900	45%
T3235	Over $18,900 but	
T3236	not over $19,400	40%
T3237	Over $19,400 but	
T3238	not over $21,300	35%
T3239	Over $21,300 but	
T3240	not over $21,800	30%
T3241	Over $21,800 but	
T3242	not over $22,300	25%
T3243	Over $22,300 but	
T3244	not over $22,800	20%
T3245	Over $22,800 but	
T3246	not over $26,600	15%
T3247	Over $26,600 but	
T3248	not over $27,100	14%
T3249	Over $27,100 but	
T3250	not over $27,600	13%
T3251	Over $27,600 but	
T3252	not over $28,100	12%
T3253	Over $28,100 but	
T3254	not over $28,600	11%
T3255	Over $28,600 but	
T3256	not over $51,000	10%
T3257	Over $51,000 but	
T3258	not over $51,500	9%
T3259	Over $51,500 but	
T3260	not over $52,000	8%
T3261	Over $52,000 but	

not over $52,500	7%
Over $52,500 but not over $53,000	6%
Over $53,000 but not over $53,500	5%
Over $53,500 but not over $54,000	4%
Over $54,000 but not over $54,500	3%
Over $54,500 but not over $55,000	2%
Over $55,000 but not over $55,500	1%

(E) For taxable years commencing on or after January 1, 2008, but prior to January 1, **[**2009**]** 2012:

Connecticut Adjusted Gross Income	Amount of Credit
Over $13,000 but not over $16,300	75%
Over $16,300 but not over $16,800	70%
Over $16,800 but not over $17,300	65%
Over $17,300 but not over $17,800	60%
Over $17,800 but not over $18,300	55%
Over $18,300 but not over $18,800	50%
Over $18,800 but not over $19,300	45%
Over $19,300 but	

T3292	not over $19,800	40%
T3293	Over $19,800 but	
T3294	not over $21,700	35%
T3295	Over $21,700 but	
T3296	not over $22,200	30%
T3297	Over $22,200 but	
T3298	not over $22,700	25%
T3299	Over $22,700 but	
T3300	not over $23,200	20%
T3301	Over $23,200 but	
T3302	not over $27,100	15%
T3303	Over $27,100 but	
T3304	not over $27,600	14%
T3305	Over $27,600 but	
T3306	not over $28,100	13%
T3307	Over $28,100 but	
T3308	not over $28,600	12%
T3309	Over $28,600 but	
T3310	not over $29,100	11%
T3311	Over $29,100 but	
T3312	not over $52,000	10%
T3313	Over $52,000 but	
T3314	not over $52,500	9%
T3315	Over $52,500 but	
T3316	not over $53,000	8%
T3317	Over $53,000 but	
T3318	not over $53,500	7%
T3319	Over $53,500 but	
T3320	not over $54,000	6%
T3321	Over $54,000 but	
T3322	not over $54,500	5%
T3323	Over $54,500 but	
T3324	not over $55,000	4%
T3325	Over $55,000 but	

not over $55,500	3%
Over $55,500 but not over $56,000	2%
Over $56,000 but not over $56,500	1%

(F) For taxable years commencing on or after January 1, [2009] 2012, but prior to January 1, [2010] 2013:

Connecticut Adjusted Gross Income	Amount Of Credit
Over $13,500 but not over $16,900	75%
Over $16,900 but not over $17,400	70%
Over $17,400 but not over $17,900	65%
Over $17,900 but not over $18,400	60%
Over $18,400 but not over $18,900	55%
Over $18,900 but not over $19,400	50%
Over $19,400 but not over $19,900	45%
Over $19,900 but not over $20,400	40%
Over $20,400 but not over $22,500	35%
Over $22,500 but not over $23,000	30%
Over $23,000 but not over $23,500	25%
Over $23,500 but	

T3356	not over $24,000	20%
T3357	Over $24,000 but	
T3358	not over $28,100	15%
T3359	Over $28,100 but	
T3360	not over $28,600	14%
T3361	Over $28,600 but	
T3362	not over $29,100	13%
T3363	Over $29,100 but	
T3364	not over $29,600	12%
T3365	Over $29,600 but	
T3366	not over $30,100	11%
T3367	Over $30,100 but	
T3368	not over $54,000	10%
T3369	Over $54,000 but	
T3370	not over $54,500	9%
T3371	Over $54,500 but	
T3372	not over $55,000	8%
T3373	Over $55,000 but	
T3374	not over $55,500	7%
T3375	Over $55,500 but	
T3376	not over $56,000	6%
T3377	Over $56,000 but	
T3378	not over $56,500	5%
T3379	Over $56,500 but	
T3380	not over $57,000	4%
T3381	Over $57,000 but	
T3382	not over $57,500	3%
T3383	Over $57,500 but	
T3384	not over $58,000	2%
T3385	Over $58,000 but	
T3386	not over $58,500	1%

2980 (G) For taxable years commencing on or after January 1, **[**2010**]** 2013,
2981 but prior to January 1, **[**2011**]** 2014:

T3387	Connecticut	
T3388	Adjusted Gross Income	Amount of Credit
T3389	Over $14,000 but	
T3390	not over $17,500	75%
T3391	Over $17,500 but	
T3392	not over $18,000	70%
T3393	Over $18,000 but	
T3394	not over $18,500	65%
T3395	Over $18,500 but	
T3396	not over $19,000	60%
T3397	Over $19,000 but	
T3398	not over $19,500	55%
T3399	Over $19,500 but	
T3400	not over $20,000	50%
T3401	Over $20,000 but	
T3402	not over $20,500	45%
T3403	Over $20,500 but	
T3404	not over $21,000	40%
T3405	Over $21,000 but	
T3406	not over $23,300	35%
T3407	Over $23,300 but	
T3408	not over $23,800	30%
T3409	Over $23,800 but	
T3410	not over $24,300	25%
T3411	Over $24,300 but	
T3412	not over $24,800	20%
T3413	Over $24,800 but	
T3414	not over $29,200	15%
T3415	Over $29,200 but	
T3416	not over $29,700	14%
T3417	Over $29,700 but	
T3418	not over $30,200	13%
T3419	Over $30,200 but	
T3420	not over $30,700	12%

Over $30,700 but not over $31,200	11%
Over $31,200 but not over $56,000	10%
Over $56,000 but not over $56,500	9%
Over $56,500 but not over $57,000	8%
Over $57,000 but not over $57,500	7%
Over $57,500 but not over $58,000	6%
Over $58,000 but not over $58,500	5%
Over $58,500 but not over $59,000	4%
Over $59,000 but not over $59,500	3%
Over $59,500 but not over $60,000	2%
Over $60,000 but not over $60,500	1%

(H) For taxable years commencing on or after January 1, **[**2011**]** 2014, but prior to January 1, **[**2012**]** 2015:

Connecticut Adjusted Gross Income	Amount of Credit
Over $14,500 but not over $18,100	75%
Over $18,100 but not over $18,600	70%
Over $18,600 but not over $19,100	65%

T3451	Over $19,100 but	
T3452	not over $19,600	60%
T3453	Over $19,600 but	
T3454	not over $20,100	55%
T3455	Over $20,100 but	
T3456	not over $20,600	50%
T3457	Over $20,600 but	
T3458	not over $21,100	45%
T3459	Over $21,100 but	
T3460	not over $21,600	40%
T3461	Over $21,600 but	
T3462	not over $24,200	35%
T3463	Over $24,200 but	
T3464	not over $24,700	30%
T3465	Over $24,700 but	
T3466	not over $25,200	25%
T3467	Over $25,200 but	
T3468	not over $25,700	20%
T3469	Over $25,700 but	
T3470	not over $30,200	15%
T3471	Over $30,200 but	
T3472	not over $30,700	14%
T3473	Over $30,700 but	
T3474	not over $31,200	13%
T3475	Over $31,200 but	
T3476	not over $31,700	12%
T3477	Over $31,700 but	
T3478	not over $32,200	11%
T3479	Over $32,200 but	
T3480	not over $58,000	10%
T3481	Over $58,000 but	
T3482	not over $58,500	9%
T3483	Over $58,500 but	
T3484	not over $59,000	8%

Over $59,000 but not over $59,500	7%
Over $59,500 but not over $60,000	6%
Over $60,000 but not over $60,500	5%
Over $60,500 but not over $61,000	4%
Over $61,000 but not over $61,500	3%
Over $61,500 but not over $62,000	2%
Over $62,000 but not over $62,500	1%

(I) For taxable years commencing on or after January 1, **[**2012**]** 2015:

Connecticut Adjusted Gross Income	Amount of Credit
Over $15,000 but not over $18,800	75%
Over $18,800 but not over $19,300	70%
Over $19,300 but not over $19,800	65%
Over $19,800 but not over $20,300	60%
Over $20,300 but not over $20,800	55%
Over $20,800 but not over $21,300	50%
Over $21,300 but not over $21,800	45%
Over $21,800 but	

T3516	not over $22,300	40%
T3517	Over $22,300 but	
T3518	not over $25,000	35%
T3519	Over $25,000 but	
T3520	not over $25,500	30%
T3521	Over $25,500 but	
T3522	not over $26,000	25%
T3523	Over $26,000 but	
T3524	not over $26,500	20%
T3525	Over $26,500 but	
T3526	not over $31,300	15%
T3527	Over $31,300 but	
T3528	not over $31,800	14%
T3529	Over $31,800 but	
T3530	not over $32,300	13%
T3531	Over $32,300 but	
T3532	not over $32,800	12%
T3533	Over $32,800 but	
T3534	not over $33,300	11%
T3535	Over $33,300 but	
T3536	not over $60,000	10%
T3537	Over $60,000 but	
T3538	not over $60,500	9%
T3539	Over $60,500 but	
T3540	not over $61,000	8%
T3541	Over $61,000 but	
T3542	not over $61,500	7%
T3543	Over $61,500 but	
T3544	not over $62,000	6%
T3545	Over $62,000 but	
T3546	not over $62,500	5%
T3547	Over $62,500 but	
T3548	not over $63,000	4%
T3549	Over $63,000 but	

T3550	not over $63,500	3%
T3551	Over $63,500 but	
T3552	not over $64,000	2%
T3553	Over $64,000 but	
T3554	not over $64,500	1%

2985 Sec. 124. Subsection (c) of section 12-704c of the general statutes is
2986 repealed and the following is substituted in lieu thereof (*Effective from*
2987 *passage and applicable to taxable years commencing on or after January 1,*
2988 *2009*):

2989 (c) (1) (A) For taxable years commencing prior to January 1, 2000, in
2990 the case of any such taxpayer who files under the federal income tax
2991 for such taxable year as an unmarried individual whose Connecticut
2992 adjusted gross income exceeds fifty-two thousand five hundred
2993 dollars, the amount of the credit that exceeds one hundred dollars shall
2994 be reduced by ten per cent for each ten thousand dollars, or fraction
2995 thereof, by which the taxpayer's Connecticut adjusted gross income
2996 exceeds said amount.

2997 (B) For taxable years commencing on or after January 1, 2000, but
2998 prior to January 1, 2001, in the case of any such taxpayer who files
2999 under the federal income tax for such taxable year as an unmarried
3000 individual whose Connecticut adjusted gross income exceeds fifty-
3001 three thousand five hundred dollars, the amount of the credit that
3002 exceeds one hundred dollars shall be reduced by ten per cent for each
3003 ten thousand dollars, or fraction thereof, by which the taxpayer's
3004 Connecticut adjusted gross income exceeds said amount.

3005 (C) For taxable years commencing on or after January 1, 2001, but
3006 prior to January 1, 2004, in the case of any such taxpayer who files
3007 under the federal income tax for such taxable year as an unmarried
3008 individual whose Connecticut adjusted gross income exceeds fifty-four
3009 thousand five hundred dollars, the amount of the credit shall be
3010 reduced by ten per cent for each ten thousand dollars, or fraction

3011 thereof, by which the taxpayer's Connecticut adjusted gross income
3012 exceeds said amount.

3013 (D) For taxable years commencing on or after January 1, 2004, but
3014 prior to January 1, 2007, in the case of any such taxpayer who files
3015 under the federal income tax for such taxable year as an unmarried
3016 individual whose Connecticut adjusted gross income exceeds fifty-five
3017 thousand dollars, the amount of the credit shall be reduced by ten per
3018 cent for each ten thousand dollars, or fraction thereof, by which the
3019 taxpayer's Connecticut adjusted gross income exceeds said amount.

3020 (E) For taxable years commencing on or after January 1, 2007, but
3021 prior to January 1, 2008, in the case of any such taxpayer who files
3022 under the federal income tax for such taxable year as an unmarried
3023 individual whose Connecticut adjusted gross income exceeds fifty-five
3024 thousand five hundred dollars, the amount of the credit shall be
3025 reduced by ten per cent for each ten thousand dollars, or fraction
3026 thereof, by which the taxpayer's Connecticut adjusted gross income
3027 exceeds said amount.

3028 (F) For taxable years commencing on or after January 1, 2008, but
3029 prior to January 1, **[**2009**]** 2012, in the case of any such taxpayer who
3030 files under the federal income tax for such taxable year as an
3031 unmarried individual whose Connecticut adjusted gross income
3032 exceeds fifty-six thousand five hundred dollars, the amount of the
3033 credit shall be reduced by ten per cent for each ten thousand dollars, or
3034 fraction thereof, by which the taxpayer's Connecticut adjusted gross
3035 income exceeds said amount.

3036 (G) For taxable years commencing on or after January 1, **[**2009**]** 2012,
3037 but prior to January 1, **[**2010**]** 2013, in the case of any such taxpayer
3038 who files under the federal income tax for such taxable year as an
3039 unmarried individual whose Connecticut adjusted gross income
3040 exceeds fifty-eight thousand five hundred dollars, the amount of the
3041 credit shall be reduced by ten per cent for each ten thousand dollars, or
3042 fraction thereof, by which the taxpayer's Connecticut adjusted gross

3043 income exceeds said amount.

3044 (H) For taxable years commencing on or after January 1, [2010] 2013,
3045 but prior to January 1, [2011] 2014, in the case of any such taxpayer
3046 who files under the federal income tax for such taxable year as an
3047 unmarried individual whose Connecticut adjusted gross income
3048 exceeds sixty thousand five hundred dollars, the amount of the credit
3049 shall be reduced by ten per cent for each ten thousand dollars, or
3050 fraction thereof, by which the taxpayer's Connecticut adjusted gross
3051 income exceeds said amount.

3052 (I) For taxable years commencing on or after January 1, [2011] 2014,
3053 but prior to January 1, [2012] 2015, in the case of any such taxpayer
3054 who files under the federal income tax for such taxable year as an
3055 unmarried individual whose Connecticut adjusted gross income
3056 exceeds sixty-two thousand five hundred dollars, the amount of the
3057 credit shall be reduced by ten per cent for each ten thousand dollars, or
3058 fraction thereof, by which the taxpayer's Connecticut adjusted gross
3059 income exceeds said amount.

3060 (J) For taxable years commencing on or after January 1, [2012] 2015,
3061 in the case of any such taxpayer who files under the federal income tax
3062 for such taxable year as an unmarried individual whose Connecticut
3063 adjusted gross income exceeds sixty-four thousand five hundred
3064 dollars, the amount of the credit shall be reduced by ten per cent for
3065 each ten thousand dollars, or fraction thereof, by which the taxpayer's
3066 Connecticut adjusted gross income exceeds said amount.

3067 (2) In the case of any such taxpayer who files under the federal
3068 income tax for such taxable year as a married individual filing
3069 separately whose Connecticut adjusted gross income exceeds fifty
3070 thousand two hundred fifty dollars, the amount of the credit shall be
3071 reduced by ten per cent for each five thousand dollars, or fraction
3072 thereof, by which the taxpayer's Connecticut adjusted gross income
3073 exceeds said amount.

3074 (3) In the case of a taxpayer who files under the federal income tax
3075 for such taxable year as a head of household whose Connecticut
3076 adjusted gross income exceeds seventy-eight thousand five hundred
3077 dollars, the amount of the credit shall be reduced by ten per cent for
3078 each ten thousand dollars or fraction thereof, by which the taxpayer's
3079 Connecticut adjusted gross income exceeds said amount.

3080 (4) In the case of a taxpayer who files under federal income tax for
3081 such taxable year as married individuals filing jointly whose
3082 Connecticut adjusted gross income exceeds one hundred thousand five
3083 hundred dollars, the amount of the credit shall be reduced by ten per
3084 cent for each ten thousand dollars, or fraction thereof, by which the
3085 taxpayer's Connecticut adjusted gross income exceeds said amount.

3086 Sec. 125. (*Effective from passage*) The State Treasurer and the
3087 Secretary of the Office of Policy and Management shall jointly develop
3088 a plan to sell assets of the state that will result in net proceeds of (1) up
3089 to fifteen million dollars to be used as general revenues for the state
3090 during the fiscal year ending June 30, 2010, and (2) up to forty-five
3091 million dollars to be used as general revenues for the state during the
3092 fiscal year ending June 30, 2011. Such plan shall be completed on or
3093 before February 3, 2010, and provided to the chairpersons of the joint
3094 standing committees of the General Assembly having cognizance of
3095 matters relating to appropriations and finance, revenue and bonding.

3096 Sec. 126. (*Effective from passage*) (a) For the fiscal year ending June 30,
3097 2010, the Comptroller shall transfer the sum of seventy-two million
3098 dollars from the resources of the General Fund to the Special
3099 Transportation Fund.

3100 (b) For the fiscal year ending June 30, 2011, the Comptroller shall
3101 transfer the sum of one hundred seventeen million five hundred
3102 thousand dollars from the resources of the General Fund to the Special
3103 Transportation Fund.

3104 Sec. 127. Section 10-287d of the general statutes is repealed and the

3105 following is substituted in lieu thereof (*Effective from passage*):

3106 For the purposes of funding (1) grants to projects that have received
3107 approval of the State Board of Education pursuant to sections 10-287
3108 and 10-287a, subsection (a) of section 10-65 and section 10-76e, (2)
3109 grants to assist school building projects to remedy safety and health
3110 violations and damage from fire and catastrophe, and (3) regional
3111 vocational-technical school projects pursuant to section 10-283b, the
3112 State Treasurer is authorized and directed, subject to and in
3113 accordance with the provisions of section 3-20, to issue bonds of the
3114 state from time to time in one or more series in an aggregate amount
3115 not exceeding **[**six billion seven hundred thirty-one million eight
3116 hundred sixty thousand**]** six billion nine hundred twenty million two
3117 hundred ten thousand dollars. **[**, provided six hundred twenty-three
3118 million dollars of said authorization shall be effective July 1, 2008.**]**
3119 Bonds of each series shall bear such date or dates and mature at such
3120 time or times not exceeding thirty years from their respective dates
3121 and be subject to such redemption privileges, with or without
3122 premium, as may be fixed by the State Bond Commission. They shall
3123 be sold at not less than par and accrued interest and the full faith and
3124 credit of the state is pledged for the payment of the interest thereon
3125 and the principal thereof as the same shall become due, and
3126 accordingly and as part of the contract of the state with the holders of
3127 said bonds, appropriation of all amounts necessary for punctual
3128 payment of such principal and interest is hereby made, and the State
3129 Treasurer shall pay such principal and interest as the same become
3130 due. The State Treasurer is authorized to invest temporarily in direct
3131 obligations of the United States, United States agency obligations,
3132 certificates of deposit, commercial paper or bank acceptances such
3133 portion of the proceeds of such bonds or of any notes in anticipation
3134 thereof as may be deemed available for such purpose.

3135 Sec. 128. Section 10-292k of the general statutes is repealed and the
3136 following is substituted in lieu thereof (*Effective from passage*):

3137 For purposes of funding subsidy grants, except for interest subsidy
3138 grants made pursuant to subsection (b) of section 10-292m, the State
3139 Treasurer is authorized and directed, subject to and in accordance with
3140 the provisions of section 3-20, to issue bonds of the state from time to
3141 time in one or more series in an aggregate amount not exceeding **[**three
3142 hundred eleven million nine hundred thousand**]** three hundred
3143 fourteen million five hundred thousand dollars. **[**, provided sixteen
3144 million four hundred thousand dollars of said authorization shall be
3145 effective July 1, 2008.] Bonds of each series shall bear such date or
3146 dates and mature at such time or times not exceeding thirty years from
3147 their respective dates and be subject to such redemption privileges,
3148 with or without premium, as may be fixed by the State Bond
3149 Commission. They shall be sold at not less than par and accrued
3150 interest thereon and the full faith and credit of the state is pledged for
3151 the payment of the interest thereon and the principal thereof as the
3152 same shall become due, and accordingly and as part of the contract of
3153 the state with the holders of said bonds, appropriation of all amounts
3154 necessary for punctual payment of such principal and interest is
3155 hereby made, and the State Treasurer shall pay such principal and
3156 interest as the same become due. The State Treasurer is authorized to
3157 invest temporarily in direct obligations of the United States, United
3158 States agency obligations, certificates of deposit, commercial paper or
3159 bank acceptances, such portion of the proceeds of such bonds or of any
3160 notes issued in anticipation thereof as may be deemed available for
3161 such purpose.

3162 Sec. 129. Subsection (r) of section 3-20 of the general statutes is
3163 repealed and the following is substituted in lieu thereof (*Effective from*
3164 *passage*):

3165 (r) The State Bond Commission may make representations and
3166 agreements **[**for the benefit of the holders of any bonds, notes or other
3167 obligations of the state**]** which are necessary or appropriate to ensure
3168 the exemption from taxation of interest on bonds, notes or other
3169 obligations of the state, **[**from taxation**]** eligibility of such bonds, notes

3170 or other obligations for tax credits or payments from the federal
3171 government, or any other desired federal income tax treatment of such
3172 bonds, notes or other obligations, in each case under the Internal
3173 Revenue Code of 1986 or any subsequent corresponding internal
3174 revenue code of the United States, as from time to time amended,
3175 including agreements to pay rebates to the federal government of
3176 investment earnings derived from the investment of the proceeds of
3177 bonds, notes or other obligations issued on or after January 1, 1986, or
3178 may delegate to the Treasurer the authority to make such
3179 representations and agreements on behalf of the state. Any such
3180 agreement may include (1) a covenant to pay rebates to the federal
3181 government of investment earnings derived from the investment of the
3182 proceeds of bonds, notes or other obligations issued on or after
3183 January 1, 1986, (2) a covenant that the state will not limit or alter its
3184 rebate obligations until its obligations to the holders or owners of such
3185 bonds, notes or other obligations are finally met and discharged, and
3186 (3) provisions to (A) establish trust and other accounts which may be
3187 appropriate to carry out such representations and agreements, (B)
3188 retain fiscal agents as depositories for such funds and accounts and (C)
3189 provide that such fiscal agents may act as trustee of such funds and
3190 accounts.

3191 Sec. 130. Section 7-369b of the general statutes is repealed and the
3192 following is substituted in lieu thereof (*Effective from passage*):

3193 Any municipality may make representations and agreements **[**for
3194 the benefit of the holders of any bonds, notes or other obligations of
3195 the municipality**]** which are necessary or appropriate to ensure the
3196 exemption from taxation of interest on bonds, notes or other
3197 obligations of the municipality, **[**from taxation**]** eligibility of such
3198 bonds, notes or other obligations for tax credits or payments from the
3199 federal government, or any other desired federal income tax treatment
3200 of such bonds, notes or other obligations, in each case under the
3201 Internal Revenue Code of 1986 or any subsequent corresponding
3202 internal revenue code of the United States, as from time to time

3203 amended, including agreements to pay rebates to the federal
3204 government of investment earnings derived from the investment of the
3205 proceeds of bonds, notes or other obligations issued on or after
3206 January 1, 1986. The municipal officer or body empowered to issue
3207 such bonds, notes or other obligations may make such representations
3208 and agreements on behalf of the municipality or such officer or body
3209 may delegate such authority to the board of selectmen, board of
3210 finance or other officer or board of the municipality. Any such
3211 agreement may include (1) a covenant to pay rebates to the federal
3212 government of investment earnings derived from the investment of the
3213 proceeds of bonds, notes or other obligations issued on or after
3214 January 1, 1986, (2) a covenant that the municipality will not limit or
3215 alter its rebate obligations until its obligations to the holders or owners
3216 of such bonds, notes or other obligations are finally met and
3217 discharged, and (3) provisions to (A) establish trust and other accounts
3218 which may be appropriate to carry out such representations and
3219 agreements, (B) retain fiscal agents as depositories for such funds and
3220 accounts and (C) provide that such fiscal agents may act as trustee of
3221 such funds and accounts. All such representations and agreements
3222 entered into and all such actions taken prior to June 5, 1986, are hereby
3223 validated. The full faith and credit of the municipality shall be pledged
3224 to the payment of the rebate obligations of such municipality, the
3225 amount thereof shall be deemed to be an appropriation from the
3226 general fund of such municipality to the extent necessary and there
3227 shall be made available on or before the date when such rebate is due
3228 and payable an amount of money which, together with other revenues
3229 available for such purpose, shall be sufficient to pay such rebate. The
3230 treasurer of the municipality is hereby authorized to make such rebate
3231 payment to the federal government in the amount certified by him, or
3232 by the person responsible for the financial affairs of the municipality,
3233 as necessary for such purpose and there shall be included in the next
3234 tax levy an amount which, together with other revenues available for
3235 such purpose, shall be sufficient therefor. For purposes of this section,
3236 "municipality" means any town, city, borough, consolidated town and

3237 city, consolidated town and borough, any metropolitan district, any
3238 regional school district, any district as defined in section 7-324, and
3239 any other municipal corporation or authority authorized to issue
3240 bonds, notes, or other obligations under the provisions of the general
3241 statutes or any special act.

3242 Sec. 131. Subsection (o) of section 13b-76 of the general statutes is
3243 repealed and the following is substituted in lieu thereof (*Effective from*
3244 *passage*):

3245 (o) The State Bond Commission may make representations and
3246 agreements **[**for the benefit of the holders of bonds or bond
3247 anticipation notes issued pursuant to sections 13b-74 to 13b-77,
3248 inclusive,**]** which are necessary or appropriate to ensure the exemption
3249 <u>from taxation</u> of interest on **[**such**]** bonds or bond anticipation notes
3250 **[**from taxation**]** <u>issued pursuant to sections 13b-74 to 13b-77, inclusive,</u>
3251 <u>as amended by this act, eligibility of such bonds or bond anticipation</u>
3252 <u>notes for tax credits or payments from the federal government, or any</u>
3253 <u>other desired federal income tax treatment of such bonds or bond</u>
3254 <u>anticipation notes, in each case</u> under the Internal Revenue Code of
3255 1986, as amended, or any subsequent corresponding internal revenue
3256 code of the United States, including agreements to pay rebates to the
3257 federal government of investment earnings derived from the
3258 investment of the proceeds of bonds or bond anticipation notes, or
3259 may delegate to the Treasurer the authority to make such
3260 representations and agreements on behalf of the state. Any such
3261 agreement may include (1) a covenant to pay rebates to the federal
3262 government of investment earnings derived from the investment of the
3263 proceeds of bonds or bond anticipation notes, (2) a covenant that the
3264 state will not limit or alter its rebate obligations until its obligations to
3265 the holders or owners of such bonds or bond anticipation notes are
3266 finally met and discharged, and (3) provisions to (A) establish trust
3267 and other accounts which may be appropriate to carry out such
3268 representations and agreements, (B) retain fiscal agents as depositories
3269 for such funds and accounts and (C) provide that such fiscal agents

3270 may act as trustee of such funds and accounts. Any such agreement
3271 entered into prior to May 16, 1988, is hereby validated. The State Bond
3272 Commission may also authorize, by a vote of a majority of the
3273 members of said commission, bonds or bond anticipation notes issued
3274 pursuant to sections 13b-74 to 13b-77, inclusive, as amended by this
3275 act, in such form and manner that the interest on such bonds and bond
3276 anticipation notes may be includable under the Internal Revenue Code
3277 of 1986, or any subsequent corresponding internal revenue code of the
3278 United States, as from time to time amended, in the gross income of
3279 the holders or owners of such bonds or bond anticipation notes upon
3280 the finding by said commission that the issuance of such taxable bonds
3281 or bond anticipation notes is in the public interest.

3282 Sec. 132. Subsection (b) of section 13b-61 of the general statutes is
3283 repealed and the following is substituted in lieu thereof (*Effective from*
3284 *passage*):

3285 (b) Notwithstanding any provision of subsection (a) of this section
3286 to the contrary, there shall be paid promptly to the State Treasurer and
3287 thereupon, unless required to be applied by the terms of any lien,
3288 pledge or obligation created by or pursuant to the 1954 declaration,
3289 part III (C) of chapter 240, credited to the Special Transportation Fund:

3290 (1) On and after July 1, 1984, all moneys received or collected by the
3291 state or any officer thereof on account of, or derived from, sections 12-
3292 458 and 12-479, provided the State Comptroller is authorized to record
3293 as revenue to the General Fund for the fiscal year ending June 30, 1984,
3294 the amount of tax levied in accordance with said sections 12-458 and
3295 12-479, on all fuel sold or used prior to the end of said fiscal year and
3296 which tax is received no later than July 31, 1984;

3297 (2) On and after July 1, 1984, all moneys received or collected by the
3298 state or any officer thereof on account of, or derived from, motor
3299 vehicle receipts;

3300 (3) On and after July 1, 1984, all moneys received or collected by the

3301 state or any officer thereof on account of, or derived from, (A)
3302 subsection (a) of section 14-192, and (B) royalty payments for retail
3303 sales of gasoline pursuant to section 13a-80;

3304 (4) On and after July 1, 1985, all moneys received or collected by the
3305 state or any officer thereof on account of, or derived from, license,
3306 permit and fee revenues as defined in section 13b-59, except as
3307 provided under subdivision (3) of this subsection;

3308 (5) On or after July 1, 1989, all moneys received or collected by the
3309 state or any officer thereof on account of, or derived from, section 13b-
3310 70;

3311 (6) On and after July 1, 1984, all transportation-related federal
3312 revenues of the state;

3313 (7) On and after July 1, 1997, all moneys received or collected by the
3314 state or any officer thereof on account of, or derived from, fees for the
3315 relocation of a gasoline station under section 14-320;

3316 (8) On and after July 1, 1997, all moneys received or collected by the
3317 state or any officer thereof on account of, or derived from, section 14-
3318 319;

3319 (9) On and after July 1, 1997, all moneys received or collected by the
3320 state or any officer thereof on account of, or derived from, fees
3321 collected pursuant to section 14-327b for motor fuel quality registration
3322 of distributors;

3323 (10) On and after July 1, 1997, all moneys received or collected by
3324 the state or any officer thereof on account of, or derived from, annual
3325 registration fees for motor fuel dispensers and weighing or measuring
3326 devices pursuant to section 43-3;

3327 (11) On and after July 1, 1997, all moneys received or collected by
3328 the state or any officer thereof on account of, or derived from, fees for
3329 the issuance of identity cards pursuant to section 1-1h;

3330 (12) On and after July 1, 1997, all moneys received or collected by
3331 the state or any officer thereof on account of, or derived from, safety
3332 fees pursuant to subsection (w) of section 14-49;

3333 (13) On and after July 1, 1997, all moneys received or collected by
3334 the state or any officer thereof on account of, or derived from, late fees
3335 for the emissions inspection of motor vehicles pursuant to subsection
3336 (k) of section 14-164c;

3337 (14) On and after July 1, 1997, all moneys received or collected by
3338 the state or any officer thereof on account of, or derived from, the sale
3339 of information by the Commissioner of Motor Vehicles pursuant to
3340 subsection (b) of section 14-50a; **[**and**]**

3341 (15) On and after October 1, 1998, all moneys received by the state
3342 or any officer thereof on account of, or derived from, section 14-212b;
3343 and

3344 (16) On and after July 1, 2009, all moneys received or collected by
3345 the state or any officer thereof on account of, or derived from, any
3346 direct federal subsidy pursuant to Section 6431 of the Internal Revenue
3347 Code of 1986, or any subsequent corresponding internal revenue code
3348 of the United States, as amended from time to time, and relating to
3349 bonds or bond anticipation notes issued by the state pursuant to
3350 sections 13b-74 to 13b-77, inclusive, as amended by this act.

3351 Sec. 133. Subsection (b) of section 13b-74 of the general statutes is
3352 repealed and the following is substituted in lieu thereof (*Effective from*
3353 *passage*):

3354 (b) The purposes for which special tax obligation bonds may be
3355 issued pursuant to sections 13b-74 to 13b-77, inclusive, as amended by
3356 this act, are as follows:

3357 (1) Planning, acquisition, removal, construction, equipping,
3358 reconstruction, repair, rehabilitation and improvement of, and
3359 acquisition of easements and rights-of-way with respect to, state

3360 highways and bridges;

3361 (2) Payment of the state's share of the costs of planning, acquisition,
3362 removal, construction, equipping, reconstruction, repair, rehabilitation
3363 and improvement of, and acquisition of easements and rights-of-way
3364 with respect to, (A) state highways, (B) projects on the interstate
3365 highway system, (C) alternate highway projects in the interstate
3366 highway substitution program, commonly referred to as the interstate
3367 trade-in program, (D) state bridges, (E) mass transportation and transit
3368 facilities, (F) aeronautic facilities, excluding Bradley International
3369 Airport, and (G) waterway projects;

3370 (3) Payment of the state's share of the costs of planning, acquisition,
3371 removal, construction, equipping, reconstruction, repair, rehabilitation
3372 and improvement of, and acquisition of easements and rights-of-way
3373 with respect to, the local bridge program established under sections
3374 13a-175p to 13a-175u, inclusive, and payment of state contributions to
3375 the Local Bridge Revolving Fund established under section 13a-175r;

3376 (4) Planning, acquisition, removal, construction, equipping,
3377 reconstruction, repair, rehabilitation and improvement of, and
3378 acquisition of easements and rights-of-way with respect to, the
3379 highway safety program, including the rail-highway crossing, hazard
3380 elimination and other highway safety programs on the state highway
3381 system;

3382 (5) Planning, acquisition, removal, construction, equipping,
3383 reconstruction, repair, rehabilitation and improvement of, and
3384 acquisition of easements and rights-of-way with respect to, the
3385 maintenance garages and administrative facilities of the Department of
3386 Transportation; **[**and**]**

3387 (6) Planning, acquisition, removal, construction, equipping,
3388 reconstruction, repair, rehabilitation and improvement of, and
3389 acquisition of easements and rights-of-way with respect to, projects
3390 and purposes included in section 13b-57h; and

3391 (7) Payment of funds made available to towns, as provided in
3392 sections 13a-175a to 13a-175e, inclusive, 13a-175i and 13a-175j, for the
3393 purposes set forth in sections 13a-175a, 13a-175d and 13a-175j.

3394 Sec. 134. Subsection (a) of section 12 of public act 09-2 is repealed
3395 and the following is substituted in lieu thereof (*Effective from passage*):

3396 (a) Notwithstanding the provisions of sections [13a-17] 13a-175r and
3397 13b-74 to 13b-77, inclusive, of the general statutes, as amended by this
3398 act, $28,000,000 from the loan program shall be transferred from the
3399 Local Bridge Revolving Fund and credited to the General Fund for the
3400 fiscal year ending June 30, 2009.

3401 Sec. 135. Subsections (a) and (b) of section 52-259 of the general
3402 statutes, as amended by section 2 of public act 09-152, are repealed and
3403 the following is substituted in lieu thereof (*Effective from passage*):

3404 (a) There shall be paid to the clerks for entering each appeal or writ
3405 of error to the Supreme Court, or entering each appeal to the Appellate
3406 Court, as the case may be, two hundred fifty dollars, and for each civil
3407 cause in the Superior Court, three hundred dollars, except (1) one
3408 hundred [twenty] seventy-five dollars for entering each case in the
3409 Superior Court in which the sole claim for relief is damages and the
3410 amount, legal interest or property in demand is less than two thousand
3411 five hundred dollars and for summary process, landlord and tenant
3412 and paternity actions, and (2) there shall be no entry fee for making an
3413 application to the Superior Court for relief under section 46b-15 or for
3414 making an application to modify or extend an order issued pursuant to
3415 section 46b-15. If the amount, legal interest or property in demand by
3416 the plaintiff is alleged to be less than two thousand five hundred
3417 dollars, a new entry fee of seventy-five dollars shall be charged if the
3418 plaintiff amends his or her complaint to state that such demand is not
3419 less than two thousand five hundred dollars.

3420 (b) The fee for the entry of a small claims case shall be [thirty-five]
3421 seventy-five dollars. If a motion is filed to transfer a small claims case

3422 to the regular docket, the moving party shall pay a fee of [seventy-five]
3423 one hundred twenty-five dollars.

3424 Sec. 136. Subsection (a) of section 52-259c of the general statutes, as
3425 amended by section 3 of public act 09-152, is repealed and the
3426 following is substituted in lieu thereof (*Effective from passage*):

3427 (a) There shall be paid to the clerk of the Superior Court upon the
3428 filing of any motion to open, set aside, modify or extend any civil
3429 judgment rendered in Superior Court a fee of [thirty-five] seventy-five
3430 dollars for any housing matter, a fee of [twenty-five] seventy-five
3431 dollars for any small claims matter and a fee of one hundred twenty-
3432 five dollars for any other matter, except no fee shall be paid upon the
3433 filing of any motion to open, set aside, modify or extend judgments in
3434 juvenile matters or orders issued pursuant to section 46b-15 or upon
3435 the filing of any motion pursuant to subsection (b) of section 46b-63.
3436 Such fee may be waived by the court.

3437 Sec. 137. Subdivisions (1) and (2) of subsection (a) of section 52-356a
3438 of the general statutes are repealed and the following is substituted in
3439 lieu thereof (*Effective from passage*):

3440 (1) On application of a judgment creditor or [his] a judgment
3441 creditor's attorney, stating that a judgment remains unsatisfied and the
3442 amount due thereon, and subject to the expiration of any stay of
3443 enforcement and expiration of any right of appeal, the clerk of the
3444 court in which the money judgment was rendered shall issue an
3445 execution pursuant to this section against the nonexempt personal
3446 property of the judgment debtor other than debts due from a banking
3447 institution or earnings. The application shall be accompanied by a fee
3448 of [thirty-five] seventy-five dollars payable to the clerk of the court for
3449 the administrative costs of complying with the provisions of this
3450 section which fee may be recoverable by the judgment creditor as a
3451 taxable cost of the action. In the case of a consumer judgment, the
3452 application shall indicate whether, pursuant to an installment payment
3453 order under subsection (b) of section 52-356d, the court has entered a

3454 stay of execution and, if such a stay was entered, shall contain a
3455 statement of the judgment creditor or [his] the judgment creditor's
3456 attorney as to the debtor's default on payments. In the case of a
3457 judgment arising out of services provided at a hospital, no application
3458 shall be made until the court has (A) issued an order for installment
3459 payments in accordance with section 52-356d, (B) made a finding that
3460 the debtor has defaulted on payments under the order, and (C) lifted
3461 the mandatory stay issued under section 52-356d. The court shall make
3462 a determination concerning noncompliance or default, and decide
3463 whether to modify the installment payment plan, continue the
3464 installment payment plan, or lift the stay. The execution shall be
3465 directed to any levying officer.

3466 (2) The property execution shall require a proper levying officer to
3467 enforce the money judgment and shall state the names and last-known
3468 addresses of the judgment creditor and judgment debtor, the court in
3469 which and the date on which the money judgment was rendered, the
3470 original amount of the money judgment and the amount due thereon,
3471 and any information which the judgment creditor considers necessary
3472 or appropriate to identify the judgment debtor. The property execution
3473 shall notify any person served therewith that the judgment debtor's
3474 nonexempt personal property is subject to levy, seizure and sale by the
3475 levying officer pursuant to the execution and, if the judgment debtor is
3476 a natural person, shall be accompanied by a notice of judgment debtor
3477 rights as prescribed by section 52-361b and a notice to any third person
3478 of the manner, as prescribed by subdivision (4) of this subsection, for
3479 complying with the execution.

3480 Sec. 138. Subsection (b) of section 52-367a of the general statutes is
3481 repealed and the following is substituted in lieu thereof (*Effective from*
3482 *passage*):

3483 (b) Execution may be granted pursuant to this section against any
3484 debts due from any financial institution to a judgment debtor which is
3485 not a natural person. If execution is desired against any such debt, the

3486 plaintiff requesting the execution shall make application to the clerk of
3487 the court. The application shall be accompanied by a fee of **[**thirty-five**]**
3488 seventy-five dollars payable to the clerk of the court for the
3489 administrative costs of complying with the provisions of this section
3490 which fee may be recoverable by the judgment creditor as a taxable
3491 cost of the action. The clerk shall issue such execution containing a
3492 direction that the officer serving such execution shall make demand (1)
3493 upon the main office of any financial institution having its main office
3494 within the county of the serving officer, or (2) if such main office is not
3495 within the serving officer's county and such financial institution has
3496 one or more branch offices within such county, upon an employee of
3497 such a branch office, such employee and branch office having been
3498 designated by the financial institution in accordance with regulations
3499 adopted by the Banking Commissioner, in accordance with chapter 54,
3500 for the payment of any debt due to the judgment debtor, and, after
3501 having made such demand, shall serve a true and attested copy
3502 thereof, with the serving officer's actions thereon endorsed, with the
3503 financial institution officer upon whom such demand is made. The
3504 serving officer shall not serve more than one financial institution
3505 execution per judgment debtor at a time, including copies thereof.
3506 After service of an execution on one financial institution, the serving
3507 officer shall not serve the same execution or a copy thereof upon
3508 another financial institution until receiving confirmation from the
3509 preceding financial institution that the judgment debtor had
3510 insufficient funds at the preceding financial institution available for
3511 collection to satisfy the execution. If the serving officer does not receive
3512 within twenty-five days of the service of the demand a response from
3513 the financial institution that was served indicating whether or not the
3514 taxpayer has funds at the financial institution available for collection,
3515 the serving officer may assume that sufficient funds are not available
3516 for collection and may proceed to serve another financial institution in
3517 accordance with this subsection.

3518 Sec. 139. Subsection (b) of section 52-367b of the general statutes is
3519 repealed and the following is substituted in lieu thereof (*Effective from*

3520 *passage*):

3521 (b) If execution is desired against any such debt, the plaintiff
3522 requesting the execution shall make application to the clerk of the
3523 court. The application shall be accompanied by a fee of **[**thirty-five**]**
3524 seventy-five dollars payable to the clerk of the court for the
3525 administrative costs of complying with the provisions of this section
3526 which fee may be recoverable by the judgment creditor as a taxable
3527 cost of the action. In a IV-D case, the request for execution shall be
3528 accompanied by an affidavit signed by the serving officer attesting to
3529 an overdue support amount of five hundred dollars or more which
3530 accrued after the entry of an initial family support judgment. If the
3531 papers are in order, the clerk shall issue such execution containing a
3532 direction that the officer serving such execution shall, within seven
3533 days from the receipt by the serving officer of such execution, make
3534 demand (1) upon the main office of any financial institution having its
3535 main office within the county of the serving officer, or (2) if such main
3536 office is not within the serving officer's county and such financial
3537 institution has one or more branch offices within such county, upon an
3538 employee of such a branch office, such employee and branch office
3539 having been designated by the financial institution in accordance with
3540 regulations adopted by the Banking Commissioner, in accordance with
3541 chapter 54, for payment of any such nonexempt debt due to the
3542 judgment debtor and, after having made such demand, shall serve a
3543 true and attested copy of the execution, together with the affidavit and
3544 exemption claim form prescribed by subsection (k) of this section, with
3545 the serving officer's actions endorsed thereon, with the financial
3546 institution officer upon whom such demand is made. The serving
3547 officer shall not serve more than one financial institution execution per
3548 judgment debtor at a time, including copies thereof. After service of an
3549 execution on one financial institution, the serving officer shall not
3550 serve the same execution or a copy thereof upon another financial
3551 institution until receiving confirmation from the preceding financial
3552 institution that the judgment debtor had insufficient funds at the
3553 preceding financial institution available for collection to satisfy the

3554 execution, provided any such additional service is made not later than
3555 forty-five days from the receipt by the serving officer of such
3556 execution.

3557 Sec. 140. Section 1-212 of the general statutes is repealed and the
3558 following is substituted in lieu thereof (*Effective October 1, 2009*):

3559 (a) Any person applying in writing shall receive, promptly upon
3560 request, a plain or certified copy of any public record. The fee for any
3561 copy provided in accordance with the Freedom of Information Act:

3562 (1) By an executive, administrative or legislative office of the state, a
3563 state agency or a department, institution, bureau, board, commission,
3564 authority or official of the state, including a committee of, or created
3565 by, such an office, agency, department, institution, bureau, board,
3566 commission, authority or official, and also including any judicial office,
3567 official or body or committee thereof but only in respect to its or their
3568 administrative functions, shall not exceed twenty-five cents per page;
3569 and

3570 (2) By all other public agencies, as defined in section 1-200, shall not
3571 exceed fifty cents per page. If any copy provided in accordance with
3572 said Freedom of Information Act requires a transcription, or if any
3573 person applies for a transcription of a public record, the fee for such
3574 transcription shall not exceed the cost thereof to the public agency.

3575 (b) The fee for any copy provided in accordance with subsection (a)
3576 of section 1-211 shall not exceed the cost thereof to the public agency.
3577 In determining such costs for a copy, other than for a printout which
3578 exists at the time that the agency responds to the request for such copy,
3579 an agency may include only:

3580 (1) An amount equal to the hourly salary attributed to all agency
3581 employees engaged in providing the requested computer-stored public
3582 record, including their time performing the formatting or
3583 programming functions necessary to provide the copy as requested,

3584 but not including search or retrieval costs except as provided in
3585 subdivision (4) of this subsection;

3586 (2) An amount equal to the cost to the agency of engaging an
3587 outside professional electronic copying service to provide such
3588 copying services, if such service is necessary to provide the copying as
3589 requested;

3590 (3) The actual cost of the storage devices or media provided to the
3591 person making the request in complying with such request; and

3592 (4) The computer time charges incurred by the agency in providing
3593 the requested computer-stored public record where another agency or
3594 contractor provides the agency with computer storage and retrieval
3595 services. Notwithstanding any other provision of this section, the fee
3596 for any copy of the names of registered voters shall not exceed three
3597 cents per name delivered or the cost thereof to the public agency, as
3598 determined pursuant to this subsection, whichever is less. The
3599 Department of Information Technology shall monitor the calculation of
3600 the fees charged for copies of computer-stored public records to ensure
3601 that such fees are reasonable and consistent among agencies.

3602 (c) A public agency may require the prepayment of any fee required
3603 or permitted under the Freedom of Information Act if such fee is
3604 estimated to be ten dollars or more. The sales tax provided in chapter
3605 219 shall not be imposed upon any transaction for which a fee is
3606 required or permissible under this section or section 1-227.

3607 (d) The public agency shall waive any fee provided for in this
3608 section when:

3609 (1) The person requesting the records is an indigent individual;

3610 (2) The records located are determined by the public agency to be
3611 exempt from disclosure under subsection (b) of section 1-210;

3612 (3) In its judgment, compliance with the applicant's request benefits

3613 the general welfare; or

3614 (4) The person requesting the record is an elected official of a
3615 political subdivision of the state and the official (A) obtains the record
3616 from an agency of the political subdivision in which the official serves,
3617 and (B) certifies that the record pertains to the official's duties.

3618 (e) Except as otherwise provided by law, the fee for any person who
3619 has the custody of any public records or files for certifying any copy of
3620 such records or files, or certifying to any fact appearing therefrom,
3621 shall be for the first page of such certificate, or copy and certificate, one
3622 dollar; and for each additional page, fifty cents. For the purpose of
3623 computing such fee, such copy and certificate shall be deemed to be
3624 one continuous instrument.

3625 (f) The Secretary of the State, after consulting with the chairperson
3626 of the Freedom of Information Commission, the Commissioner of
3627 Correction and a representative of the Judicial Department, shall
3628 propose a fee structure for copies of public records provided to an
3629 inmate, as defined in section 18-84, in accordance with subsection (a) of
3630 this section. The Secretary of the State shall submit such proposed fee
3631 structure to the joint standing committee of the General Assembly
3632 having cognizance of matters relating to government administration,
3633 not later than January 15, 2000.

3634 (g) Any individual may copy a public record through the use of a
3635 hand-held scanner. A public agency may establish a fee structure not
3636 to exceed **[**ten**]** twenty dollars for an individual to pay each time the
3637 individual copies records at the agency with a hand-held scanner. As
3638 used in this section, "hand-held scanner" means a battery operated
3639 electronic scanning device the use of which (1) leaves no mark or
3640 impression on the public record, and (2) does not unreasonably
3641 interfere with the operation of the public agency.

3642 Sec. 141. Section 3-90 of the general statutes is repealed and the
3643 following is substituted in lieu thereof (*Effective October 1, 2009*):

3644 (a) The Secretary shall, annually, prepare and publish a Register and
3645 Manual that shall give a complete list of the state, county and town
3646 officers, of the judges of all courts and of the officials attending
3647 thereon. The population, railroad and postal facilities and other items
3648 of general interest concerning each town shall also be given in such
3649 book and such other information in relation to state departments, state
3650 institutions and other matters of public concern as the Secretary deems
3651 desirable. The number of copies of the State Register and Manual
3652 published each year shall be determined at the discretion of the
3653 Secretary. The Secretary shall determine, by regulations adopted in
3654 accordance with chapter 54, the agencies and officers of the federal,
3655 state and municipal governments to whom the State Register and
3656 Manual shall be distributed without charge and the number of copies
3657 of such manual to be distributed to each such agency and officer. The
3658 price to be charged for any additional copies distributed or sold, except
3659 for copies sold pursuant to subsection (b) of this section, shall be **[**ten**]**
3660 twenty dollars per copy for soft-bound copies and **[**nineteen**]** thirty-
3661 eight dollars per copy for hard-bound special edition copies. Any
3662 copies not distributed or sold by July first of the year following
3663 publication may be distributed, at no cost, except the cost of mailing if
3664 mailed, to any person making a request to the Secretary. Any
3665 remaining copies may be disposed of at the time of the next annual
3666 publication.

3667 (b) The Secretary shall adopt regulations in accordance with chapter
3668 54, providing for the sale of copies of the Register and Manual through
3669 an agent or agents, including, but not limited to, wholesale and retail
3670 booksellers according to a discount schedule similar to one that would
3671 be available to such agents from commercial book publishers and
3672 generally in keeping with standard book industry practices, provided
3673 the price of the Register and Manual under such schedule shall be not
3674 less than the cost of producing the Register and Manual.

3675 Sec. 142. Section 3-94b of the general statutes is repealed and the
3676 following is substituted in lieu thereof (*Effective October 1, 2009*):

3677 (a) Except as provided in subsection (c) of this section, the Secretary
3678 of the State may appoint as a notary public any qualified person who
3679 submits an application in accordance with this section.

3680 (b) In order to qualify for appointment as a notary public, a person
3681 shall:

3682 (1) Be eighteen years of age or older at the time of application;

3683 (2) (A) Be a resident of the state of Connecticut at the time of
3684 application and appointment, or (B) have one's principal place of
3685 business in the state at the time of application and appointment;

3686 (3) Pass a written examination approved or administered by the
3687 Secretary;

3688 (4) Submit an application, on a form prescribed and provided by the
3689 Secretary, which the applicant shall complete in the applicant's
3690 handwriting without misstatement or omission of fact. The application
3691 shall be accompanied by (A) a nonrefundable application fee of **[**sixty**]**
3692 one hundred twenty dollars, and (B) the recommendation of an
3693 individual who has personally known the applicant for at least one
3694 year and is not legally related to the applicant.

3695 (c) The Secretary may deny an application based on:

3696 (1) The applicant's conviction of a felony or a crime involving
3697 dishonesty or moral turpitude;

3698 (2) Revocation, suspension or restriction of a notary public
3699 appointment or professional license issued to the applicant by this
3700 state or any other state; or

3701 (3) The applicant's official misconduct, whether or not any
3702 disciplinary action has resulted.

3703 (d) Upon approval of an application for appointment as a notary
3704 public, the Secretary shall cause a certificate of appointment bearing a

3705 facsimile of the Secretary's signature and countersigned by the
3706 Secretary's executive assistant or an employee designated by the
3707 Secretary to be issued to such appointee.

3708 (e) A notary public may obtain a replacement certificate of
3709 appointment by filing a written request with the Secretary,
3710 accompanied by a nonrefundable fee of five dollars.

3711 Sec. 143. Section 3-94n of the general statutes is repealed and the
3712 following is substituted in lieu thereof (*Effective October 1, 2009*):

3713 Within thirty days after a change of residence address, a notary
3714 public who is a resident of the state shall file with the Secretary a
3715 signed, written notice which shall include both the old and new
3716 addresses. Within thirty days after a change of address of one's
3717 principal place of business, a notary public who is not a resident of the
3718 state shall file with the Secretary a signed, written notice which shall
3719 include both the old and new addresses. Such notice shall be
3720 accompanied by a nonrefundable fee of **[**five**]** <u>fifteen</u> dollars. If the
3721 change of address is to a different municipality, the notary shall,
3722 within thirty days after issuance of a replacement certificate of
3723 appointment by the Secretary, record such certificate with the town
3724 clerk of the municipality in which the new address is located. The
3725 failure of a notary to so record such replacement certificate shall not
3726 invalidate any notarial act performed by the notary.

3727 Sec. 144. Section 3-94o of the general statutes is repealed and the
3728 following is substituted in lieu thereof (*Effective October 1, 2009*):

3729 (a) Within thirty days after a change in the name of a notary public,
3730 the notary shall file a notice of the change with the Secretary, on a form
3731 prescribed and provided by the Secretary. The notice shall state the
3732 notary's old and new names and the effective date of the new name,
3733 include such proof of the change of name as the Secretary shall require,
3734 be signed by the notary and be accompanied by a nonrefundable fee of
3735 **[**five**]** <u>fifteen</u> dollars. The notary shall, within thirty days after the

3736 issuance of a replacement certificate of appointment by the Secretary,
3737 record such certificate with the town clerk of the municipality wherein
3738 the notary recorded the notary's original certificate of appointment and
3739 oath of office. The failure of a notary to so record such replacement
3740 certificate shall not invalidate any notarial act performed by the notary.
3741 Any town clerk who is required by statute to make a record of the
3742 certificate of appointment and oath of office of a notary shall record the
3743 replacement certificate of appointment containing the change of name
3744 of the notary upon payment of a fee of **[**one dollar**]** fifteen dollars by
3745 such notary to the town clerk.

3746 (b) Beginning on the date of issuance of such replacement certificate
3747 of appointment by the Secretary, the notary public shall (1) sign the
3748 notary's new name on all notarial certificates, and (2) if the notary uses
3749 a notarial seal, use only a notarial seal that contains the notary's new
3750 name.

3751 Sec. 145. Section 3-99a of the general statutes is repealed and the
3752 following is substituted in lieu thereof (*Effective October 1, 2009*):

3753 (a) Except as provided in subsection (b) of this section, the Secretary
3754 of the State shall receive, for filing or recording any document,
3755 instrument or paper required to be filed or recorded regardless of the
3756 number of pages, when fees are not otherwise specially provided for,
3757 **[**twenty-five**]** fifty dollars. The Secretary shall receive, for preparing
3758 and furnishing a copy of any document, instrument or paper filed or
3759 recorded: For each copy of each such document, regardless of the
3760 number of pages, **[**twenty**]** forty dollars, for affixing the Secretary's
3761 certificate and the state seal thereto, **[**five**]** fifteen dollars; for the
3762 Secretary's certificate with the state seal imprinted or affixed, **[**twenty-
3763 five**]** fifty dollars; for a certificate, with the seal of the state imprinted
3764 or affixed thereon, of any fact or record for which no special provision
3765 is made, **[**twenty-five**]** fifty dollars; for certifying the incumbency of a
3766 judge of probate, notary public or other official, **[**twenty**]** forty dollars,
3767 except that for certifying the incumbency of an official in connection

3768 with an adoption of a child, such fee shall be [five] fifteen dollars.

3769 (b) No fee shall be charged for filing any document required to be
3770 filed pursuant to the provisions of titles 4, 7 and 9, and the fee for
3771 furnishing copies of such documents shall be such as will, in the
3772 judgment of said Secretary, cover the costs of such copies, except that
3773 the fee for furnishing copies of documents filed pursuant to title 9 shall
3774 not exceed twenty-five cents per page. No fee shall be charged for
3775 filing resolutions relating to payment from the Treasury and
3776 statements of receipts and expenditures of judges of probate.

3777 (c) No fee shall be charged for any copy required by any state
3778 officer, department, board or commission, the fee for which would be
3779 payable from the State Treasury. For other services for which fees are
3780 not provided by the general statutes, the Secretary may charge such
3781 fees as will in his judgment cover the cost of the services provided. The
3782 tax imposed under chapter 219 shall not be imposed upon any
3783 transaction for which a fee may be charged under the provisions of this
3784 section. Overpayments made to the Records and Legislative Services
3785 Division or to the Commercial Recording Division of the office of the
3786 Secretary of the State, whether for documents or for fees, in an amount
3787 not to exceed five dollars shall not be refunded but shall be placed in
3788 the General Fund. No overpayment claim shall be presented under this
3789 section but within one year after it accrues.

3790 (d) In the performance of their functions, the Commercial Recording
3791 Division and the Records and Legislative Services Division of the office
3792 of the Secretary of the State may, in the discretion of the Secretary,
3793 provide expedited services. The Secretary shall provide for the
3794 establishment and administration of a system of payment for such
3795 expedited services and may include in such system prepaid deposit
3796 accounts. The Secretary shall charge, in addition to the filing fees
3797 provided for by law, the sum of [twenty-five] fifty dollars for each
3798 expedited service provided. The filing fee and the expediting fee shall
3799 be paid by the person requesting the information and documents, in

3800 such manner as required by the Secretary. The Secretary may
3801 promulgate rules and regulations necessary to establish guidelines for
3802 the use of expedited services and shall establish fees, in addition to the
3803 expediting fee, for expedited electronic data processing services which
3804 cover the cost of such services.

3805 (e) The Secretary of the State may accept the filing of documents by
3806 telecopier or other electronic media and employ new technology, as it
3807 is developed, to aid in the performance of all duties required by the
3808 law. The Secretary of the State may establish rules, fee schedules and
3809 regulations, not inconsistent with the law, for filing documents by
3810 telecopier or other electronic media, for the adoption, employment and
3811 use of new technology in the performance of the duties of the office
3812 and for providing electronic access and other related products or
3813 services that result from the employment of such new technology.

3814 (f) The Secretary of the State may require that a unique
3815 identification number be provided on documents or requests
3816 processed by the office.

3817 (g) The Secretary of the State may allow remittances to be in the
3818 form of a credit account number and an authorization to draw upon a
3819 specified credit account, at such time and under such conditions as the
3820 Secretary may prescribe. Remittances in the form of an authorization to
3821 draw upon a specified credit account shall include an amount for
3822 purposes of paying the discount rate associated with drawing upon
3823 the credit account, unless the remittances are drawn on an account
3824 with a financial institution that agrees to add the number to the credit
3825 card holder's billing, in which event the remittances drawn shall not
3826 include an amount for purposes of paying the discount rate associated
3827 with the drawing upon the credit account.

3828 Sec. 146. Section 7-74 of the general statutes is repealed and the
3829 following is substituted in lieu thereof (*Effective October 1, 2009*):

3830 (a) The fee for a certification of birth registration, short form, shall

3831 be [five] fifteen dollars. The fee for a certified copy of a certificate of
3832 birth, long form, shall be [ten] twenty dollars, except that the fee for
3833 such certifications and copies when issued by the department shall be
3834 [fifteen] thirty dollars.

3835 (b) The fee for a certified copy of a certificate of marriage or death
3836 shall be [ten] twenty dollars. Such fees shall not be required of the
3837 department.

3838 Sec. 147. Section 7-169d of the general statutes is repealed and the
3839 following is substituted in lieu thereof (*Effective October 1, 2009*):

3840 (a) As used in this section (1) "bingo" has the same meaning as
3841 provided in section 7-169, and (2) "bingo products" means bingo ball
3842 equipment, bingo cards or bingo paper.

3843 (b) Each group or organization authorized to operate or conduct a
3844 bingo game or series of bingo games pursuant to sections 7-169, 7-169a
3845 and 7-169c shall use bingo products that are (1) owned in full by such
3846 group or organization, (2) used without compensation by such group
3847 or organization, or (3) rented or purchased from a bingo product
3848 manufacturer or equipment dealer who is registered with the Division
3849 of Special Revenue in accordance with subsection (c) of this section.

3850 (c) Each applicant for registration as a bingo product manufacturer
3851 or equipment dealer shall apply to the executive director of the
3852 Division of Special Revenue on such forms as the executive director
3853 prescribes. The application shall be accompanied by an annual fee of
3854 [fifteen hundred] one thousand seven hundred fifty dollars payable to
3855 the State Treasurer. Each applicant for an initial registration shall
3856 submit to state and national criminal history records checks conducted
3857 in accordance with section 29-17a, as amended by this act, before such
3858 registration is issued.

3859 (d) No registered bingo product manufacturer or equipment dealer
3860 shall rent or sell any type of bingo product that has not been approved

3861 by the executive director of the Division of Special Revenue.

3862 (e) The Division of Special Revenue may revoke for cause any
3863 registration issued in accordance with subsection (c) of this section.

3864 (f) The executive director of the Division of Special Revenue may
3865 adopt regulations, in accordance with chapter 54, to implement the
3866 provisions of this section.

3867 Sec. 148. Section 7-169e of the general statutes is repealed and the
3868 following is substituted in lieu thereof (*Effective October 1, 2009*):

3869 (a) Any parent teacher association or organization may operate and
3870 conduct games of bingo, as defined in section 7-169, for the amusement
3871 and recreation of such association's or organization's members and
3872 guests without a permit, as required by said section, provided (1) such
3873 association or organization registers annually with the Division of
3874 Special Revenue and pays an annual registration fee of **[**twenty**]** forty
3875 dollars, (2) such association or organization obtains an identification
3876 number from the division, (3) such association or organization charges
3877 an admission fee of not more than one dollar, (4) each individual prize
3878 of cash or merchandise offered does not exceed twenty dollars in
3879 value, and (5) only active members of such association or organization
3880 assist in the operation of the games of bingo and assist without
3881 compensation. The executive director of the Division of Special
3882 Revenue may revoke any such registration for cause. Any registration
3883 fees collected in accordance with this subsection shall be remitted to
3884 the state.

3885 (b) Each such association or organization shall keep accurate records
3886 of receipts and disbursements related to such games of bingo, and such
3887 records shall be available for inspection by the executive director.

3888 (c) Each such association or organization shall be exempt from the
3889 requirements of sections 7-169 and 7-169a.

3890 (d) The executive director of the Division of Special Revenue, in

3891 consultation with the Gaming Policy Board, shall adopt regulations, in
3892 accordance with chapter 54, to implement the provisions of this section
3893 in order to prevent fraud and protect the public.

3894 Sec. 149. Section 7-169i of the general statutes is repealed and the
3895 following is substituted in lieu thereof (*Effective October 1, 2009*):

3896 (a) No permittee pursuant to section 7-169h may use a mechanical
3897 or electronic ticket dispensing machine to sell sealed tickets unless
3898 such machine is owned in full by the permittee or is rented or
3899 purchased from a manufacturer or dealer who is registered with the
3900 Division of Special Revenue.

3901 (b) Each applicant for registration as a manufacturer or dealer in
3902 sealed ticket dispensing machines shall apply to the executive director
3903 on such forms as the executive director prescribes. The application
3904 shall be accompanied by an annual fee of **[**five hundred**]** <u>six hundred</u>
3905 <u>twenty-five</u> dollars payable to the State Treasurer. Each applicant for
3906 initial registration shall submit to state and national criminal history
3907 records checks conducted in accordance with section 29-17a<u>, as</u>
3908 <u>amended by this act,</u> before such registration is issued.

3909 (c) The Division of Special Revenue may revoke for cause any
3910 registration issued in accordance with subsection (a) of this section.

3911 (d) The executive director of the Division of Special Revenue may
3912 adopt regulations, in accordance with chapter 54, to implement the
3913 provisions of this section.

3914 Sec. 150. Section 7-178 of the general statutes is repealed and the
3915 following is substituted in lieu thereof (*Effective October 1, 2009*):

3916 (a) No bazaar or raffle shall be conducted with any equipment
3917 except such as is owned absolutely or used without payment of any
3918 compensation therefor by the permittee or as is rented from a dealer in
3919 such equipment who (1) has a principal place of business in this state,
3920 and (2) is registered with the executive director of the Division of

3921 Special Revenue in such manner and on such form as he may
3922 prescribe, which form shall be accompanied by an annual fee of three
3923 hundred seventy-five dollars payable to the Treasurer of the state of
3924 Connecticut. No item of expense shall be incurred or paid in
3925 connection with the holding, operating or conducting of any bazaar or
3926 raffle pursuant to any permit issued under sections 7-170 to 7-186,
3927 inclusive, except such as are bona fide items of reasonable amount for
3928 goods, wares and merchandise furnished or services rendered, which
3929 are reasonably necessary to be purchased or furnished for the holding,
3930 operating or conducting thereof, and no commission, salary,
3931 compensation, reward or recompense whatever shall be paid or given,
3932 directly or indirectly, to any person holding, operating or conducting,
3933 or assisting in the holding, operation or conduct of, any such bazaar or
3934 raffle. Each raffle ticket shall have printed thereon the time, date and
3935 place of the raffle, the three most valuable prizes to be awarded and
3936 the total number of prizes to be awarded as specified on the form
3937 prescribed in section 7-173. In addition to any other information
3938 required under this section to be printed on a raffle ticket, each ticket
3939 for a raffle authorized pursuant to a "Class No. 7" permit shall have
3940 printed thereon the time, date and place of each raffle drawing.

3941 (b) Notwithstanding the provisions of subsection (a) of this section,
3942 a permittee may rent equipment from a dealer who does not have a
3943 principal place of business in this state if an in-state dealer is
3944 unavailable, provided such out-of-state dealer is registered with said
3945 executive director pursuant to the provisions of said subsection (a).

3946 Sec. 151. Section 9-623 of the general statutes is repealed and the
3947 following is substituted in lieu thereof (*Effective October 1, 2009*):

3948 (a) Any person who knowingly and wilfully violates any provision
3949 of this chapter shall be fined not more than five thousand dollars or
3950 imprisoned not more than five years, or both. The Secretary of the
3951 State or the town clerk shall notify the State Elections Enforcement
3952 Commission of any such violation of which said secretary or such

3953 town clerk may have knowledge. Any such fine for a violation of any
3954 provision of this chapter applying to the office of the Treasurer shall be
3955 deposited on a pro rata basis in any trust funds, as defined in section 3-
3956 13c, affected by such violation.

3957 (b) (1) If any campaign treasurer fails to file any statement required
3958 by section 9-608, or if any candidate fails to file either (A) a statement
3959 for the formation of a candidate committee as required by section 9-
3960 604, or (B) a certification pursuant to section 9-603 that the candidate is
3961 exempt from forming a candidate committee as required by section
3962 9-604, within the time required, the campaign treasurer or candidate,
3963 as the case may be, shall pay a late filing fee of **[**one**]** two hundred
3964 dollars.

3965 (2) In the case of any such statement or certification that is required
3966 to be filed with the State Elections Enforcement Commission, the
3967 commission shall, not later than ten days after the filing deadline is, or
3968 should be, known to have passed, notify by certified mail, return
3969 receipt requested, the person required to file that, if such statement or
3970 certification is not filed not later than twenty-one days after such
3971 notice, the person is in violation of section 9-603, 9-604 or 9-608.

3972 (3) In the case of any such statement or certification that is required
3973 to be filed with a town clerk, the town clerk shall forthwith after the
3974 filing deadline is, or should be, known to have passed, notify by
3975 certified mail, return receipt requested, the person required to file that,
3976 if such statement or certification is not filed not later than seven days
3977 after the town clerk mails such notice, the town clerk shall notify the
3978 State Elections Enforcement Commission that the person is in violation
3979 of section 9-603, 9-604 or 9-608.

3980 (4) The penalty for any violation of section 9-603, 9-604 or 9-608 shall
3981 be a fine of not less than two hundred dollars or more than two
3982 thousand dollars or imprisonment for not more than one year, or both.

3983 Sec. 152. Section 10-145b of the general statutes, as amended by

3984 section 2 of public act 09-1 of the June 19 special session, is repealed
3985 and the following is substituted in lieu thereof (*Effective from passage*):

3986 (a) The State Board of Education, upon receipt of a proper
3987 application, shall issue an initial educator certificate to any person who
3988 has graduated (1) from a four-year baccalaureate program of teacher
3989 education as approved by said state board, or (2) from a four-year
3990 baccalaureate program approved by said state board or from a college
3991 or university accredited by the board of governors or regionally
3992 accredited, provided such person has taken such teacher training
3993 equivalents as the State Board of Education shall require and, unless
3994 such equivalents are taken at institutions outside of this state, as the
3995 board of governors shall accredit. In addition, on and after July 1, 1993,
3996 each applicant shall have completed a subject area major as defined by
3997 the State Board of Education, except as provided in section 10 of **[**this
3998 act**]** public act 09-1 of the June 19 special session. Each such initial
3999 educator certificate shall be valid for three years, except as provided in
4000 subsection (c) of this section, and may be extended by the
4001 Commissioner of Education for an additional year for good cause upon
4002 the request of the superintendent in whose school district such person
4003 is employed or upon the request of the assessment team reviewing
4004 such person's performance.

4005 (b) During the period of employment in a public school, a person
4006 holding an initial educator certificate shall (1) be under the supervision
4007 of the superintendent of schools or of a principal, administrator or
4008 supervisor designated by such superintendent who shall regularly
4009 observe, guide and evaluate the performance of assigned duties by
4010 such holder of an initial certificate, and (2) participate in a beginning
4011 educator program if there is such a program for such person's
4012 certification endorsement area.

4013 (c) (1) The State Board of Education, upon request of a local or
4014 regional board of education, shall issue a temporary ninety-day
4015 certificate to any applicant in the certification endorsement areas of

4016 elementary education, middle grades education, secondary academic
4017 subjects, special subjects or fields, special education, early childhood
4018 education and administration and supervision when the following
4019 conditions are met:

4020 (A) The employing agent of a board of education makes a written
4021 request for the issuance of such certificate and attests to the existence
4022 of a special plan for supervision of temporary ninety-day certificate
4023 holders;

4024 (B) The applicant meets the following requirements, except as
4025 otherwise provided in subparagraph (C) of this subdivision:

4026 (i) Holds a bachelor's degree from an institution of higher education
4027 accredited by the Board of Governors of Higher Education or
4028 regionally accredited with a major either in or closely related to the
4029 certification endorsement area in which the requesting board of
4030 education is placing the applicant or, in the case of secondary or
4031 special subject or field endorsement area, possesses at least the
4032 minimum total number of semester hours of credit required for the
4033 content area, except as provided in section 10 of **[**this act**]** public act 09-
4034 1 of the June 19 special session;

4035 (ii) Has met the requirements pursuant to subsection (b) of section
4036 10-145f, as amended by **[**this act**]** public act 09-1 of the June 19 special
4037 session;

4038 (iii) Presents a written application on such forms as the
4039 Commissioner of Education shall prescribe;

4040 (iv) Has successfully completed an alternate route to certification
4041 program provided by the Department of Higher Education or public
4042 or independent institutions of higher education, regional educational
4043 service centers or private teacher or administrator training
4044 organizations and approved by the State Board of Education;

4045 (v) Possesses an undergraduate college overall grade point average

4046 of at least "B" or, if the applicant has completed at least twenty-four
4047 hours of graduate credit, possesses a graduate grade point average of
4048 at least "B"; and

4049 (vi) Presents supporting evidence of appropriate experience
4050 working with children; and

4051 (C) The Commissioner of Education may waive the requirements of
4052 subparagraphs (B)(v) or (B)(vi), or both, of this subdivision upon a
4053 showing of good cause.

4054 (2) A person serving under a temporary ninety-day certificate shall
4055 participate in a beginning support and assessment program pursuant
4056 to section 10-220a, as amended by **[**this act**]** section 16 of public act 09-1
4057 of the June 19 special session, which is specifically designed by the
4058 state Department of Education for holders of temporary ninety-day
4059 certificates.

4060 (3) Notwithstanding the provisions of subsection (a) of this section
4061 to the contrary, on and after July 1, 1989, the State Board of Education,
4062 upon receipt of a proper application, shall issue an initial educator
4063 certificate, which shall be valid for three years, to any person who has
4064 taught successfully while holding a temporary ninety-day certificate
4065 and meets the requirements pursuant to regulations adopted pursuant
4066 to section 10-145d.

4067 (d) In order to be eligible to obtain a provisional teaching certificate,
4068 a provisional educator certificate or an initial educator certificate, each
4069 person shall be required to complete a course of study in special
4070 education comprised of not fewer than thirty-six hours, which shall
4071 include an understanding of the growth and development of
4072 exceptional children, including handicapped and gifted and talented
4073 children and children who may require special education, and
4074 methods for identifying, planning for and working effectively with
4075 special needs children in a regular classroom. Notwithstanding the
4076 provisions of this subsection to the contrary, each applicant for such

4077 certificates who has met all requirements for certification except the
4078 completion of the course in special education shall be entitled to a
4079 certificate (1) for a period not to exceed one year, provided the
4080 applicant completed a teacher preparation program either in the state
4081 prior to July 1, 1987, or outside the state, or completed the necessary
4082 combination of professional experience or coursework as required by
4083 the State Board of Education or (2) for a period not to exceed two years
4084 if the applicant applies for certification in an area for which a
4085 bachelor's degree is not required.

4086 (e) On and after July 1, 1989, the State Board of Education, upon
4087 receipt of a proper application, shall issue a provisional educator
4088 certificate to any person who (1) has successfully completed a
4089 beginning educator program and one school year of successful
4090 teaching as attested to by the superintendent, or the superintendent's
4091 designee, in whose local or regional school district such person was
4092 employed, (2) has completed at least three years of successful teaching
4093 in a public school in another state or a nonpublic school approved by
4094 the State Board of Education or appropriate governing body in another
4095 state within ten years prior to application for such provisional
4096 educator certificate, as attested to by the superintendent, or the
4097 superintendent's designee, in whose school district such person was
4098 employed, or by the supervising agent of the nonpublic school in
4099 which such person was employed, and has met preparation and
4100 eligibility requirements for an initial educator certificate, or (3) has
4101 successfully taught with a provisional teaching certificate for the year
4102 immediately preceding an application for a provisional educator
4103 certificate as an employee of a local or regional board of education or
4104 facility approved for special education by the State Board of Education.

4105 (f) Any person holding a standard or permanent certificate on July
4106 1, 1989, shall be eligible to receive upon application a professional
4107 educator certificate to replace said standard or permanent certificate.
4108 On and after July 1, 1989, standard and permanent certificates shall no
4109 longer be valid.

4110 (g) On or after July 1, 1989, and prior to July 1, 2016, to qualify for a
4111 professional educator certificate, a person who holds or has held a
4112 provisional educator certificate under subsection (e) of this section
4113 shall have completed thirty credit hours of course work beyond the
4114 baccalaureate degree. It is not necessary that such course work be
4115 taken for a master's degree and such work may include graduate or
4116 undergraduate courses. On and after July 1, 2016, to qualify for a
4117 professional educator certificate, a person who holds or has held a
4118 provisional educator certificate under subsection (d) of this section
4119 shall have completed thirty credit hours of graduate coursework at a
4120 regionally accredited institution of higher education.

4121 (h) (1) Unless otherwise provided in regulations adopted under
4122 section 10-145d, in not less than three years or more than eight years
4123 after the issuance of a provisional educator certificate pursuant to
4124 subsection (e) of this section and upon the statement of the
4125 superintendent, or the superintendent's designee, in whose school
4126 district such certificate holder was employed, or the supervisory agent
4127 of a nonpublic school approved by the State Board of Education, in
4128 whose school such certificate holder was employed, that the
4129 provisional educator certificate holder and such superintendent, or
4130 such superintendent's designee, or supervisory agent have mutually
4131 determined or approved an individual program pursuant to
4132 subdivision (2) of subsection (g) of this section and upon the statement
4133 of such superintendent, or such superintendent's designee, or
4134 supervisory agent that such certificate holder has a record of
4135 competency in the discharge of such certificate holder's duties during
4136 such provisional period, the state board upon receipt of a proper
4137 application shall issue such certificate holder a professional educator
4138 certificate. A signed recommendation from the superintendent of
4139 schools, or the superintendent's designee, for the local or regional
4140 board of education or from the supervisory agent of a nonpublic
4141 school approved by the State Board of Education shall be evidence of
4142 competency. Such recommendation shall state that the person who
4143 holds or has held a provisional educator certificate has successfully

4144 completed at least three school years of satisfactory teaching for one or
4145 more local or regional boards of education or such nonpublic schools.
4146 Each applicant for a certificate pursuant to this subsection shall
4147 provide to the Department of Education, in such manner and form as
4148 prescribed by the commissioner, evidence that the applicant has
4149 successfully completed coursework pursuant to subsection (g) of this
4150 section, as appropriate. Notwithstanding the provisions of this
4151 subsection, on and after July 1, 2012, experience teaching in a
4152 nonpublic school shall not be accepted for purposes of issuing a
4153 professional educator certificate, but may be accepted to renew the
4154 provisional educator certificate.

4155 (2) Upon receipt of a proper application, the State Board of
4156 Education shall issue to a teacher from another state, territory or
4157 possession of the United States or the District of Columbia or the
4158 Commonwealth of Puerto Rico who (A) is nationally board certified by
4159 an organization deemed appropriate by the Commissioner of
4160 Education to issue such certifications, and (B) has taught in another
4161 state, territory or possession of the United States or the District of
4162 Columbia or the Commonwealth of Puerto Rico for a minimum of
4163 three years in the preceding ten years (i) a provisional educator
4164 certificate with the appropriate endorsement, or (ii) if such teacher has,
4165 prior to July 1, 2016, completed thirty credit hours of undergraduate or
4166 graduate coursework beyond the baccalaureate degree, and on and
4167 after July 1, 2016, completed thirty credit hours of graduate
4168 coursework, a professional educator certificate with the appropriate
4169 endorsement, subject to the provisions of subsection (j) of this section
4170 relating to denial of applications for certification.

4171 (i) (1) For certified employees of local and regional boards of
4172 education, except as provided in this subdivision, each professional
4173 educator certificate shall be valid for five years and continued every
4174 five years thereafter upon the successful completion of professional
4175 development activities which shall consist of not less than ninety hours
4176 of continuing education, as determined by the local or regional board

4177 of education in accordance with this section, or documented
4178 completion of a national board certification assessment in the
4179 appropriate endorsement area, during each successive five-year
4180 period. (A) Such continuing education completed by certified
4181 employees with an early childhood nursery through grade three or an
4182 elementary endorsement who hold a position requiring such an
4183 endorsement shall include at least fifteen hours of training in the
4184 teaching of reading and reading readiness and assessment of reading
4185 performance, including methods of teaching language skills necessary
4186 for reading, reading comprehension skills, phonics and the structure of
4187 the English language during each five-year period. (B) Such continuing
4188 education requirement completed by certified employees with
4189 elementary, middle grades or secondary academic endorsements who
4190 hold a position requiring such an endorsement shall include at least
4191 fifteen hours of training in the use of computers in the classroom
4192 during each five-year period unless such employees are able to
4193 demonstrate technology competency, in a manner determined by their
4194 local or regional board of education, based on state-wide standards for
4195 teacher competency in the use of technology for instructional purposes
4196 adopted pursuant to section 4d-85. (C) Such continuing education
4197 completed by (i) the superintendent of schools, and (ii) employees
4198 employed in positions requiring an intermediate administrator or
4199 supervisory certificate, or the equivalent thereof, and whose
4200 administrative or supervisory duties equal at least fifty per cent of
4201 their assigned time, shall include at least fifteen hours of training in the
4202 evaluation of teachers pursuant to section 10-151b during each five-
4203 year period. (D) In the case of certified employees with a bilingual
4204 education endorsement who hold positions requiring such an
4205 endorsement (i) in an elementary school and who do not hold an
4206 endorsement in elementary education, such continuing education
4207 taken on or after July 1, 1999, shall only count toward the ninety-hour
4208 requirement if it is in language arts, reading and mathematics, and (ii)
4209 in a middle or secondary school and who do not hold an endorsement
4210 in the subject area they teach, such continuing education taken on or

4211 after July 1, 1999, shall only count toward the ninety-hour requirement
4212 if it is in such subject area or areas. On and after July 1, 2011, such
4213 continuing education shall be as determined by the local or regional
4214 board of education in full consideration of the provisions of this
4215 section and the priorities and needs related to student outcomes as
4216 determined by the State Board of Education. During each five-year
4217 period in which a professional educator certificate is valid, a holder of
4218 such certificate who has not completed the ninety hours of continuing
4219 education required pursuant to this subdivision, and who has not been
4220 employed while holding such certificate by a local or regional board of
4221 education for all or part of the five-year period, shall, upon
4222 application, be reissued such certificate for five years minus any period
4223 of time such holder was employed while holding such certificate by a
4224 local or regional board of education, provided there shall be only one
4225 such reissuance during each five-year period in which such certificate
4226 is valid. A certified employee of a local or regional board of education
4227 who is a member of the General Assembly and who has not completed
4228 the ninety hours of continuing education required pursuant to this
4229 subdivision for continuation of a certificate, upon application, shall be
4230 reissued a professional educator certificate for a period of time equal to
4231 six months for each year the employee served in the General Assembly
4232 during the previous five years. Continuing education hours completed
4233 during the previous five years shall be applied toward such ninety-
4234 hour requirement which shall be completed during the reissuance
4235 period in order for such employee to be eligible to have a certificate
4236 continued. The cost of the professional development activities required
4237 under this subsection for certified employees of local or regional
4238 boards of education shall be shared by the state and local or regional
4239 boards of education, except for those activities identified by the State
4240 Board of Education as the responsibility of the certificate holder. Each
4241 local and regional board of education shall make available, annually, at
4242 no cost to its certified employees not fewer than eighteen hours of
4243 professional development activities for continuing education credit.
4244 Such activities may be made available by a board of education directly,

4245 through a regional educational service center or cooperative
4246 arrangement with another board of education or through
4247 arrangements with any continuing education provider approved by
4248 the State Board of Education. Local and regional boards of education
4249 shall grant continuing education credit for professional development
4250 activities which the certified employees of the board of education are
4251 required to attend, professional development activities offered in
4252 accordance with the plan developed pursuant to subsection (b) of
4253 section 10-220a, as amended by **[**this act**]** section 16 of public act 09-1 of
4254 the June 19 special session, or professional development activities
4255 which the board may approve for any individual certified employee.
4256 Each board of education shall determine the specific professional
4257 development activities to be made available with the advice and
4258 assistance of the teachers employed by such board, including
4259 representatives of the exclusive bargaining unit for such teachers
4260 pursuant to section 10-153b, and on and after July 1, 2011, in full
4261 consideration of priorities and needs related to student outcomes as
4262 determined by the State Board of Education. The time and location for
4263 the provision of such activities shall be in accordance with either an
4264 agreement between the board of education and the exclusive
4265 bargaining unit pursuant to said section 10-153b or, in the absence of
4266 such agreement or to the extent such agreement does not provide for
4267 the time and location of all such activities, in accordance with a
4268 determination by the board of education.

4269 (2) Each local and regional board of education shall attest to the
4270 state Department of Education, in such form and at such time as the
4271 commissioner shall prescribe, that professional development activities
4272 for which continuing education credit is granted by the board: (A) Are
4273 planned in response to identified needs, (B) are provided by qualified
4274 instructional personnel, as appropriate, (C) have the requirements for
4275 participation in the activity shared with participants before the
4276 commencement of the activity, (D) are evaluated in terms of its
4277 effectiveness and its contribution to the attainment of school or
4278 district-wide goals, and (E) are documented in accordance with

4279 procedures established by the State Board of Education. At the end of
4280 each five-year period each professional educator shall attest to the state
4281 Department of Education, in such form and at such time as the
4282 commissioner shall prescribe, that the professional educator has
4283 successfully completed ninety hours of continuing education.

4284 (3) In the event that the state Department of Education notifies the
4285 local or regional board of education that the provisions of subdivision
4286 (2) of this subsection have not been met and that specific corrective
4287 action is necessary, the local or regional board of education shall take
4288 such corrective action immediately. The department shall not
4289 invalidate continuing education credit awarded prior to such notice.

4290 (j) (1) The State Board of Education may revoke any certificate,
4291 authorization or permit issued pursuant to sections 10-144o to 10-149,
4292 inclusive, as amended by **[**this act**]** section 9 of public act 09-1 of the
4293 June 19 special session, for any of the following reasons: (A) The
4294 holder of the certificate, authorization or permit obtained such
4295 certificate, authorization or permit through fraud or misrepresentation
4296 of a material fact; (B) the holder has persistently neglected to perform
4297 the duties for which the certificate, authorization or permit was
4298 granted; (C) the holder is professionally unfit to perform the duties for
4299 which the certificate, authorization or permit was granted; (D) the
4300 holder is convicted in a court of law of a crime involving moral
4301 turpitude or of any other crime of such nature that in the opinion of
4302 the board continued holding of a certificate, authorization or permit by
4303 the person would impair the standing of certificates, authorizations or
4304 permits issued by the board; or (E) other due and sufficient cause. The
4305 State Board of Education shall revoke any certificate, authorization or
4306 permit issued pursuant to said sections if the holder is found to have
4307 intentionally disclosed specific questions or answers to students or
4308 otherwise improperly breached the security of any administration of a
4309 state-wide examination pursuant to section 10-14n. In any revocation
4310 proceeding pursuant to this section, the State Board of Education shall
4311 have the burden of establishing the reason for such revocation by a

4312 preponderance of the evidence. Revocation shall be in accordance with
4313 procedures established by the State Board of Education pursuant to
4314 chapter 54.

4315 (2) When the Commissioner of Education is notified, pursuant to
4316 section 10-149a or 17a-101i, as amended by **[**this act**]** section 17 of
4317 public act 09-1 of the June 19 special session, that a person holding a
4318 certificate, authorization or permit issued by the State Board of
4319 Education under the provisions of sections 10-144o to 10-149, inclusive,
4320 as amended by **[**this act**]** section 9 of public act 09-1 of the June 19
4321 special session, has been convicted of (A) a capital felony, pursuant to
4322 section 53a-54b, (B) arson murder, pursuant to section 53a-54d, (C) a
4323 class A felony, (D) a class B felony, except a violation of section 53a-
4324 122, 53a-252 or 53a-291, (E) a crime involving an act of child abuse or
4325 neglect as described in section 46b-120, or (F) a violation of section 53-
4326 21, 53-37a, 53a-49, 53a-60b, 53a-60c, 53a-71, 53a-72a, 53a-72b, 53a-73a,
4327 53a-88, 53a-90a, 53a-99, 53a-103a, 53a-181c, 53a-191, 53a-196, 53a-196c,
4328 53a-216, 53a-217b or 21a-278 or subsection (a) of section 21a-277, any
4329 certificate, permit or authorization issued by the State Board of
4330 Education and held by such person shall be deemed revoked and the
4331 commissioner shall notify such person of such revocation, provided
4332 such person may request reconsideration pursuant to regulations
4333 adopted by the State Board of Education, in accordance with the
4334 provisions of chapter 54. As part of such reconsideration process, the
4335 board shall make the initial determination as to whether to uphold or
4336 overturn the revocation. The commissioner shall make the final
4337 determination as to whether to uphold or overturn the revocation.

4338 (3) The State Board of Education may deny an application for a
4339 certificate, authorization or permit for any of the following reasons: (A)
4340 The applicant seeks to obtain a certificate, authorization or permit
4341 through fraud or misrepresentation of a material fact; (B) the applicant
4342 has been convicted in a court of law of a crime involving moral
4343 turpitude or of any other crime of such nature that in the opinion of
4344 the board issuance of a certificate, authorization or permit would

4345 impair the standing of certificates, authorizations or permits issued by
4346 the board; or (C) other due and sufficient cause. Any applicant denied
4347 a certificate, authorization or permit shall be notified in writing of the
4348 reasons for denial. Any applicant denied a certificate, authorization or
4349 permit may request a review of such denial by the State Board of
4350 Education.

4351 (4) A person whose certificate, permit or authorization has been
4352 revoked may not be employed in a public school during the period of
4353 revocation.

4354 (5) Any local or regional board of education or private special
4355 education facility approved by the commissioner shall report to the
4356 commissioner when an employee, who holds a certificate, permit or
4357 authorization, is dismissed pursuant to subdivision (3) of subsection
4358 (d) of section 10-151.

4359 (k) Not later than thirty days after receipt of notification, any initial
4360 educator certificate holder who is not granted a provisional educator
4361 certificate, or any provisional educator holder who is not granted a
4362 professional educator certificate, or any professional educator
4363 certificate holder who is not granted a continuation, under the
4364 provisions of sections 10-145a to 10-145d, inclusive, as amended by
4365 **[**this act**]** sections 1 and 2 of public act 09-1 of the June 19 special
4366 session, and 10-146b, as amended by **[**this act**]** section 6 of public 09-1
4367 of the June 19 special session, may appeal to the State Board of
4368 Education for reconsideration. Said board shall review the records of
4369 the appropriate certification period, and, if a hearing is requested in
4370 writing, hold such hearing not later than sixty days after such request
4371 and render a written decision not later than thirty days after the
4372 conclusion of such hearing. Any teacher aggrieved by the decision of
4373 said board may appeal from such decision in accordance with the
4374 provisions of section 4-183 and such appeal shall be privileged with
4375 respect to assignment of such appeal.

4376 (l) For the purposes of this section "supervisory agent" means the

4377 superintendent of schools or the principal, administrator or supervisor
4378 designated by such superintendent to provide direct supervision to a
4379 provisional certificate holder.

4380 (m) Upon application to the State Board of Education for the
4381 issuance of any certificate in accordance with this section and section
4382 10-145d there shall be paid to the board by or on behalf of the
4383 applicant a nonreturnable fee of **[**one**]** two hundred dollars in the case
4384 of an applicant for an initial educator certificate, two hundred fifty
4385 dollars in the case of an applicant for a provisional educator certificate
4386 and three hundred seventy-five dollars in the case of an applicant for a
4387 professional educator certificate, except that applicants for certificates
4388 for teaching adult education programs mandated under subdivision
4389 (1) of subsection (a) of section 10-69 shall pay a fee of **[**fifty**]** one
4390 hundred dollars; persons eligible for a certificate or endorsement for
4391 which the fee is less than that applied for shall receive an appropriate
4392 refund; persons not eligible for any certificate shall receive a refund of
4393 the application fee minus fifty dollars; and persons holding standard
4394 or permanent certificates on July 1, 1989, who apply for professional
4395 certificates to replace the standard or permanent certificates, shall not
4396 be required to pay such a fee. Upon application to the State Board of
4397 Education for the issuance of a subject area endorsement there shall be
4398 paid to the board by or on behalf of such applicant a nonreturnable fee
4399 of **[**fifty**]** one hundred dollars. With each request for a duplicate copy
4400 of any such certificate or endorsement there shall be paid to the board
4401 a nonreturnable fee of **[**twenty-five**]** fifty dollars.

4402 Sec. 153. Section 12-285b of the general statutes is repealed and the
4403 following is substituted in lieu thereof (*Effective October 1, 2009*):

4404 (a) Every tobacco product manufacturer, as defined in section 4-28h,
4405 selling cigarettes to consumers within this state, whether directly or
4406 through a distributor, dealer, or similar intermediary or
4407 intermediaries, shall secure a cigarette manufacturer's license from the
4408 Commissioner of Revenue Services. Such license shall be renewable

4409 annually. The annual fee for a cigarette manufacturer's license shall be
4410 [five thousand] five thousand two hundred fifty dollars. The
4411 commissioner shall not include or retain in the directory of tobacco
4412 product manufacturers developed and maintained in accordance with
4413 section 4-28m the name or brand families of any tobacco product
4414 manufacturer that has failed to secure and retain a cigarette
4415 manufacturer's license in accordance with this section.

4416 (b) The commissioner shall not issue or reissue a cigarette
4417 manufacturer's license to an applicant if any of the following
4418 conditions apply: (1) The applicant is neither (A) a participating
4419 manufacturer, as defined in Subsection II(jj) of the Master Settlement
4420 Agreement, as defined in section 4-28h, nor (B) in full compliance with
4421 section 4-28i; (2) the applicant has imported cigarettes into the United
4422 States in violation of 19 USC 1681a; or (3) the applicant has imported or
4423 manufactured cigarettes that do not fully comply with the federal
4424 Cigarette Labeling and Advertising Act, 15 USC 1331 et seq.

4425 (c) Such license shall be valid for a period beginning with the date of
4426 license to the thirtieth day of September next succeeding the date of
4427 license unless sooner revoked in the same manner provided in section
4428 12-295 for revocation of the license of a dealer or distributor or unless
4429 the person to whom it was issued discontinues business. Upon
4430 revocation or discontinuance of business, the holder of the license shall
4431 immediately return such license to the commissioner. In the event of
4432 mutilation or destruction of such license, a duplicate copy, marked as
4433 such, shall be issued by said commissioner upon application
4434 accompanied by a fee of [five] fifteen dollars.

4435 Sec. 154. Section 12-287 of the general statutes is repealed and the
4436 following is substituted in lieu thereof (*Effective October 1, 2009*):

4437 Each person engaging in, or intending to engage in, the business of
4438 selling cigarettes in this state as a dealer, and each person engaging in
4439 or intending to engage in, the business of selling taxed tobacco
4440 products at retail, shall secure a dealer's license from the

4441 Commissioner of Revenue Services before engaging in such business
4442 or continuing to engage therein. Subject to the provisions of section 12-
4443 286, such license shall be renewable annually. The annual fee for a
4444 dealer's license shall be **[**twenty-five**]** fifty dollars. Such license shall be
4445 valid for a period beginning with the date of license to the thirtieth day
4446 of September next succeeding the date of license unless sooner revoked
4447 as provided in section 12-295, or unless the person to whom it was
4448 issued discontinues business, in either of which cases the holder of the
4449 license shall immediately return it to the commissioner. In the event of
4450 mutilation or destruction of such license, a duplicate copy, marked as
4451 such, shall be issued by said commissioner upon application
4452 accompanied by a fee of **[**five**]** fifteen dollars.

4453 Sec. 155. Section 12-288 of the general statutes is repealed and the
4454 following is substituted in lieu thereof (*Effective October 1, 2009*):

4455 Each person engaging in, or intending to engage in, the business of
4456 selling cigarettes in this state as a distributor shall secure a license from
4457 the Commissioner of Revenue Services before engaging or continuing
4458 to engage in such business. Subject to the provisions of section 12-286,
4459 such license shall be renewable annually. The annual fee for a
4460 distributor's license shall be one thousand dollars, provided in the case
4461 of a distributor who sells cigarettes as a distributor exclusively to retail
4462 stores which such distributor is operating, the fee for such distributor's
4463 license shall be: (1) **[**Two hundred fifty**]** Three hundred fifteen dollars
4464 annually if such distributor operates less than fifteen such retail stores;
4465 (2) **[**five hundred**]** six hundred twenty-five dollars annually if such
4466 distributor operates fifteen or more but less than twenty-five such
4467 retail stores; and (3) one thousand two hundred fifty dollars annually
4468 if such distributor operates twenty-five or more such retail stores. Such
4469 license shall be valid for a period beginning with the date of license to
4470 the thirtieth day of September next succeeding the date of license
4471 unless sooner revoked by the commissioner as provided in section 12-
4472 295 or unless the person to whom such license was issued discontinues
4473 business, in either of which cases the holder of the license shall

4474 immediately return it to the Commissioner of Revenue Services.

4475 Sec. 156. Section 12-330b of the general statutes is repealed and the
4476 following is substituted in lieu thereof (*Effective October 1, 2009*):

4477 Each distributor or unclassified importer shall obtain a license
4478 issued by the commissioner before manufacturing, purchasing,
4479 importing, receiving or acquiring any untaxed tobacco products in this
4480 state. The commissioner may, in his or her discretion, refuse to issue a
4481 license if such commissioner has reasonable ground to believe (1) that
4482 the applicant has wilfully made any false statement of substance with
4483 respect to such application for license, (2) that the applicant has
4484 neglected to pay any taxes due to this state, or (3) that the applicant
4485 has been convicted of violating any of the cigarette or other tobacco
4486 product tax laws of this or any other state or the cigarette tax laws of
4487 the United States or has such a criminal record that the commissioner
4488 reasonably believes that such applicant is not a suitable person to be
4489 issued a license, provided no refusal shall be rendered under this
4490 subdivision except in accordance with the provisions of sections 46a-80
4491 and 46a-81. The fee for a distributor's license shall be **[**one**]** <u>two</u>
4492 hundred dollars a year. There shall be no fee for an unclassified
4493 importer's license. Each distributor's license shall be conspicuously
4494 displayed on the premises covered by the license. Notwithstanding the
4495 provisions of section 12-15, the commissioner shall publish on the
4496 Internet web site of the Department of Revenue Services a list of every
4497 distributor licensed under this chapter. The commissioner shall
4498 prescribe the form of application for a distributor's license and for an
4499 unclassified importer's license.

4500 Sec. 157. Section 12-409 of the general statutes is repealed and the
4501 following is substituted in lieu thereof (*Effective October 1, 2009*):

4502 (1) No person shall engage in or transact business as a seller within
4503 this state, unless a permit or permits have been issued to him as
4504 hereinafter prescribed.

4505 (2) Every person desiring to engage in or conduct business as a
4506 seller within this state shall file with the commissioner an application
4507 for a permit for each place of business. Every application for a permit
4508 shall be made upon a form prescribed by the commissioner and shall
4509 set forth the name under which the applicant transacts or intends to
4510 transact business, the location of his place or places of business and
4511 such other information as the commissioner requires. The application
4512 shall be signed by the owner if a natural person; in the case of an
4513 association or partnership, by a member or partner; in the case of a
4514 corporation, by an executive officer or some person specifically
4515 authorized by the corporation to sign the application.

4516 (3) At the time of making an application the applicant shall pay to
4517 the Commissioner of Revenue Services a permit fee of **[**fifty**]** one
4518 hundred dollars for each permit. Any permit issued on or after July 1,
4519 1985, but prior to October 1, 2003, shall expire biennially on the
4520 anniversary date of the issuance of such permit unless renewed in
4521 accordance with such procedure and application form as prescribed by
4522 the commissioner. Any permit issued on or after October 1, 2003, shall
4523 expire on the fifth anniversary date of the issuance of such permit
4524 unless renewed in accordance with such procedure and application
4525 form as prescribed by the commissioner.

4526 (4) After compliance with subsections (1), (2) and (3) of this section
4527 by the applicant, the commissioner shall grant and issue to such
4528 applicant a separate permit for each place of business within the state.
4529 A permit is not assignable and is valid only for the person in whose
4530 name it is issued and for the transaction of business at the place
4531 designated therein. It shall at all times be conspicuously displayed at
4532 the place for which issued.

4533 (5) A seller whose permit has been suspended or revoked shall pay
4534 to the Commissioner of Revenue Services a fee of **[**fifty**]** one hundred
4535 dollars for the reissuance of a permit.

4536 (6) Whenever any person fails to comply with any provision of this

4537 chapter relating to the sales tax or any regulation of the commissioner
4538 relating to the sales tax prescribed and adopted under this chapter or
4539 whenever any seller files returns for four successive monthly or
4540 quarterly periods, as the case may be, showing no sales, the
4541 commissioner, upon hearing, after giving such person ten days' notice
4542 in writing specifying the time and place of hearing and requiring him
4543 to show cause why his permit or permits should not be revoked, may
4544 revoke or suspend any one or more of the permits held by the person.
4545 The notice may be served personally or by registered or certified mail.
4546 The commissioner shall not issue a new permit after the revocation of a
4547 permit unless he is satisfied that the former holder of the permit will
4548 comply with the provisions of this chapter relating to the sales tax and
4549 the regulations of the commissioner.

4550 (7) Any person who knowingly violates any provision of this section
4551 shall be fined not more than five hundred dollars or imprisoned not
4552 more than three months or both for each offense.

4553 Sec. 158. Section 12-578 of the general statutes is repealed and the
4554 following is substituted in lieu thereof (*Effective October 1, 2009*):

4555 (a) The executive director, with the advice and consent of the board,
4556 shall adopt regulations governing registration and the issuance and
4557 annual renewal of licenses and payment of annual nonrefundable
4558 application fees for the same in accordance with the following
4559 schedule:

4560 (1) Registration: (A) Stable name, **[**fifty**]** one hundred dollars; (B)
4561 partnership name, **[**fifty**]** one hundred dollars; (C) colors, **[**ten**]** twenty
4562 dollars; (D) kennel name, **[**fifty**]** one hundred dollars.

4563 (2) Licenses: (A) Owner, **[**fifty**]** one hundred dollars; (B) trainer,
4564 **[**fifty**]** one hundred dollars; (C) assistant trainer, **[**fifty**]** one hundred
4565 dollars; (D) jockey, **[**twenty**]** forty dollars; (E) jockey agent, for each
4566 jockey, **[**fifty**]** one hundred dollars; (F) stable employees, including
4567 exercise boy, groom, stable foreman, hot walker, outrider, **[**ten**]** twenty

4568 dollars; (G) veterinarian, [fifty] one hundred dollars; (H) jockey
4569 apprentice, [twenty] forty dollars; (I) driver, [fifty] one hundred
4570 dollars; (J) valet, [ten] twenty dollars; (K) blacksmith, [ten] twenty
4571 dollars; (L) plater, [ten] twenty dollars; (M) concessionaire, for each
4572 concession, two hundred fifty dollars; (N) concessionaire affiliate, for
4573 each concession of the concessionaire, two hundred fifty dollars; (O)
4574 concession employees, [ten] twenty dollars; (P) jai alai players, [fifty]
4575 one hundred dollars; (Q) officials and supervisors, [fifty] one hundred
4576 dollars; (R) pari-mutuel employees, [twenty] forty dollars; (S) other
4577 personnel engaged in activities regulated under this chapter, [ten]
4578 twenty dollars; (T) vendor, for each contract, two hundred fifty dollars;
4579 (U) totalizator, for each contract, two hundred fifty dollars; (V) vendor
4580 and totalizator affiliates, for each contract of the vendor or totalizator,
4581 two hundred fifty dollars. For the purposes of this subdivision,
4582 "concessionaire affiliate" means a business organization, other than a
4583 shareholder in a publicly traded corporation, that may exercise control
4584 in or over a concessionaire; and "concessionaire" means any individual
4585 or business organization granted the right to operate an activity at a
4586 dog race track or off-track betting facility for the purpose of making a
4587 profit that receives or, in the exercise of reasonable business judgment,
4588 can be expected to receive more than twenty-five thousand dollars or
4589 twenty-five per cent of its gross annual receipts from such activity at
4590 such track or facility.

4591 (b) The executive director shall require each applicant for a license
4592 under subdivision (2) of subsection (a) of this section to submit to state
4593 and national criminal history records checks before such license is
4594 issued. The criminal history records checks required pursuant to this
4595 subsection shall be conducted in accordance with section 29-17a, as
4596 amended by this act.

4597 Sec. 159. Section 12-815a of the general statutes is repealed and the
4598 following is substituted in lieu thereof (*Effective October 1, 2009*):

4599 (a) The executive director of the Division of Special Revenue shall

4600 issue vendor, affiliate and occupational licenses in accordance with the
4601 provisions of this section.

4602 (b) No person or business organization awarded a primary contract
4603 by the Connecticut Lottery Corporation to provide facilities,
4604 components, goods or services that are necessary for and directly
4605 related to the secure operation of the activities of said corporation shall
4606 do so unless such person or business organization is issued a vendor
4607 license by the executive director of the Division of Special Revenue.
4608 For the purposes of this subsection, "primary contract" means a
4609 contract to provide facilities, components, goods or services to said
4610 corporation by a person or business organization (1) that provides any
4611 lottery game or any online wagering system related facilities,
4612 components, goods or services and that receives or, in the exercise of
4613 reasonable business judgment, can be expected to receive more than
4614 seventy-five thousand dollars or twenty-five per cent of its gross
4615 annual sales from said corporation, or (2) that has access to the
4616 facilities of said corporation and provides services in such facilities
4617 without supervision by said corporation. Each applicant for a vendor
4618 license shall pay a nonrefundable application fee of two hundred fifty
4619 dollars.

4620 (c) No person or business organization, other than a shareholder in
4621 a publicly traded corporation, may be a subcontractor for the provision
4622 of facilities, components, goods or services that are necessary for and
4623 directly related to the secure operation of the activities of the
4624 Connecticut Lottery Corporation, or may exercise control in or over a
4625 vendor licensee unless such person or business organization is licensed
4626 as an affiliate licensee by the executive director. Each applicant for an
4627 affiliate license shall pay a nonrefundable application fee of two
4628 hundred fifty dollars.

4629 (d) (1) Each employee of a vendor or affiliate licensee who has
4630 access to the facilities of the Connecticut Lottery Corporation and
4631 provides services in such facilities without supervision by said

4632 corporation or performs duties directly related to the activities of said
4633 corporation shall obtain an occupational license.

4634 (2) Each officer, director, partner, trustee or owner of a business
4635 organization licensed as a vendor or affiliate licensee and any
4636 shareholder, executive, agent or other person connected with any
4637 vendor or affiliate licensee who, in the judgment of the executive
4638 director, will exercise control in or over any such licensee shall obtain
4639 an occupational license.

4640 (3) Each employee of the Connecticut Lottery Corporation shall
4641 obtain an occupational license.

4642 (e) The executive director shall issue occupational licenses in the
4643 following classes: (1) Class I for persons specified in subdivision (1) of
4644 subsection (d) of this section; (2) Class II for persons specified in
4645 subdivision (2) of subsection (d) of this section; (3) Class III for persons
4646 specified in subdivision (3) of subsection (d) of this section who, in the
4647 judgment of the executive director, will not exercise authority over or
4648 direct the management and policies of the Connecticut Lottery
4649 Corporation; and (4) Class IV for persons specified in subdivision (3) of
4650 subsection (d) of this section who, in the judgment of the executive
4651 director, will exercise authority over or direct the management and
4652 policies of the Connecticut Lottery Corporation. Each applicant for a
4653 Class I or III occupational license shall pay a nonrefundable
4654 application fee of **[**ten**]** twenty dollars. Each applicant for a Class II or
4655 IV occupational license shall pay a nonrefundable application fee of
4656 **[**fifty**]** one hundred dollars. The nonrefundable application fee shall
4657 accompany the application for each such occupational license.

4658 (f) In determining whether to grant a vendor, affiliate or
4659 occupational license to any such person or business organization, the
4660 executive director may require an applicant to provide information as
4661 to such applicant's: (1) Financial standing and credit; (2) moral
4662 character; (3) criminal record, if any; (4) previous employment; (5)
4663 corporate, partnership or association affiliations; (6) ownership of

4664 personal assets; and (7) such other information as the executive
4665 director deems pertinent to the issuance of such license, provided the
4666 submission of such other information will assure the integrity of the
4667 state lottery. The executive director shall require each applicant for a
4668 vendor, affiliate or occupational license to submit to state and national
4669 criminal history records checks and may require each such applicant to
4670 submit to an international criminal history records check before such
4671 license is issued. The state and national criminal history records checks
4672 required pursuant to this subsection shall be conducted in accordance
4673 with section 29-17a, as amended by this act. The executive director
4674 shall issue a vendor, affiliate or occupational license, as the case may
4675 be, to each applicant who satisfies the requirements of this subsection
4676 and who is deemed qualified by the executive director. The executive
4677 director may reject for good cause an application for a vendor, affiliate
4678 or occupational license.

4679 (g) Each vendor, affiliate or Class I or II occupational license shall be
4680 effective for not more than one year from the date of issuance. Each
4681 Class III or IV occupational license shall remain in effect throughout
4682 the term of employment of any such employee holding such a license.
4683 The executive director may require each employee issued a Class IV
4684 occupational license to submit information as to such employee's
4685 financial standing and credit annually. Initial application for and
4686 renewal of any such license shall be in such form and manner as the
4687 executive director shall prescribe.

4688 (h) (1) The executive director may suspend or revoke for good cause
4689 a vendor, affiliate or occupational license after a hearing held before
4690 the executive director in accordance with chapter 54. The executive
4691 director may order summary suspension of any such license in
4692 accordance with subsection (c) of section 4-182.

4693 (2) Any such applicant aggrieved by the action of the executive
4694 director concerning an application for a license, or any person or
4695 business organization whose license is suspended or revoked, may

4696 appeal to the Gaming Policy Board not later than fifteen days after
4697 such decision. Any person or business organization aggrieved by a
4698 decision of the board may appeal pursuant to section 4-183.

4699 (3) The executive director may impose a civil penalty on any
4700 licensee for a violation of any provision of this chapter or any
4701 regulation adopted under section 12-568a in an amount not to exceed
4702 two thousand five hundred dollars after a hearing held in accordance
4703 with chapter 54.

4704 (i) The executive director may require that the books and records of
4705 any vendor or affiliate licensee be maintained in any manner which the
4706 executive director may deem best, and that any financial or other
4707 statements based on such books and records be prepared in
4708 accordance with generally accepted accounting principles in such form
4709 as the executive director shall prescribe. The executive director or a
4710 designee may visit, investigate and place expert accountants and such
4711 other persons as deemed necessary in the offices or places of business
4712 of any such licensee for the purpose of satisfying himself or herself that
4713 such licensee is in compliance with the regulations of the division.

4714 (j) For the purposes of this section, (1) "business organization"
4715 means a partnership, incorporated or unincorporated association, firm,
4716 corporation, trust or other form of business or legal entity; (2) "control"
4717 means the power to exercise authority over or direct the management
4718 and policies of a licensee; and (3) "person" means any individual.

4719 (k) The executive director of the Division of Special Revenue may
4720 adopt such regulations, in accordance with chapter 54, as are necessary
4721 to implement the provisions of this section.

4722 Sec. 160. Section 14-319 of the general statutes is repealed and the
4723 following is substituted in lieu thereof (*Effective October 1, 2009*):

4724 (a) No person shall sell or offer for sale any gasoline or other
4725 product intended for use in the propelling of motor vehicles using

4726 combustion type engines over the highways of this state without
4727 having applied for and received from the commissioner a license to sell
4728 such gasoline or other product. Each person applying for any such
4729 license shall, in such application, state the location of each place or
4730 station where such person intends to sell or offer for sale any such
4731 gasoline or other product. Each such license shall be renewed
4732 annually. A license fee for each such place or station shall be charged
4733 as follows: For each station containing one pump, **[**fifty**]** one hundred
4734 dollars; and, for each station containing more than one pump, **[**fifty**]**
4735 one hundred dollars, plus **[**fourteen**]** twenty-eight dollars for each
4736 pump in excess of one. The fees shall be paid to the commissioner.

4737 (b) The commissioner shall not refuse to grant or renew any license
4738 under this section on the ground that (1) any licensed activity shall be
4739 conducted by the licensee on real property on which shall also be
4740 located one or more other businesses, enterprises, or activities, whether
4741 or not licensed under section 14-52, owned or operated by one or more
4742 persons, other than the licensee, or (2) the licensee shall make use of
4743 any common areas or facilities together with the owner or operator of
4744 any such other business, enterprise or activity.

4745 (c) In determining whether to grant or to renew any license under
4746 this section, the commissioner shall consider whether the applicant or
4747 licensee has been found in any judicial or administrative proceeding to
4748 have violated the requirements of subsection (c) of section 14-332a.

4749 Sec. 161. Section 14-327b of the general statutes is repealed and the
4750 following is substituted in lieu thereof (*Effective October 1, 2009*):

4751 (a) No distributor shall sell or offer to sell motor fuel in this state
4752 unless such distributor has first registered with the Department of
4753 Consumer Protection each type of motor fuel which he intends to sell
4754 and has received from the department a certificate of registration for
4755 each type of motor fuel which he intends to sell.

4756 (b) Each distributor required to register with the department as

4757 provided in subsection (a) of this section shall apply annually to the
4758 commissioner, in writing on a form provided by the commissioner, for
4759 such certificate of registration.

4760 (c) The application for a certificate of registration shall include: (1)
4761 The name and address of the person registering the motor fuel, (2) the
4762 name, brand or trademark under which the type of motor fuel will be
4763 sold, (3) the antiknock index or Cetane number, as is applicable, at
4764 which the motor fuel will be sold, (4) a certification that each
4765 individual type of motor fuel registered shall conform to the
4766 provisions of sections 14-327a to 14-327e, inclusive, and (5) any other
4767 information required by the commissioner. A separate application
4768 shall be made for each type of motor fuel to be registered. Such
4769 application and its contents shall not be available to the public.

4770 (d) Each application for a certificate of registration shall be
4771 accompanied by a fee of **[**one**]** two hundred dollars.

4772 Sec. 162. Section 16a-23m of the general statutes is repealed and the
4773 following is substituted in lieu thereof (*Effective October 1, 2009*):

4774 (a) No person, firm or corporation shall engage in the retail sale of
4775 home heating oil or propane gas without a certificate of registration as
4776 a home heating oil or propane gas dealer issued pursuant to this
4777 section. Only one registration shall be required of a dealer to engage in
4778 both the retail sale of heating oil and propane gas.

4779 (b) Each person, firm or corporation seeking registration as a home
4780 heating oil or propane gas dealer shall apply annually for a certificate
4781 of registration with the Department of Consumer Protection on forms
4782 prescribed by the Commissioner of Consumer Protection. Each
4783 applicant shall pay a registration fee of **[**one**]** two hundred dollars. The
4784 commissioner shall require all applicants for registration as a home
4785 heating oil or propane gas dealer to provide evidence of general
4786 liability insurance coverage and insurance to cover any potential
4787 environmental damage due to fuel oil spills or propane gas leaks

4788 caused by such applicant as a registered dealer which coverage shall
4789 be not less than one million dollars. Each registered dealer shall
4790 provide the department with evidence of each renewal of or change to
4791 such insurance coverage not later than five days after such renewal or
4792 change during the period of registration, which renewal or change
4793 shall meet the requirements of this subsection.

4794 (c) Each registered dealer shall display its registration number in all
4795 advertisements and other materials prepared or issued by the dealer,
4796 which contain information on such dealer.

4797 (d) The insurance company of a home heating oil or propane gas
4798 dealer shall notify the Commissioner of Consumer Protection, in
4799 writing, upon cancellation of insurance required by subsection (b) of
4800 this section by any home heating oil or propane gas dealer. The
4801 Commissioner of Consumer Protection shall revoke the registration of
4802 any such dealer without the insurance coverage required by subsection
4803 (b) of this section.

4804 Sec. 163. Section 19a-29a of the general statutes is repealed and the
4805 following is substituted in lieu thereof (*Effective October 1, 2009*):

4806 (a) As used in this section, "environmental laboratory" means any
4807 facility or other area used for biological, chemical, physical or other
4808 examination of drinking waters, ground waters, sea waters, rivers,
4809 streams and surface waters, recreational waters, fresh water sources,
4810 wastewaters, swimming pools, air, soil, solid waste, hazardous waste,
4811 food, food utensils, sewage, sewage effluent, or sewage sludge for the
4812 purpose of providing information on the sanitary quality or the
4813 amount of pollution and any substance prejudicial to health or the
4814 environment.

4815 (b) The Department of Public Health shall, in its Public Health
4816 Code, adopt regulations and reasonable standards governing
4817 environmental laboratory operations and facilities, personnel
4818 qualifications and certification, levels of acceptable proficiency in

4819 testing programs approved by the department, the collection,
4820 acceptance and suitability of samples for analysis and such other
4821 pertinent laboratory functions, including the establishment of advisory
4822 committees, as may be necessary to insure environmental quality,
4823 public health and safety. Each registered environmental laboratory
4824 shall comply with all standards for environmental laboratories set
4825 forth in the Public Health Code and shall be subject to inspection by
4826 said department, including inspection of all records necessary to carry
4827 out the purposes of this section.

4828 (c) Each application for registration of an environmental laboratory
4829 or application for approval shall be made on forms provided by said
4830 department, shall be accompanied by a fee of one thousand <u>two</u>
4831 <u>hundred fifty</u> dollars and shall be executed by the owner or owners or
4832 by a responsible officer of the firm or corporation owning the
4833 laboratory. Upon receipt of any such application, the department shall
4834 make such inspections and investigations as are necessary and shall
4835 deny registration or approval when operation of the environmental
4836 laboratory would be prejudicial to the health of the public. Registration
4837 or approval shall not be in force until notice of its effective date and
4838 term has been sent to the applicant.

4839 (d) Each registration or certificate of approval shall be issued for a
4840 period of not less than twenty-four or more than twenty-seven months
4841 from the deadline for applications. Renewal applications shall be made
4842 (1) biennially within the twenty-fourth month of the current
4843 registration or certificate of approval; (2) before any change in
4844 ownership or change in director is made; and (3) prior to any major
4845 expansion or alteration in quarters.

4846 (e) This section shall not apply to any environmental laboratory
4847 which only provides laboratory services or information for the agency,
4848 person, firm or corporation which owns or operates such laboratory
4849 and the fee required under subsection (c) of this section shall not be
4850 required of laboratories operated by a state agency.

4851 Sec. 164. Section 19a-30 of the general statutes is repealed and the
4852 following is substituted in lieu thereof (*Effective October 1, 2009*):

4853 (a) As used in this section, "clinical laboratory" means any facility or
4854 other area used for microbiological, serological, chemical,
4855 hematological, immunohematological, biophysical, cytological,
4856 pathological or other examinations of human body fluids, secretions,
4857 excretions or excised or exfoliated tissues, for the purpose of providing
4858 information for the diagnosis, prevention or treatment of any human
4859 disease or impairment, for the assessment of human health or for the
4860 presence of drugs, poisons or other toxicological substances.

4861 (b) The Department of Public Health shall, in its Public Health
4862 Code, adopt regulations and reasonable standards governing
4863 exemptions from the licensing provisions of this section, clinical
4864 laboratory operations and facilities, personnel qualifications and
4865 certification, levels of acceptable proficiency in testing programs
4866 approved by the department, the collection, acceptance and suitability
4867 of specimens for analysis and such other pertinent laboratory
4868 functions, including the establishment of advisory committees, as may
4869 be necessary to insure public health and safety. No person, firm or
4870 corporation shall establish, conduct, operate or maintain a clinical
4871 laboratory unless such laboratory is licensed or approved by said
4872 department in accordance with its regulations. Each clinical laboratory
4873 shall comply with all standards for clinical laboratories set forth in the
4874 Public Health Code and shall be subject to inspection by said
4875 department, including inspection of all records necessary to carry out
4876 the purposes of this section.

4877 (c) Each application for licensure of a clinical laboratory, if such
4878 laboratory is located within an institution licensed in accordance with
4879 sections 19a-490 to 19a-503, inclusive, shall be made on forms provided
4880 by said department and shall be executed by the owner or owners or
4881 by a responsible officer of the firm or corporation owning the
4882 laboratory. Such application shall contain a current itemized rate

4883 schedule, full disclosure of any contractual relationship, written or
4884 oral, with any practitioner using the services of the laboratory and
4885 such other information as said department requires, which may
4886 include affirmative evidence of ability to comply with the standards as
4887 well as a sworn agreement to abide by them. Upon receipt of any such
4888 application, said department shall make such inspections and
4889 investigations as are necessary and shall deny licensure when
4890 operation of the clinical laboratory would be prejudicial to the health
4891 of the public. Licensure shall not be in force until notice of its effective
4892 date and term has been sent to the applicant.

4893 (d) A nonrefundable fee of **[**one**]** two hundred dollars shall
4894 accompany each application for a license or for renewal thereof, except
4895 in the case of a laboratory owned and operated by a municipality, the
4896 state, the United States or any agency of said municipality, state or
4897 United States. Each license shall be issued for a period of not less than
4898 twenty-four nor more than twenty-seven months from the deadline for
4899 applications. Renewal applications shall be made (1) biennially within
4900 the twenty-fourth month of the current license; (2) before any change
4901 in ownership or change in director is made; and (3) prior to any major
4902 expansion or alteration in quarters.

4903 (e) A license issued under this section may be revoked or suspended
4904 in accordance with chapter 54 if such laboratory has engaged in
4905 fraudulent practices, fee-splitting inducements or bribes, including but
4906 not limited to violations of subsection (f) of this section, or violated any
4907 other provision of this section.

4908 (f) No representative or agent of a clinical laboratory shall solicit
4909 referral of specimens to his or any other clinical laboratory in a manner
4910 which offers or implies an offer of fee-splitting inducements to persons
4911 submitting or referring specimens, including inducements through
4912 rebates, fee schedules, billing methods, personal solicitation or
4913 payment to the practitioner for consultation or assistance or for
4914 scientific, clerical or janitorial services.

4915 (g) No clinical laboratory shall terminate the employment of an
4916 employee because such employee reported a violation of this section to
4917 the Department of Public Health.

4918 (h) Any person, firm or corporation operating a clinical laboratory
4919 in violation of this section shall be fined not less than one hundred
4920 dollars **[**nor**]** or more than three hundred dollars for each offense.

4921 (i) The Commissioner of Public Health shall adopt regulations in
4922 accordance with the provisions of chapter 54 to establish levels of
4923 acceptable proficiency to be demonstrated in testing programs
4924 approved by the department for those laboratory tests which are not
4925 performed in a licensed clinical laboratory. Such levels of acceptable
4926 proficiency shall be determined on the basis of the volume or the
4927 complexity of the examinations performed.

4928 Sec. 165. Section 19a-36 of the general statutes, as amended by
4929 section 5 of public act 09-11, is repealed and the following is
4930 substituted in lieu thereof (*Effective October 1, 2009*):

4931 (a) The Commissioner of Public Health shall establish a Public
4932 Health Code and, from time to time, amend the same. The Public
4933 Health Code may provide for the preservation and improvement of
4934 the public health.

4935 (1) Said code may include regulations pertaining to retail food
4936 establishments, including, but not limited to, food service
4937 establishments, catering food service establishments and itinerant food
4938 vending establishments and the required permitting from local health
4939 departments or districts to operate such establishments.

4940 (2) Drainage and toilet systems to be installed in any house or
4941 building arranged or designed for human habitation, or field
4942 sanitation provided for agricultural workers or migratory farm
4943 laborers, shall conform to minimum requirements prescribed in said
4944 code.

4945 (3) Said code may include regulations requiring toilets and
4946 handwashing facilities in large stores, as defined in such regulations,
4947 in shopping centers and in places dispensing food or drink for
4948 consumption on the premises, for the use of patrons of such
4949 establishments, except that the provisions of such regulations shall not
4950 apply to such establishments constructed or altered pursuant to plans
4951 and specifications approved or building permits issued prior to
4952 October 1, 1977.

4953 (4) The provisions of such regulations (A) with respect to the
4954 requirement of employing a qualified food operator and any reporting
4955 requirements relative to such operator, shall not apply to an owner or
4956 operator of a soup kitchen who relies exclusively on services provided
4957 by volunteers, and (B) shall not prohibit the sale of food at a
4958 noncommercial function such as an educational, religious, political or
4959 charitable organization's bake sale or potluck supper provided the
4960 seller maintains such food under the temperature, pH level and water
4961 activity level conditions that will inhibit the rapid and progressive
4962 growth of infectious or toxigenic microorganisms. For the purposes of
4963 this section, a "noncommercial function" means a function where food
4964 is sold by a person not regularly engaged in the business of selling
4965 such food.

4966 (5) The provisions of such regulations with respect to qualified food
4967 operators shall require that the contents of the test administered to
4968 qualified food operators include elements testing the qualified food
4969 operator's knowledge of food allergies.

4970 (6) Each regulation adopted by the Commissioner of Public Health
4971 shall state the date on which it shall take effect, and a copy of the
4972 regulation, signed by the Commissioner of Public Health, shall be filed
4973 in the office of the Secretary of the State and a copy sent by said
4974 commissioner to each director of health, and such regulation shall be
4975 published in such manner as the Commissioner of Public Health may
4976 determine.

4977 (7) Any person who violates any provision of the Public Health
4978 Code shall be fined not more than one hundred dollars or imprisoned
4979 not more than three months, or both.

4980 (b) Notwithstanding any regulations to the contrary, the
4981 Commissioner of Public Health shall charge the following fees for the
4982 following services: (1) Review of plans for each public swimming pool,
4983 [six hundred] seven hundred fifty dollars; (2) review of each
4984 resubmitted plan for each public swimming pool, two hundred fifty
4985 dollars; (3) inspection of each public swimming pool, [one] two
4986 hundred dollars; (4) reinspection of each public swimming pool,
4987 [seventy-five] one hundred fifty dollars; (5) review of each small flow
4988 plan for subsurface sewage disposal, [one] two hundred dollars; and
4989 (6) review of each large flow plan for subsurface sewage disposal, [five
4990 hundred] six hundred twenty-five dollars.

4991 (c) Notwithstanding subsection (a) of this section, regulations
4992 governing the safety of swimming pools shall not require fences
4993 around naturally formed ponds subsequently converted to swimming
4994 pool use, provided the converted ponds (1) retain sloping sides
4995 common to natural ponds and (2) are on property surrounded by a
4996 fence.

4997 (d) The local director of health may authorize the use of an existing
4998 private well, consistent with all applicable sections of the regulations
4999 of Connecticut state agencies, the installation of a replacement well at a
5000 single-family residential premises on property whose boundary is
5001 located within two hundred feet of an approved community water
5002 supply system, measured along a street, alley or easement, where (1) a
5003 premises that is not connected to the public water supply may replace
5004 a well used for domestic purposes if water quality testing is performed
5005 at the time of the installation, and for at least every ten years thereafter,
5006 or for such time as requested by the local director of health, that
5007 demonstrates that the replacement well meets the water quality
5008 standards for private wells established in the Public Health Code, and

5009 provided there is no service to the premises by a public water supply,
5010 or (2) a premises served by a public water supply may utilize or
5011 replace an existing well or install a new well solely for irrigation
5012 purposes or other outdoor water uses provided such well is
5013 permanently and physically separated from the internal plumbing
5014 system of the premises and a reduced pressure device is installed to
5015 protect against a cross connection with the public water supply. Upon
5016 a determination by the local director of health that an irrigation well
5017 creates an unacceptable risk of injury to the health or safety of persons
5018 using the water, to the general public, or to any public water supply,
5019 the local director of health may issue an order requiring the immediate
5020 implementation of mitigation measures, up to and including
5021 permanent abandonment of the well, in accordance with the
5022 provisions of the Connecticut Well Drilling Code adopted pursuant to
5023 section 25-128. In the event a cross connection with the public water
5024 system is found, the owner of the system may terminate service to the
5025 premises.

5026 Sec. 166. Section 19a-42 of the general statutes is repealed and the
5027 following is substituted in lieu thereof (*Effective October 1, 2009*):

5028 (a) To protect the integrity and accuracy of vital records, a certificate
5029 registered under chapter 93 may be amended only in accordance with
5030 sections 19a-41 to 19a-45, inclusive, chapter 93, regulations adopted by
5031 the Commissioner of Public Health pursuant to chapter 54 and
5032 uniform procedures prescribed by the commissioner. Only the
5033 commissioner may amend birth certificates to reflect changes
5034 concerning parentage or gender change. Amendments related to
5035 parentage or gender change shall result in the creation of a
5036 replacement certificate that supersedes the original, and shall in no
5037 way reveal the original language changed by the amendment. Any
5038 amendment to a vital record made by the registrar of vital statistics of
5039 the town in which the vital event occurred or by the commissioner
5040 shall be in accordance with such regulations and uniform procedures.

5041 (b) The commissioner and the registrar of vital statistics shall
5042 maintain sufficient documentation, as prescribed by the commissioner,
5043 to support amendments and shall ensure the confidentiality of such
5044 documentation as required by law. The date of amendment and a
5045 summary description of the evidence submitted in support of the
5046 amendment shall be endorsed on or made part of the record and the
5047 original certificate shall be marked "Amended", except for
5048 amendments due to parentage or gender change. When the registrar of
5049 the town in which the vital event occurred amends a certificate, such
5050 registrar shall, within ten days of making such amendment, forward
5051 an amended certificate to the commissioner and to any registrar
5052 having a copy of the certificate. When the commissioner amends a
5053 birth certificate, including changes due to parentage or gender, the
5054 commissioner shall forward an amended certificate to the registrars of
5055 vital statistics affected and their records shall be amended accordingly.

5056 (c) An amended certificate shall supersede the original certificate
5057 that has been changed and shall be marked "Amended", except for
5058 amendments due to parentage or gender change. The original
5059 certificate in the case of parentage or gender change shall be physically
5060 or electronically sealed and kept in a confidential file by the
5061 department and the registrar of any town in which the birth was
5062 recorded, and may be unsealed for viewing or issuance only upon a
5063 written order of a court of competent jurisdiction. The amended
5064 certificate shall become the public record.

5065 (d) (1) Upon receipt of (A) an acknowledgment of paternity
5066 executed in accordance with the provisions of subsection (a) of section
5067 46b-172 by both parents of a child born out of wedlock, or (B) a
5068 certified copy of an order of a court of competent jurisdiction
5069 establishing the paternity of a child born out of wedlock, the
5070 commissioner shall include on or amend, as appropriate, such child's
5071 birth certificate to show such paternity if paternity is not already
5072 shown on such birth certificate and to change the name of the child if
5073 so indicated on the acknowledgment of paternity form or within the

5074 certified court order as part of the paternity action.

5075 (2) If another father is listed on the birth certificate, the
5076 commissioner shall not remove or replace the father's information
5077 unless presented with a certified court order that meets the
5078 requirements specified in section 7-50, or upon the proper filing of a
5079 rescission, in accordance with the provisions of section 46b-172. The
5080 commissioner shall thereafter amend such child's birth certificate to
5081 remove or change the father's name and to change the name of the
5082 child, as requested at the time of the filing of a rescission, in
5083 accordance with the provisions of section 46b-172. Birth certificates
5084 amended under this subsection shall not be marked "Amended".

5085 (3) A fee of **[**twenty-five**]** fifty dollars shall be charged by the
5086 department for each amendment to a birth certificate requested
5087 pursuant to this subsection which request is not received from a
5088 hospital, a state agency or a court of competent jurisdiction.

5089 (e) When the parent or parents of a child request the amendment of
5090 the child's birth certificate to reflect a new mother's name because the
5091 name on the original certificate is fictitious, such parent or parents
5092 shall obtain an order of a court of competent jurisdiction declaring the
5093 putative mother to be the child's mother. Upon receipt of a certified
5094 copy of such order, the department shall amend the child's birth
5095 certificate to reflect the mother's true name.

5096 (f) Upon receipt of a certified copy of an order of a court of
5097 competent jurisdiction changing the name of a person born in this state
5098 and upon request of such person or such person's parents, guardian, or
5099 legal representative, the commissioner or the registrar of vital statistics
5100 of the town in which the vital event occurred shall amend the birth
5101 certificate to show the new name by a method prescribed by the
5102 department.

5103 (g) When an applicant submits the documentation required by the
5104 regulations to amend a vital record, the commissioner shall hold a

5105 hearing, in accordance with chapter 54, if the commissioner has
5106 reasonable cause to doubt the validity or adequacy of such
5107 documentation.

5108 (h) When an amendment under this section involves the changing of
5109 existing language on a death certificate due to an error pertaining to
5110 the cause of death, the death certificate shall be amended in such a
5111 manner that the original language is still visible. A copy of the death
5112 certificate shall be made. The original death certificate shall be sealed
5113 and kept in a confidential file at the department and only the
5114 commissioner may order it unsealed. The copy shall be amended in
5115 such a manner that the language to be changed is no longer visible.
5116 The copy shall be a public document.

5117 Sec. 167. Section 19a-55 of the general statutes, as amended by
5118 section 1 of public act 09-20, is repealed and the following is
5119 substituted in lieu thereof (*Effective October 1, 2009*):

5120 (a) The administrative officer or other person in charge of each
5121 institution caring for newborn infants shall cause to have administered
5122 to every such infant in its care an HIV-related test, as defined in section
5123 19a-581, a test for phenylketonuria and other metabolic diseases,
5124 hypothyroidism, galactosemia, sickle cell disease, maple syrup urine
5125 disease, homocystinuria, biotinidase deficiency, congenital adrenal
5126 hyperplasia and such other tests for inborn errors of metabolism as
5127 shall be prescribed by the Department of Public Health. The tests shall
5128 be administered as soon after birth as is medically appropriate. If the
5129 mother has had an HIV-related test pursuant to section 19a-90 or 19a-
5130 593, the person responsible for testing under this section may omit an
5131 HIV-related test. The Commissioner of Public Health shall (1)
5132 administer the newborn screening program, (2) direct persons
5133 identified through the screening program to appropriate specialty
5134 centers for treatments, consistent with any applicable confidentiality
5135 requirements, and (3) set the fees to be charged to institutions to cover
5136 all expenses of the comprehensive screening program including

5137 testing, tracking and treatment. The fees to be charged pursuant to
5138 subdivision (3) of this subsection shall be set at a minimum of **[**twenty-
5139 eight**]** fifty-six dollars. The commissioner shall adopt regulations, in
5140 accordance with chapter 54, to implement the provisions of this
5141 section. The Commissioner of Public Health shall publish a list of all
5142 the abnormal conditions for which the department screens newborns
5143 under the newborn screening program, which shall include screening
5144 for amino acid disorders, organic acid disorders and fatty acid
5145 oxidation disorders, including, but not limited to, long-chain 3-
5146 hydroxyacyl CoA dehydrogenase (L-CHAD) and medium-chain acyl-
5147 CoA dehydrogenase (MCAD).

5148 (b) In addition to the testing requirements prescribed in subsection
5149 (a) of this section, the administrative officer or other person in charge
5150 of each institution caring for newborn infants shall cause to have
5151 administered to every such infant in its care a screening test for cystic
5152 fibrosis. Such screening test shall be administered as soon after birth as
5153 is medically appropriate.

5154 (c) The provisions of this section shall not apply to any infant whose
5155 parents object to the test or treatment as being in conflict with their
5156 religious tenets and practice.

5157 Sec. 168. Section 19a-80 of the general statutes, as amended by
5158 section 104 of public act 09-232, is repealed and the following is
5159 substituted in lieu thereof (*Effective October 1, 2009*):

5160 (a) No person, group of persons, association, organization,
5161 corporation, institution or agency, public or private, shall maintain a
5162 child day care center or group day care home without a license issued
5163 in accordance with sections 19a-77 to 19a-80, inclusive, and 19a-82 to
5164 19a-87, inclusive. Applications for such license shall be made to the
5165 Commissioner of Public Health on forms provided by the
5166 commissioner and shall contain the information required by
5167 regulations adopted under said sections. The forms shall contain a
5168 notice that false statements made therein are punishable in accordance

5169 with section 53a-157b.

5170 (b) (1) Upon receipt of an application for a license, the
5171 Commissioner of Public Health shall issue such license if, upon
5172 inspection and investigation, said commissioner finds that the
5173 applicant, the facilities and the program meet the health, educational
5174 and social needs of children likely to attend the child day care center or
5175 group day care home and comply with requirements established by
5176 regulations adopted under sections 19a-77 to 19a-80, inclusive, as
5177 amended by **[**this act**]** section 42 of public act 09-232, and sections 19a-
5178 82 to 19a-87, inclusive. The Commissioner of Public Health shall offer
5179 an expedited application review process for an application submitted
5180 by a municipal agency or department. Each license shall be for a term
5181 of two years, provided on and after October 1, 2008, each license shall
5182 be for a term of four years, shall be transferable, may be renewed upon
5183 payment of the licensure fee and may be suspended or revoked after
5184 notice and an opportunity for a hearing as provided in section 19a-84
5185 for violation of the regulations adopted under sections 19a-77 to 19a-
5186 80, inclusive, as amended by **[**this act**]** section 42 of public act 09-232,
5187 and sections 19a-82 to 19a-87, inclusive.

5188 (2) Prior to October 1, 2008, the Commissioner of Public Health shall
5189 collect from the licensee of a day care center a fee of two hundred
5190 dollars for each license issued or renewed for a term of two years. Prior
5191 to October 1, 2008, said commissioner shall collect from the licensee of
5192 a group day care home a fee of one hundred dollars for each license
5193 issued or renewed for a term of two years.

5194 (3) On and after October 1, 2008, the Commissioner of Public Health
5195 shall collect from the licensee of a day care center a fee of **[**four**]** five
5196 hundred dollars for each license issued or renewed for a term of four
5197 years. On and after October 1, 2008, said commissioner shall collect
5198 from the licensee of a group day care home a fee of two hundred fifty
5199 dollars for each license issued or renewed for a term of four years. The
5200 Commissioner of Public Health shall require only one license for a

5201 child day care center operated in two or more buildings, provided the
5202 same licensee provides child day care services in each building and the
5203 buildings are joined together by a contiguous playground that is part
5204 of the licensed space.

5205 (c) The Commissioner of Public Health, within available
5206 appropriations, shall require each prospective employee of a child day
5207 care center or group day care home in a position requiring the
5208 provision of care to a child to submit to state and national criminal
5209 history records checks. The criminal history records checks required
5210 pursuant to this subsection shall be conducted in accordance with
5211 section 29-17a, as amended by this act. The commissioner shall also
5212 request a check of the state child abuse registry established pursuant to
5213 section 17a-101k. Pursuant to the interagency agreement provided for
5214 in section 10-16s, the Department of Social Services may agree to
5215 transfer funds appropriated for criminal history records checks to the
5216 Department of Public Health. The commissioner shall notify each
5217 licensee of the provisions of this subsection.

5218 (d) The commissioner shall inform each licensee, by way of a plain
5219 language summary provided not later than sixty days after the
5220 regulation's effective date, of new or changed regulations adopted
5221 under sections 19a-77 to 19a-80, inclusive, or sections 19a-82 to 19a-87,
5222 inclusive, with which a licensee must comply.

5223 Sec. 169. Section 19a-87b of the general statutes is repealed and the
5224 following is substituted in lieu thereof (*Effective October 1, 2009*):

5225 (a) No person, group of persons, association, organization,
5226 corporation, institution or agency, public or private, shall maintain a
5227 family day care home, as defined in section 19a-77, without a license
5228 issued by the Commissioner of Public Health. Licensure forms shall be
5229 obtained from the Department of Public Health. Applications for
5230 licensure shall be made to the commissioner on forms provided by the
5231 department and shall contain the information required by regulations
5232 adopted under this section. The licensure and application forms shall

5233 contain a notice that false statements made therein are punishable in
5234 accordance with section 53a-157b. Applicants shall state, in writing,
5235 that they are in compliance with the regulations adopted by the
5236 commissioner pursuant to subsection (c) of this section. Before a family
5237 day care home license is granted, the department shall make an
5238 inquiry and investigation which shall include a visit and inspection of
5239 the premises for which the license is requested. Any inspection
5240 conducted by the department shall include an inspection for evident
5241 sources of lead poisoning. The department shall provide for a chemical
5242 analysis of any paint chips found on such premises. Neither the
5243 commissioner nor the commissioner's designee shall require an annual
5244 inspection for homes seeking license renewal or for licensed homes,
5245 except that the commissioner or the commissioner's designee shall
5246 make unannounced visits, during customary business hours, to at least
5247 thirty-three and one-third per cent of the licensed family day care
5248 homes each year. A licensed family day care home shall not be subject
5249 to any conditions on the operation of such home by local officials,
5250 other than those imposed by the department pursuant to this
5251 subsection, if the home complies with all local codes and ordinances
5252 applicable to single and multifamily dwellings.

5253 (b) The Commissioner of Public Health, within available
5254 appropriations, shall require each initial applicant or prospective
5255 employee of a family day care home in a position requiring the
5256 provision of care to a child to submit to state and national criminal
5257 history records checks. The criminal history records checks required
5258 pursuant to this subsection shall be conducted in accordance with
5259 section 29-17a, as amended by this act. The commissioner shall also
5260 request a check of the state child abuse registry established pursuant to
5261 section 17a-101k. The commissioner shall notify each licensee of the
5262 provisions of this subsection.

5263 (c) The Commissioner of Public Health shall adopt regulations, in
5264 accordance with the provisions of chapter 54, to assure that family day
5265 care homes, as defined in section 19a-77, shall meet the health,

5266 educational and social needs of children utilizing such homes. Such
5267 regulations shall ensure that the family day care home is treated as a
5268 residence, and not an institutional facility. Such regulations shall
5269 specify that each child be protected as age-appropriate by adequate
5270 immunization against diphtheria, pertussis, tetanus, poliomyelitis,
5271 measles, mumps, rubella, hemophilus influenzae type B and any other
5272 vaccine required by the schedule of active immunization adopted
5273 pursuant to section 19a-7f. Such regulations shall provide appropriate
5274 exemptions for children for whom such immunization is medically
5275 contraindicated and for children whose parents object to such
5276 immunization on religious grounds. Such regulations shall also specify
5277 conditions under which family day care home providers may
5278 administer tests to monitor glucose levels in a child with diagnosed
5279 diabetes mellitus, and administer medicinal preparations, including
5280 controlled drugs specified in the regulations by the commissioner, to a
5281 child receiving day care services at a family day care home pursuant to
5282 a written order of a physician licensed to practice medicine in this or
5283 another state, an advanced practice registered nurse licensed to
5284 prescribe in accordance with section 20-94a, as amended by this act, or
5285 a physician assistant licensed to prescribe in accordance with section
5286 20-12d, and the written authorization of a parent or guardian of such
5287 child. Such regulations shall specify appropriate standards for
5288 extended care and intermittent short-term overnight care. The
5289 commissioner shall inform each licensee, by way of a plain language
5290 summary provided not later than sixty days after the regulation's
5291 effective date, of any new or changed regulations adopted under this
5292 subsection with which a licensee must comply.

5293 (d) Applications for initial licensure under this section submitted
5294 prior to October 1, 2008, shall be accompanied by a fee of twenty
5295 dollars and such licenses shall be issued for a term of two years.
5296 Applications for renewal of licenses granted under this section
5297 submitted prior to October 1, 2008, shall be accompanied by a fee of
5298 twenty dollars and such licenses shall be renewed for a term of two
5299 years. No such license shall be renewed unless the licensee certifies

5300 that the children enrolled in the family day care home have received
5301 age-appropriate immunization in accordance with regulations adopted
5302 pursuant to subsection (c) of this section.

5303 (e) Each license issued on or after October 1, 2008, shall be for a term
5304 of four years, shall be nontransferable and may be renewed upon
5305 payment of the licensure fee and a signed statement from the licensee
5306 certifying that the children enrolled in the family day care home have
5307 received age-appropriate immunization in accordance with regulations
5308 adopted pursuant to subsection (c) of this section. The Commissioner
5309 of Public Health shall collect from the licensee of a family day care
5310 home a fee of **[**forty**]** eighty dollars for each license issued or renewed
5311 for a term of four years.

5312 Sec. 170. Section 19a-88 of the general statutes is repealed and the
5313 following is substituted in lieu thereof (*Effective October 1, 2009*):

5314 (a) Each person holding a license to practice dentistry, optometry,
5315 midwifery or dental hygiene shall, annually, during the month of such
5316 person's birth, register with the Department of Public Health, upon
5317 payment of the professional services fee for class I, as defined in
5318 section 33-182*l*, as amended by this act, in the case of a dentist, except
5319 as provided in sections 19a-88b and 20-113b, the professional services
5320 fee for class H, as defined in section 33-182*l*, as amended by this act, in
5321 the case of an optometrist, **[**five**]** fifteen dollars in the case of a
5322 midwife, and **[**fifty**]** one hundred dollars in the case of a dental
5323 hygienist, on blanks to be furnished by the department for such
5324 purpose, giving such person's name in full, such person's residence
5325 and business address and such other information as the department
5326 requests. Each person holding a license to practice dentistry who has
5327 retired from the profession may renew such license, but the fee shall be
5328 ten per cent of the professional services fee for class I, as defined in
5329 section 33-182*l*, as amended by this act, or ninety dollars, whichever is
5330 greater. Any license provided by the department at a reduced fee
5331 pursuant to this subsection shall indicate that the dentist is retired.

5332 (b) Each person holding a license to practice medicine, surgery,
5333 podiatry, chiropractic or natureopathy shall, annually, during the
5334 month of such person's birth, register with the Department of Public
5335 Health, upon payment of the professional services fee for class I, as
5336 defined in section 33-182*l*, as amended by this act, on blanks to be
5337 furnished by the department for such purpose, giving such person's
5338 name in full, such person's residence and business address and such
5339 other information as the department requests.

5340 (c) (1) Each person holding a license to practice as a registered
5341 nurse, shall, annually, during the month of such person's birth, register
5342 with the Department of Public Health, upon payment of one hundred
5343 dollars, on blanks to be furnished by the department for such purpose,
5344 giving such person's name in full, such person's residence and
5345 business address and such other information as the department
5346 requests. Each person holding a license to practice as a registered nurse
5347 who has retired from the profession may renew such license, but the
5348 fee shall be ten per cent of the professional services fee for class B, as
5349 defined in section 33-182*l*, as amended by this act. Any license
5350 provided by the department at a reduced fee shall indicate that the
5351 registered nurse is retired.

5352 (2) Each person holding a license as an advanced practice registered
5353 nurse shall, annually, during the month of such person's birth, register
5354 with the Department of Public Health, upon payment of one hundred
5355 twenty dollars, on blanks to be furnished by the department for such
5356 purpose, giving such person's name in full, such person's residence
5357 and business address and such other information as the department
5358 requests. No such license shall be renewed unless the department is
5359 satisfied that the person maintains current certification as either a
5360 nurse practitioner, a clinical nurse specialist or a nurse anesthetist from
5361 one of the following national certifying bodies which certify nurses in
5362 advanced practice: The American Nurses' Association, the Nurses'
5363 Association of the American College of Obstetricians and
5364 Gynecologists Certification Corporation, the National Board of

5365 Pediatric Nurse Practitioners and Associates or the American
5366 Association of Nurse Anesthetists. Each person holding a license to
5367 practice as an advanced practice registered nurse who has retired from
5368 the profession may renew such license, but the fee shall be ten per cent
5369 of the professional services fee for class C, as defined in section 33-182*l*,
5370 as amended by this act. Any license provided by the department at a
5371 reduced fee shall indicate that the advanced practice registered nurse
5372 is retired.

5373 (3) Each person holding a license as a licensed practical nurse shall,
5374 annually, during the month of such person's birth, register with the
5375 Department of Public Health, upon payment of the professional
5376 services fee for class C, as defined in section 33-182*l*, as amended by
5377 this act, on blanks to be furnished by the department for such purpose,
5378 giving such person's name in full, such person's residence and
5379 business address and such other information as the department
5380 requests. Each person holding a license to practice as a licensed
5381 practical nurse who has retired from the profession may renew such
5382 license, but the fee shall be ten per cent of the professional services fee
5383 for class A, as defined in section 33-182*l*, as amended by this act. Any
5384 license provided by the department at a reduced fee shall indicate that
5385 the licensed practical nurse is retired.

5386 (4) Each person holding a license as a nurse-midwife shall, annually,
5387 during the month of such person's birth, register with the Department
5388 of Public Health, upon payment of one hundred twenty dollars, on
5389 blanks to be furnished by the department for such purpose, giving
5390 such person's name in full, such person's residence and business
5391 address and such other information as the department requests. No
5392 such license shall be renewed unless the department is satisfied that
5393 the person maintains current certification from the American College
5394 of Nurse-Midwives.

5395 (5) (A) Each person holding a license to practice physical therapy
5396 shall, annually, during the month of such person's birth, register with

5397 the Department of Public Health, upon payment of the professional
5398 services fee for class B, as defined in section 33-182*l*, as amended by
5399 this act, on blanks to be furnished by the department for such purpose,
5400 giving such person's name in full, such person's residence and
5401 business address and such other information as the department
5402 requests.

5403 (B) Each person holding a physical therapist assistant license shall,
5404 annually, during the month of such person's birth, register with the
5405 Department of Public Health, upon payment of the professional
5406 services fee for class A, as defined in section 33-182*l*, as amended by
5407 this act, on blanks to be furnished by the department for such purpose,
5408 giving such person's name in full, such person's residence and
5409 business address and such other information as the department
5410 requests.

5411 (6) Each person holding a license as a physician assistant shall,
5412 annually, during the month of such person's birth, register with the
5413 Department of Public Health, upon payment of a fee of **[**seventy-five**]**
5414 one hundred fifty dollars, on blanks to be furnished by the department
5415 for such purpose, giving such person's name in full, such person's
5416 residence and business address and such other information as the
5417 department requests. No such license shall be renewed unless the
5418 department is satisfied that the practitioner has met the mandatory
5419 continuing medical education requirements of the National
5420 Commission on Certification of Physician Assistants or a successor
5421 organization for the certification or recertification of physician
5422 assistants that may be approved by the department and has passed
5423 any examination or continued competency assessment the passage of
5424 which may be required by said commission for maintenance of current
5425 certification by said commission.

5426 (d) No provision of this section shall be construed to apply to any
5427 person practicing Christian Science.

5428 (e) (1) Each person holding a license or certificate issued under

5429 section 19a-514, 20-65k, 20-74s, as amended by this act, 20-195cc, as
5430 amended by this act, or 20-206*ll*, as amended by this act, and chapters
5431 370 to 373, inclusive, 375, 378 to 381a, inclusive, 383 to 383c, inclusive,
5432 384, 384b, 384d, 385, 393a, 395, 399 or 400a and section 20-206n, as
5433 amended by this act, or 20-206o, as amended by this act, shall,
5434 annually, during the month of such person's birth, apply for renewal of
5435 such license or certificate to the Department of Public Health, giving
5436 such person's name in full, such person's residence and business
5437 address and such other information as the department requests.

5438 (2) Each person holding a license or certificate issued under section
5439 19a-514 and chapters 384a, 384c, 386, 387, 388 and 398 shall apply for
5440 renewal of such license or certificate once every two years, during the
5441 month of such person's birth, giving such person's name in full, such
5442 person's residence and business address and such other information as
5443 the department requests.

5444 (3) Each person holding a license or certificate issued pursuant to
5445 section 20-475, as amended by this act, or 20-476, as amended by this
5446 act, shall, annually, during the month of such person's birth, apply for
5447 renewal of such license or certificate to the department.

5448 (4) Each entity holding a license issued pursuant to section 20-475,
5449 as amended by this act, shall, annually, during the anniversary month
5450 of initial licensure, apply for renewal of such license or certificate to
5451 the department.

5452 (5) Each person holding a license issued pursuant to section 20-
5453 162bb shall, annually, during the month of such person's birth, apply
5454 for renewal of such license to the Department of Public Health, upon
5455 payment of a fee of **[**two hundred fifty**]** three hundred fifteen dollars,
5456 giving such person's name in full, such person's residence and
5457 business address and such other information as the department
5458 requests.

5459 (f) Any person or entity which fails to comply with the provisions of

5460 this section shall be notified by the department that such person's or
5461 entity's license or certificate shall become void ninety days after the
5462 time for its renewal under this section unless it is so renewed. Any
5463 such license shall become void upon the expiration of such ninety-day
5464 period.

5465 (g) On or before July 1, 2008, the Department of Public Health shall
5466 establish and implement a secure on-line license renewal system for
5467 persons holding a license to practice medicine or surgery under
5468 chapter 370, dentistry under chapter 379 or nursing under chapter 378.
5469 The department shall allow any such person who renews his or her
5470 license using the on-line license renewal system to pay his or her
5471 professional service fees on-line by means of a credit card or electronic
5472 transfer of funds from a bank or credit union account and may charge
5473 such person a service fee not to exceed five dollars for any such on-line
5474 payment made by credit card or electronic funds transfer. On or before
5475 January 1, 2009, the department shall submit, in accordance with
5476 section 11-4a, a report on the feasibility and implications of the
5477 implementation of a biennial license renewal system for persons
5478 holding a license to practice nursing under chapter 378 to the joint
5479 standing committee of the General Assembly having cognizance of
5480 matters relating to public health.

5481 Sec. 171. Section 19a-89b of the general statutes is repealed and the
5482 following is substituted in lieu thereof (*Effective October 1, 2009*):

5483 (a) The Department of Public Health shall charge a fee of **[**four**]**
5484 <u>fifteen</u> dollars for a copy of its pool design guidelines.

5485 (b) The department shall charge a fee of **[**four**]** <u>fifteen</u> dollars for a
5486 copy of its food compliance guide.

5487 Sec. 172. Subsection (a) of section 19a-180 of the general statutes, as
5488 amended by section 16 of public act 09-16 and section 71 of public act
5489 09-232, is repealed and the following is substituted in lieu thereof
5490 (*Effective October 1, 2009*):

5491 (a) No person shall operate any ambulance service, rescue service or
5492 management service or otherwise transport in a motor vehicle a
5493 patient on a stretcher without either a license or a certificate issued by
5494 the commissioner. No person shall operate a commercial ambulance
5495 service or commercial rescue service or a management service without
5496 a license issued by the commissioner. A certificate shall be issued to
5497 any volunteer or municipal ambulance service which shows proof
5498 satisfactory to the commissioner that it meets the minimum standards
5499 of the commissioner in the areas of training, equipment and personnel.
5500 No license or certificate shall be issued to any volunteer, municipal or
5501 commercial ambulance service, rescue service or management service,
5502 as defined in subdivision (19) of section 19a-175, as amended by **[**this
5503 act**]** section 2 of public act 09-16, unless it meets the requirements of
5504 subsection (e) of section 14-100a. Applicants for a license shall use the
5505 forms prescribed by the commissioner and shall submit such
5506 application to the commissioner accompanied by an annual fee of **[**one**]**
5507 two hundred dollars. In considering requests for approval of permits
5508 for new or expanded emergency medical services in any region, the
5509 commissioner shall consult with the Office of Emergency Medical
5510 Services and the emergency medical services council of such region
5511 and shall hold a public hearing to determine the necessity for such
5512 services. Written notice of such hearing shall be given to current
5513 providers in the geographic region where such new or expanded
5514 services would be implemented, provided, any volunteer ambulance
5515 service which elects not to levy charges for services rendered under
5516 this chapter shall be exempt from the provisions concerning requests
5517 for approval of permits for new or expanded emergency medical
5518 services set forth in this subsection. A primary service area responder
5519 that operates in the service area identified in the application shall,
5520 upon request, be granted intervenor status with opportunity for cross-
5521 examination. Each applicant for licensure shall furnish proof of
5522 financial responsibility which the commissioner deems sufficient to
5523 satisfy any claim. The commissioner may adopt regulations, in
5524 accordance with the provisions of chapter 54, to establish satisfactory

5525 kinds of coverage and limits of insurance for each applicant for either
5526 licensure or certification. Until such regulations are adopted, the
5527 following shall be the required limits for licensure: (1) For damages by
5528 reason of personal injury to, or the death of, one person on account of
5529 any accident, at least five hundred thousand dollars, and more than
5530 one person on account of any accident, at least one million dollars, (2)
5531 for damage to property at least fifty thousand dollars, and (3) for
5532 malpractice in the care of one passenger at least two hundred fifty
5533 thousand dollars, and for more than one passenger at least five
5534 hundred thousand dollars. In lieu of the limits set forth in subdivisions
5535 (1) to (3), inclusive, of this subsection, a single limit of liability shall be
5536 allowed as follows: (A) For damages by reason of personal injury to, or
5537 death of, one or more persons and damage to property, at least one
5538 million dollars; and (B) for malpractice in the care of one or more
5539 passengers, at least five hundred thousand dollars. A certificate of such
5540 proof shall be filed with the commissioner. Upon determination by the
5541 commissioner that an applicant is financially responsible, properly
5542 certified and otherwise qualified to operate a commercial ambulance
5543 service, rescue service or management service, the commissioner shall
5544 issue the appropriate license effective for one year to such applicant. If
5545 the commissioner determines that an applicant for either a certificate
5546 or license is not so qualified, the commissioner shall notify such
5547 applicant of the denial of the application with a statement of the
5548 reasons for such denial. Such applicant shall have thirty days to
5549 request a hearing on the denial of the application.

5550 Sec. 173. Section 19a-310 of the general statutes is repealed and the
5551 following is substituted in lieu thereof (*Effective October 1, 2009*):

5552 No person shall construct any vault, crypt, columbarium or
5553 mausoleum for public use, wholly or partially above the surface of the
5554 ground, to be used to contain the body of any dead person (1) unless
5555 the same is located within the confines of an established cemetery
5556 containing not less than five acres, which cemetery has been in
5557 existence and operation for a period of at least five years immediately

5558 preceding the time of the erection thereof, or (2) if located within a
5559 cemetery containing less than five acres, such location has been
5560 approved by the selectmen of any town, the mayor and council or
5561 board of aldermen of any city and the warden and burgesses of any
5562 borough; except that in any town, city or borough having a zoning
5563 commission or combined planning and zoning commission, such
5564 commission shall have the authority to grant such approval; nor until
5565 plans and specifications for such vault, crypt, columbarium or
5566 mausoleum are approved by the Department of Public Health and a
5567 fee of one thousand two hundred fifty dollars is paid to the
5568 Department of Public Health for its review and approval of such plans
5569 and specifications, provided a columbarium which is used solely as a
5570 repository for the remains, after cremation, of deceased persons and is
5571 located on the premises of any religious society or corporation shall
5572 not be subject to the provisions of this section. Such plans and
5573 specifications shall set forth the sections, halls, rooms, corridors,
5574 elevators or other subdivisions thereof, with their descriptive names
5575 and numbers, and shall provide: (a) That such structure be so arranged
5576 that the cell, niche or crypt may be readily examined at any time by
5577 any person authorized by law to do so; (b) that the materials of which
5578 such structure is to be constructed are to be of the best quality and of a
5579 character best suited for the purposes intended; and (c) that the
5580 structure shall be so constructed as to insure its durability and
5581 permanence as well as the safety, convenience, comfort and health of
5582 the community in which it is located, as dictated and determined at the
5583 time by modern mausoleum construction and engineering science. The
5584 person making the application shall file a certificate of such approval,
5585 signed by the Commissioner of Public Health, with a copy of such
5586 plans and specifications, in the office of the town clerk of the town
5587 wherein such structure is to be erected, and such clerk shall retain the
5588 same on file.

5589 Sec. 174. Section 19a-320 of the general statutes, as amended by
5590 section 40 of public act 09-232, is repealed and the following is
5591 substituted in lieu thereof (*Effective October 1, 2009*):

5592 (a) Any resident of this state, or any corporation formed under the
5593 law of this state, may erect, maintain and conduct a crematory in this
5594 state and provide the necessary appliances and facilities for the
5595 disposal by incineration of the bodies of the dead, in accordance with
5596 the provisions of this section. The location of such crematory shall be
5597 within the confines of an established cemetery containing not less than
5598 twenty acres, which cemetery shall have been in existence and
5599 operation for at least five years immediately preceding the time of the
5600 erection of such crematory, or shall be within the confines of a plot of
5601 land approved for the location of a crematory by the selectmen of any
5602 town, the mayor and council or board of aldermen of any city and the
5603 warden and burgesses of any borough; provided, in any town, city or
5604 borough having a zoning commission, such commission shall have the
5605 authority to grant such approval. This section shall not apply to any
5606 resident of this state or any corporation formed under the law of this
5607 state that was issued an air quality permit by the Department of
5608 Environmental Protection prior to October 1, 1998.

5609 (b) Application for such approval shall be made in writing to the
5610 local authority specified in subsection (a) of this section and a hearing
5611 shall be held within the town, city or borough in which such location is
5612 situated within sixty-five days from the date of receipt of such
5613 application. Notice of such hearing shall be given to such applicant by
5614 mail, postage paid, to the address given on the application, and to the
5615 Commissioner of Public Health, and by publication twice in a
5616 newspaper having a substantial circulation in the town, city or
5617 borough at intervals of not less than two days, the first being not more
5618 than fifteen days **[**nor**]** <u>or</u> less than ten days, and the second being not
5619 less than two days before such hearing. The local authority shall
5620 approve or deny such application within sixty-five days after such
5621 hearing, provided an extension of time not to exceed a further period
5622 of sixty-five days may be had with the consent of the applicant. The
5623 grounds for its action shall be stated in the records of the authority.
5624 Each applicant shall pay a fee of ten dollars, together with the costs of
5625 the publication of such notice and the reasonable expense of such

5626 hearing, to the treasurer of such town, city or borough.

5627 (c) (1) No such crematory shall be erected until the plans therefor
5628 have been filed with and approved by the Department of Public
5629 Health; and no such crematory shall be used until it has been inspected
5630 and received a certificate of inspection by said department and a fee of
5631 one thousand two hundred fifty dollars is paid to the Department of
5632 Public Health for its inspection and approval.

5633 (2) Each holder of an inspection certificate shall, annually, on or
5634 before July first, submit in writing to the Department of Public Health
5635 an application for renewal of such certificate together with a fee of
5636 **[**two hundred fifty**]** three hundred fifteen dollars. If the department
5637 issues to such applicant such an inspection certificate, the same shall
5638 be valid until July first next following, unless revoked or suspended.

5639 (3) Upon receipt of an application for a renewal of such certificate,
5640 the Department of Public Health shall make an inspection of each
5641 crematory.

5642 (4) A crematory shall be open at all times for inspection by the
5643 Department of Public Health. The department may make inspections
5644 whenever it deems advisable.

5645 (5) If, upon inspection by the Department of Public Health, it is
5646 found that such crematory is in such condition as to be detrimental to
5647 public health, the department shall give to the applicant or operator of
5648 the crematory notice and opportunity for hearing as provided in
5649 regulations adopted by the Commissioner of Public Health, in
5650 accordance with the provisions of chapter 54. The commissioner may,
5651 after such hearing, revoke, suspend or refuse to issue or renew any
5652 such certificate upon cause found at hearing. Any person aggrieved by
5653 the finding of or action taken by the Department of Public Health may
5654 appeal therefrom in accordance with the provisions of section 4-183.

5655 (6) Any of the inspections provided for in this section may be made

5656 by a person designated by the Department of Public Health or by a
5657 representative of the Commissioner of Public Health.

5658 Sec. 175. Section 19a-332a of the general statutes is repealed and the
5659 following is substituted in lieu thereof (*Effective October 1, 2009*):

5660 (a) The commissioner, within available appropriations, and after
5661 consultation with the Labor Commissioner, shall adopt regulations in
5662 accordance with the provisions of chapter 54 to administer the
5663 provisions of sections 19a-332 to 19a-332c, inclusive. Such regulations
5664 shall include, but need not be limited to, the following: (1) Standards
5665 for the proper performance of asbestos abatement; (2) procedures for
5666 enforcement action; (3) procedures for inspection of asbestos
5667 abatement by employees of the department; (4) minimum standards
5668 for completion of asbestos abatement projects.

5669 (b) On and after the effective date of any regulations adopted
5670 pursuant to this section, no person shall engage in asbestos abatement
5671 without following the provisions of sections 19a-332 to 19a-332c,
5672 inclusive, and such regulations.

5673 (c) Notwithstanding any regulations to the contrary, the
5674 Commissioner of Public Health shall charge the following fees for the
5675 services of the department in connection with asbestos abatement: (1)
5676 Notification of abatement, less than one hundred sixty square feet,
5677 **[**fifty**]** one hundred dollars; (2) notification of abatement, one hundred
5678 sixty square feet or greater, **[**fifty**]** one hundred dollars plus one per
5679 cent of the total abatement cost, up to a maximum of five thousand
5680 dollars; (3) reinspections, **[**fifty**]** one hundred dollars; (4) asbestos
5681 alternative work practice review, **[**one**]** two hundred dollars; and (5)
5682 notice of demolition activities, **[**twenty-five**]** fifty dollars.

5683 Sec. 176. Section 19a-421 of the general statutes is repealed and the
5684 following is substituted in lieu thereof (*Effective October 1, 2009*):

5685 No person shall establish, conduct or maintain a youth camp

5686 without a license issued by the department. Applications for such
5687 license shall be made in writing at least thirty days prior to the
5688 opening of the youth camp on forms provided and in accordance with
5689 procedures established by the commissioner and shall be accompanied
5690 by a fee of [six hundred fifty] eight hundred fifteen dollars or, if the
5691 applicant is a nonprofit, nonstock corporation or association, a fee of
5692 [two hundred fifty] three hundred fifteen dollars or, if the applicant is
5693 a day camp affiliated with a nonprofit organization, for no more than
5694 five days duration and for which labor and materials are donated, no
5695 fee. All such licenses shall be valid for a period of one year from the
5696 date of issuance unless surrendered for cancellation or suspended or
5697 revoked by the commissioner for violation of this chapter or any
5698 regulations adopted under section 19a-428 and shall be renewable
5699 upon payment of a [six-hundred-fifty-dollar] eight-hundred-fifteen-
5700 dollar license fee or, if the licensee is a nonprofit, nonstock corporation
5701 or association, a [two-hundred-fifty-dollar] three-hundred-fifteen-
5702 dollar license fee or, if the applicant is a day camp affiliated with a
5703 nonprofit organization, for no more than five days duration and for
5704 which labor and materials are donated, no fee.

5705 Sec. 177. Section 19a-491 of the general statutes, as amended by
5706 section 1 of public act 09-197, is repealed and the following is
5707 substituted in lieu thereof (*Effective October 1, 2009*):

5708 (a) No person acting individually or jointly with any other person
5709 shall establish, conduct, operate or maintain an institution in this state
5710 without a license as required by this chapter, except for persons issued
5711 a license by the Commissioner of Children and Families pursuant to
5712 section 17a-145 for the operation of (1) a substance abuse treatment
5713 facility, or (2) a facility for the purpose of caring for women during
5714 pregnancies and for women and their infants following such
5715 pregnancies. Application for such license shall be made to the
5716 Department of Public Health upon forms provided by it and shall
5717 contain such information as the department requires, which may
5718 include affirmative evidence of ability to comply with reasonable

5719 standards and regulations prescribed under the provisions of this
5720 chapter. The commissioner may require as a condition of licensure that
5721 an applicant sign a consent order providing reasonable assurances of
5722 compliance with the Public Health Code. The commissioner may issue
5723 more than one chronic disease hospital license to a single institution
5724 until such time as the state offers a rehabilitation hospital license.

5725 (b) If any person acting individually or jointly with any other person
5726 shall own real property or any improvements thereon, upon or within
5727 which an institution, as defined in subsection (c) of section 19a-490, is
5728 established, conducted, operated or maintained and is not the licensee
5729 of the institution, such person shall submit a copy of the lease
5730 agreement to the department at the time of any change of ownership
5731 and with each license renewal application. The lease agreement shall,
5732 at a minimum, identify the person or entity responsible for the
5733 maintenance and repair of all buildings and structures within which
5734 such an institution is established, conducted or operated. If a violation
5735 is found as a result of an inspection or investigation, the commissioner
5736 may require the owner to sign a consent order providing assurances
5737 that repairs or improvements necessary for compliance with the
5738 provisions of the Public Health Code shall be completed within a
5739 specified period of time. The provisions of this subsection shall not
5740 apply to any property or improvements owned by a person licensed in
5741 accordance with the provisions of subsection (a) of this section to
5742 establish, conduct, operate or maintain an institution on or within such
5743 property or improvements.

5744 (c) Notwithstanding any regulation to the contrary, the
5745 Commissioner of Public Health shall charge the following fees for the
5746 biennial licensing and inspection of the following institutions: (1)
5747 Chronic and convalescent nursing homes, per site, **[**three hundred
5748 fifty**]** <u>four hundred forty</u> dollars; (2) chronic and convalescent nursing
5749 homes, per bed, five dollars; (3) rest homes with nursing supervision,
5750 per site, **[**three hundred fifty**]** <u>four hundred forty</u> dollars; (4) rest
5751 homes with nursing supervision, per bed, five dollars; (5) outpatient

5752 dialysis units and outpatient surgical facilities, [five hundred] six
5753 hundred twenty-five dollars; (6) mental health residential facilities, per
5754 site, three hundred seventy-five dollars; (7) mental health residential
5755 facilities, per bed, five dollars; (8) hospitals, per site, [seven hundred
5756 fifty] nine hundred forty dollars; (9) hospitals, per bed, seven dollars
5757 and fifty cents; (10) nonstate agency educational institutions, per
5758 infirmary, [seventy-five] one hundred fifty dollars; and (11) nonstate
5759 agency educational institutions, per infirmary bed, twenty-five dollars.

5760 (d) Notwithstanding any regulation, the commissioner shall charge
5761 the following fees for the triennial licensing and inspection of the
5762 following institutions: (1) Residential care homes, per site, [four
5763 hundred fifty] five hundred sixty-five dollars; and (2) residential care
5764 homes, per bed, four dollars and fifty cents.

5765 (e) Notwithstanding any regulation, the commissioner shall charge
5766 the following fees for the licensing and inspection every four years of
5767 the following institutions: (1) Outpatient clinics that provide either
5768 medical or mental health service, and well-child clinics, except those
5769 operated by municipal health departments, health districts or licensed
5770 nonprofit nursing or community health agencies, one thousand
5771 dollars; (2) maternity homes, per site, two hundred dollars; and (3)
5772 maternity homes, per bed, ten dollars.

5773 (f) The commissioner shall charge a fee of [four hundred fifty] five
5774 hundred sixty-five dollars for the technical assistance provided for the
5775 design, review and development of an institution's construction, sale
5776 or change in ownership.

5777 (g) The commissioner may require as a condition of the licensure of
5778 home health care agencies and homemaker-home health aide agencies
5779 that each agency meet minimum service quality standards. In the
5780 event the commissioner requires such agencies to meet minimum
5781 service quality standards as a condition of their licensure, the
5782 commissioner shall adopt regulations, in accordance with the
5783 provisions of chapter 54, to define such minimum service quality

5784 standards, which shall (1) allow for training of homemaker-home
5785 health aides by adult continuing education, (2) require a registered
5786 nurse to visit and assess each patient receiving homemaker-home
5787 health aide services as often as necessary based on the patient's
5788 condition, but not less than once every sixty days, and (3) require the
5789 assessment prescribed by subdivision (2) of this subsection to be
5790 completed while the homemaker-home health aide is providing
5791 services in the patient's home.

5792 Sec. 178. Section 19a-512 of the general statutes is repealed and the
5793 following is substituted in lieu thereof (*Effective October 1, 2009*):

5794 (a) In order to be eligible for licensure by examination pursuant to
5795 sections 19a-511 to 19a-520, inclusive, a person shall submit an
5796 application, together with a fee of **[**one**]** two hundred dollars, and
5797 proof satisfactory to the Department of Public Health that he (1) is
5798 physically and emotionally capable of administering a nursing home;
5799 (2) has satisfactorily completed a program of instruction and training,
5800 including residency training which meets the requirements of
5801 subsection (b) of this section and which is approved by the
5802 Commissioner of Public Health; and (3) has passed an examination
5803 prescribed and administered by the Department of Public Health
5804 designed to test the applicant's knowledge and competence in the
5805 subject matter referred to in subsection (b) of this section. Passing
5806 scores shall be established by the department.

5807 (b) Minimum education and training requirements for applicants for
5808 licensure are as follows:

5809 (1) Each person other than an applicant for renewal, applying prior
5810 to February 1, 1985, shall have completed: (A) A program so designed
5811 as to content and so administered as to present sufficient knowledge of
5812 the needs to be properly served by nursing homes, laws and
5813 regulations governing the operation of nursing homes and the
5814 protection of the interest of patients therein and the elements of good
5815 nursing home administration, or presented evidence satisfactory to the

5816 Department of Public Health of sufficient education and training in the
5817 foregoing fields; and (B) a one-year residency period under the joint
5818 supervision of a duly licensed nursing home administrator in an
5819 authorized nursing home and an accredited institution of higher
5820 education, approved by said department, which period may
5821 correspond to one academic year in such accredited institution. The
5822 supervising administrator shall submit such reports as may be
5823 required by the department on the performance and progress of such
5824 administrator-in-training, on forms provided by the department. This
5825 subdivision shall not apply to any person who has successfully
5826 completed a program of study for a master's degree in nursing home
5827 administration or in a related health care field and who has been
5828 awarded such degree from an accredited institution of higher learning.

5829 (2) Each such person applying on or after February 1, 1985, in
5830 addition to the requirements of subdivision (1) of this subsection, shall
5831 either (A) have a baccalaureate degree in any area and have completed
5832 a course in long-term care administration approved by the department,
5833 or (B) have a master's degree in long-term care administration or in a
5834 related health care field approved by the commissioner.

5835 (c) Notwithstanding the provisions of subsection (b) of this section,
5836 the Department of Public Health shall renew the license of any person
5837 licensed as a nursing home administrator on July 1, 1983.

5838 Sec. 179. Section 19a-513 of the general statutes is repealed and the
5839 following is substituted in lieu thereof (*Effective October 1, 2009*):

5840 In order to be eligible for licensure by endorsement pursuant to
5841 sections 19a-511 to 19a-520, inclusive, a person shall submit an
5842 application for endorsement licensure on a form provided by the
5843 department, together with a fee of **[**one**]** <u>two</u> hundred dollars, and
5844 meet the following requirements: (1) Have completed preparation in
5845 another jurisdiction equal to that required in this state; (2) hold a
5846 license as a nursing home administrator by examination in another
5847 state; and (3) be a currently practicing competent practitioner in a state

5848 whose licensure requirements are substantially similar to or higher
5849 than those of this state. No license shall be issued under this section to
5850 any applicant against whom disciplinary action is pending or who is
5851 the subject of an unresolved complaint.

5852 Sec. 180. Section 19a-515 of the general statutes is repealed and the
5853 following is substituted in lieu thereof (*Effective October 1, 2009*):

5854 (a) Each nursing home administrator's license issued pursuant to the
5855 provisions of sections 19a-511 to 19a-520, inclusive, shall be renewed
5856 once every two years, in accordance with section 19a-88, as amended
5857 by this act, except for cause, by the Department of Public Health, upon
5858 forms to be furnished by said department and upon the payment to
5859 said department, by each applicant for license renewal, of the sum of
5860 **[**one**]** two hundred dollars. Each such fee shall be remitted to the
5861 Department of Public Health on or before the date prescribed under
5862 section 19a-88, as amended by this act. Such renewals shall be granted
5863 unless said department finds the applicant has acted or failed to act in
5864 such a manner or under such circumstances as would constitute
5865 grounds for suspension or revocation of such license.

5866 (b) Each licensee shall complete a minimum of forty hours of
5867 continuing education every two years. Such two-year period shall
5868 commence on the first date of renewal of the licensee's license after
5869 January 1, 2004. The continuing education shall be in areas related to
5870 the licensee's practice. Qualifying continuing education activities are
5871 courses offered or approved by the Connecticut Association of
5872 Healthcare Facilities, the Connecticut Association of Not-For-Profit
5873 Providers for the Aging, the Connecticut Assisted Living Association,
5874 the Connecticut Alliance for Subacute Care, Inc., the Connecticut
5875 Chapter of the American College of Health Care Administrators, the
5876 Association For Long Term Care Financial Managers or any accredited
5877 college or university, or programs presented or approved by the
5878 National Continuing Education Review Service of the National
5879 Association of Boards of Examiners of Long Term Care

5880 Administrators, or by federal or state departments or agencies.

5881 (c) Each licensee shall obtain a certificate of completion from the
5882 provider of the continuing education for all continuing education
5883 hours that are successfully completed and shall retain such certificate
5884 for a minimum of three years. Upon request by the department, the
5885 licensee shall submit the certificate to the department. A licensee who
5886 fails to comply with the continuing education requirements shall be
5887 subject to disciplinary action pursuant to section 19a-517.

5888 (d) The continuing education requirements shall be waived for
5889 licensees applying for licensure renewal for the first time. The
5890 department may, for a licensee who has a medical disability or illness,
5891 grant a waiver of the continuing education requirements for a specific
5892 period of time or may grant the licensee an extension of time in which
5893 to fulfill the requirements.

5894 Sec. 181. Section 20-11 of the general statutes is repealed and the
5895 following is substituted in lieu thereof (*Effective October 1, 2009*):

5896 The Department of Public Health under the supervision of the
5897 examining boards provided for by sections 20-8 and 20-8a shall hold
5898 examinations not less than twice each year at such places as the
5899 department designates. Applicants for licenses to practice medicine or
5900 surgery shall be examined in such medical subjects as the department
5901 may prescribe, with the advice and consent of the appropriate board,
5902 provided each applicant for examination shall be notified concerning
5903 the subjects in which he is to be examined. The Commissioner of
5904 Public Health, with advice and assistance from each board, shall make
5905 such rules and regulations for conducting examinations and for the
5906 operation of the board as, from time to time, he deems necessary.
5907 Passing scores for examinations shall be established by the department
5908 with the consent of the appropriate board. Each applicant for
5909 examination shall be examined with respect to the same school of
5910 practice in which the applicant was graduated except that an applicant
5911 for licensure in homeopathic medicine who is licensed as a physician

5912 or meets the requirements in section 20-10 may be examined in other
5913 than the school of practice in which such applicant was graduated.
5914 Before being admitted to the examination, an applicant shall pay the
5915 sum of **[**four hundred fifty**]** five hundred sixty-five dollars and an
5916 applicant rejected by the department may be reexamined at any
5917 subsequent examination, upon payment of the sum of **[**four hundred
5918 fifty**]** five hundred sixty-five dollars for each appearance.

5919 Sec. 182. Section 20-12 of the general statutes is repealed and the
5920 following is substituted in lieu thereof (*Effective October 1, 2009*):

5921 (a) Except as hereinafter provided, in lieu of the examination
5922 required in section 20-10, the department may, under such regulations
5923 as the Commissioner of Public Health, with advice and assistance from
5924 the appropriate board, may establish and, upon receipt of **[**four
5925 hundred fifty**]** five hundred sixty-five dollars, accept a license from the
5926 board of medical examiners or any board authorized to issue a license
5927 to practice osteopathic medicine, osteopathy or its equivalent of any
5928 state or territory of the United States or the District of Columbia or the
5929 Medical Council of Canada or of any agency in such jurisdictions
5930 authorized to issue licenses to practice medicine, osteopathic medicine
5931 or osteopathy, provided the applicant obtained such license after an
5932 examination substantially similar to or of higher quality than that
5933 required for a license in this state, has met all the requirements of
5934 section 20-10 except for examination and is a currently practicing,
5935 competent practitioner of good professional standing. The department
5936 may issue to an applicant approved without examination as
5937 hereinbefore provided a license to practice medicine and surgery.

5938 (b) Except as hereinafter provided, the department may, in its
5939 discretion, and on receipt of **[**four hundred fifty**]** five hundred sixty-
5940 five dollars, likewise accept and approve, in lieu of the examination
5941 required in section 20-10, a diploma of the National Board of Medical
5942 Examiners or a certificate of the National Board of Osteopathic Medical
5943 Examiners, subject to the same conditions as hereinbefore set forth for

5944 acceptance, in lieu of examination, of a license from a board of medical
5945 examiners or any board authorized to issue a license to practice
5946 osteopathic medicine, osteopathy or its equivalent of any state or
5947 territory of the United States or the District of Columbia or the Medical
5948 Council of Canada, and may issue to such diplomate or certificate
5949 holder a statement certifying to the fact that the person named therein
5950 has been found qualified to practice medicine and surgery.

5951 (c) In lieu of the examination required in section 20-10, the
5952 department may, under such regulations as the Commissioner of
5953 Public Health, with advice and assistance from the appropriate board,
5954 may establish, and upon the receipt of one hundred fifty dollars,
5955 accept and approve the application of any physician for a temporary
5956 license to practice solely in any state facility, and issue such license,
5957 subject to the same conditions set forth in subsection (a) of this section
5958 for the acceptance of a license from another jurisdiction or the
5959 application of a person who has been a resident student in and a
5960 graduate of a medical school listed in the World Health Organization
5961 Directory, and has received the degree of doctor of medicine,
5962 osteopathic medicine or other academic distinction that, in the
5963 judgment of such board, is equivalent to the degree of doctor of
5964 medicine or osteopathic medicine from such a school and has
5965 completed an additional year of postgraduate experience subsequent
5966 to the receipt of said degree. Such temporary license shall not be issued
5967 for a period longer than twelve months. During the period such
5968 temporary license is in effect, such physician shall make application for
5969 an examination administered or approved by the department under
5970 the supervision of the appropriate board.

5971 (d) No license shall be issued under this section to any applicant
5972 against whom professional disciplinary action is pending or who is the
5973 subject of an unresolved complaint. The department shall inform the
5974 boards established under sections 20-8 and 20-8a annually of the
5975 number of applications it receives for licensure under this section.

5976 (e) Any physician licensed in another state who is board-certified in
5977 pediatrics or family medicine, or whose state standards for licensure
5978 are equivalent to or greater than those required in this state, may
5979 practice as a youth camp physician in this state without a license for a
5980 period not to exceed nine weeks.

5981 (f) Any physician licensed or otherwise authorized to practice
5982 medicine by the armed forces of the United States may practice as a
5983 physician without a license in a free clinic in this state provided (1) the
5984 physician does not receive payment for such practice, and (2) the
5985 physician carries, either directly or through the clinic, professional
5986 liability insurance or indemnity against liability for professional
5987 malpractice equal to or greater than that required of state-licensed
5988 physicians under section 20-11b.

5989 Sec. 183. Section 20-12b of the general statutes is repealed and the
5990 following is substituted in lieu thereof (*Effective October 1, 2009*):

5991 (a) The department may, upon receipt of a fee of one hundred **[**fifty**]**
5992 ninety dollars, issue a physician assistant license to an applicant who:
5993 (1) Holds a baccalaureate or higher degree in any field from a
5994 regionally accredited institution of higher education; (2) has graduated
5995 from an accredited physician assistant program; (3) has passed the
5996 certification examination of the national commission; (4) has satisfied
5997 the mandatory continuing medical education requirements of the
5998 national commission for current certification by such commission and
5999 has passed any examination or continued competency assessment the
6000 passage of which may be required by the national commission for
6001 maintenance of current certification by such commission; and (5) has
6002 completed not less than sixty hours of didactic instruction in
6003 pharmacology for physician assistant practice approved by the
6004 department.

6005 (b) The department may, upon receipt of a fee of **[**seventy-five**]** one
6006 hundred fifty dollars, issue a temporary permit to an applicant who (1)
6007 is a graduate of an accredited physician assistant program; (2) has

6008 completed not less than sixty hours of didactic instruction in
6009 pharmacology for physician assistant practice approved by the
6010 department; and (3) if applying for such permit on and after
6011 September 30, 1991, holds a baccalaureate or higher degree in any field
6012 from a regionally accredited institution of higher education. Such
6013 temporary permit shall authorize the holder to practice as a physician
6014 assistant only in those settings where the supervising physician is
6015 physically present on the premises and is immediately available to the
6016 physician assistant when needed, but shall not authorize the holder to
6017 prescribe or dispense drugs. Such temporary permit shall be valid for a
6018 period not to exceed one hundred twenty calendar days after the date
6019 of graduation and shall not be renewable. Such permit shall become
6020 void and shall not be reissued in the event that the applicant fails to
6021 pass a certification examination scheduled by the national commission
6022 following the applicant's graduation from an accredited physician
6023 assistant program. Violation of the restrictions on practice set forth in
6024 this subsection may constitute a basis for denial of licensure as a
6025 physician assistant.

6026 (c) No license or temporary permit shall be issued under this section
6027 to any applicant against whom professional disciplinary action is
6028 pending or who is the subject of an unresolved complaint.

6029 (d) No person shall practice as a physician assistant or represent
6030 himself as a physician assistant unless he holds a license or temporary
6031 permit pursuant to this section or training permit issued pursuant to
6032 section 20-12h.

6033 (e) Any person, except a licensed physician assistant or a physician
6034 licensed to practice medicine under this chapter, who practices or
6035 attempts to practice as a physician assistant, or any person who buys,
6036 sells or fraudulently obtains any diploma or license to practice as a
6037 physician assistant, whether recorded or not, or any person who uses
6038 the title "physician assistant" or any word or title to induce the belief
6039 that he or she is practicing as a physician assistant, without complying

6040 with the provisions of this section, shall be fined not more than five
6041 hundred dollars or imprisoned not more than five years, or both. For
6042 the purposes of this section, each instance of patient contact or
6043 consultation that is in violation of any provision of this chapter shall
6044 constitute a separate offense. Failure to renew a license in a timely
6045 manner shall not constitute a violation for the purposes of this section.

6046 Sec. 184. Section 20-27 of the general statutes is repealed and the
6047 following is substituted in lieu thereof (*Effective October 1, 2009*):

6048 (a) No person shall engage in the practice of chiropractic in this state
6049 until he has obtained a license.

6050 (b) No person shall receive a license until he has passed an
6051 examination prescribed by the Department of Public Health, with the
6052 advice and consent of the Board of Chiropractic Examiners, except as
6053 hereinafter provided. Any person desiring to practice chiropractic shall
6054 make application to the department upon such form as the department
6055 adopts. Applications shall be in writing, signed by the applicant and
6056 shall contain a statement of the educational advantages of the
6057 applicant, his experience in matters pertaining to a knowledge of the
6058 care of the sick, the length of time applied and the school in which he
6059 studied chiropractic, any collateral branch of study and the length of
6060 time engaged in clinical practice and any diploma, certificate or degree
6061 which has been conferred upon such applicant. Each applicant shall
6062 present to the department satisfactory evidence that he graduated
6063 from an approved high school or possessed educational qualifications
6064 equivalent to those required for graduation from such school before
6065 beginning the study of chiropractic and that he graduated with the
6066 degree of doctor of chiropractic from an accredited college of
6067 chiropractic approved by said board with the consent of the
6068 Commissioner of Public Health, as provided herein, that, if he
6069 graduated prior to July 1, 1932, he has been a resident student in such
6070 an approved chiropractic college or colleges during three graded
6071 courses of six months each, each of which courses shall have included

6072 not less than nine hundred class hours, that, if he graduated after July
6073 1, 1932, he has been a resident student in such an approved
6074 chiropractic college or colleges during four graded courses of eight
6075 months each, totaling not less than three thousand six hundred hours,
6076 and that, if he graduated after July 1, 1955, he has been a resident
6077 student in such an approved chiropractic college or colleges during
6078 four graded courses of eight months each, totaling not less than four
6079 thousand hours. On and after July 1, 1960, each applicant shall present
6080 to said department satisfactory evidence that before beginning the
6081 study of chiropractic he has completed at least two academic years or
6082 sixty semester hours of study leading to a baccalaureate degree in a
6083 college or university approved by said board with the consent of the
6084 Commissioner of Public Health. Said department shall issue a license
6085 to each applicant who passes the examination and who has met all
6086 other requirements of this chapter and any regulations adopted
6087 hereunder. There shall be paid to the department by each applicant a
6088 fee of **[**four hundred fifty**]** <u>five hundred sixty-five</u> dollars. The
6089 examination shall be administered by the Department of Public Health
6090 under the supervision of the board. Passing scores shall be established
6091 by the department with the consent of the board.

6092 (c) The Department of Public Health may grant a license without
6093 written examination to any currently practicing, competent licensee
6094 from any other state having licensure requirements substantially
6095 similar to, or higher than, those of this state, who (1) is a graduate of an
6096 accredited school of chiropractic approved by said board with the
6097 consent of the Commissioner of Public Health, (2) presents evidence
6098 satisfactory to the department that he has completed a course of two
6099 academic years or sixty semester hours of study in a college or
6100 scientific school approved by the board with the consent of the
6101 Commissioner of Public Health, and (3) successfully passes the
6102 practical examination provided for in subsection (a) of section 20-28.
6103 There shall be paid to the department by each such applicant a fee of
6104 **[**four hundred fifty**]** <u>five hundred sixty-five</u> dollars. No license shall be
6105 issued under this section to any applicant against whom professional

6106 disciplinary action is pending or who is the subject of an unresolved
6107 complaint. The department shall inform the board of the applications it
6108 receives for licenses under this section.

6109 (d) Any person who has passed the prescribed examination shall
6110 receive from said department a license, which license shall include a
6111 statement that the person named therein is qualified to practice
6112 chiropractic. Any person practicing chiropractic in this state under a
6113 license granted by the Board of Chiropractic Examiners previous to
6114 July 1, 1927, shall, upon filing such license, together with the statement
6115 provided for, with the Department of Public Health, receive from said
6116 department a license. Said board shall file, annually, with the
6117 Department of Public Health, a list of accredited chiropractic colleges
6118 or institutions approved by said board with the consent of the
6119 Commissioner of Public Health.

6120 Sec. 185. Section 20-37 of the general statutes is repealed and the
6121 following is substituted in lieu thereof (*Effective October 1, 2009*):

6122 No person shall engage in the practice of natureopathy in this state
6123 until he has obtained a license. No person shall receive a license until
6124 he has passed an examination prescribed by the department with the
6125 advice and consent of the board. The examination shall be
6126 administered by the Department of Public Health under the
6127 supervision of the board. Passing scores shall be established by the
6128 department with the consent of the board. Any person desiring to
6129 practice natureopathy shall make application to the department, upon
6130 such form as it adopts. Applications shall be in writing upon blanks
6131 furnished by said department, setting forth such facts concerning the
6132 applicant as said department requires and shall be signed by the
6133 applicant. Each applicant shall present to said department satisfactory
6134 evidence that he graduated from an approved high school, that he has
6135 completed a course of study of an academic year consisting of not less
6136 than thirty-two weeks' duration, or, if he begins the study of
6137 natureopathy after September 1, 1963, not less than sixty-four weeks'

6138 duration, in a college or scientific school approved by the board with
6139 the consent of the Commissioner of Public Health or possessed
6140 educational qualifications equivalent to those required for graduation
6141 from such school before beginning the study of natureopathy and that
6142 he is a graduate of a legally chartered, reputable school or college of
6143 natureopathy, approved by said board with the consent of the
6144 Commissioner of Public Health. Said department shall issue a license
6145 to each applicant who passes the examination and who has met all
6146 other requirements of this chapter and any regulations adopted
6147 hereunder. There shall be paid to the department by such applicant a
6148 fee of **[**four hundred fifty**]** five hundred sixty-five dollars. Any person
6149 who has passed the prescribed examination shall receive from said
6150 department a license, which license shall include a statement that the
6151 person named therein is qualified to practice natureopathy. The
6152 secretary of said board shall file annually with the Department of
6153 Public Health a list of natureopathic colleges or institutions recognized
6154 by said board as legal and reputable.

6155 Sec. 186. Section 20-55 of the general statutes is repealed and the
6156 following is substituted in lieu thereof (*Effective October 1, 2009*):

6157 The Department of Public Health shall hold examinations under the
6158 supervision of the board at least once each year and on such other days
6159 and at such time and place as the department may designate.
6160 Candidates shall be examined in the following subjects: Anatomy and
6161 histology, physiology, dermatology and syphilology, bacteriology and
6162 pathology, chemistry, pharmacy and materia medica, theory and
6163 practice of podiatry, including diagnosis, podiatric orthopedics and
6164 therapeutics in all branches as taught and practiced in the approved
6165 schools and colleges of podiatry. The fee for such examination shall be
6166 **[**four hundred fifty**]** five hundred sixty-five dollars. The examination
6167 shall be prescribed by the department with the advice and consent of
6168 the board. Passing scores shall be established by the department with
6169 the consent of the board.

6170 Sec. 187. Section 20-57 of the general statutes is repealed and the
6171 following is substituted in lieu thereof (*Effective October 1, 2009*):

6172 The Department of Public Health may accept a certificate issued by
6173 the National Board of Podiatry Examiners or the license of any state
6174 board of podiatry examiners or duly authorized licensing agency of
6175 any state in the United States or in the District of Columbia, in lieu of
6176 the written examination provided for in this chapter, if the department
6177 finds that such applicant has been graduated from a chiropody or
6178 podiatry school or college recognized by the Connecticut Board of
6179 Examiners in Podiatry at the time of his graduation from such school
6180 or college and that such state board or licensing agency maintains
6181 standards for licensure determined by the department to be equal to or
6182 higher than those of this state, and that he has presented to said
6183 department evidence showing him to be of good professional
6184 standing, provided the application shall be accompanied by a fee of
6185 **[**four hundred fifty**]** <u>five hundred sixty-five</u> dollars. No license shall be
6186 issued under this section to any applicant against whom professional
6187 disciplinary action is pending or who is the subject of an unresolved
6188 complaint. The department shall inform the board annually of the
6189 number of applications it receives for licensure under this section.

6190 Sec. 188. Section 20-65k of the general statutes is repealed and the
6191 following is substituted in lieu thereof (*Effective October 1, 2009*):

6192 (a) The commissioner shall grant a license to practice athletic
6193 training to an applicant who presents evidence satisfactory to the
6194 commissioner of having met the requirements of section 20-65j. An
6195 application for such license shall be made on a form required by the
6196 commissioner. The fee for an initial license under this section shall be
6197 one hundred **[**fifty**]** <u>ninety</u> dollars.

6198 (b) A license to practice athletic training may be renewed in
6199 accordance with the provisions of section 19a-88, provided any
6200 licensee applying for license renewal shall maintain certification as an
6201 athletic trainer by the Board of Certification, Inc., or its successor

6202 organization. The fee for such renewal shall be [one] two hundred
6203 dollars.

6204 (c) The department may, upon receipt of an application for athletic
6205 training licensure, accompanied by the licensure application fee of one
6206 hundred [fifty] ninety dollars, issue a temporary permit to a person
6207 who has met the requirements of subsection (a) of section 20-65j,
6208 except that the applicant has not yet sat for or received the results of
6209 the athletic training certification examination administered by the
6210 Board of Certification, Inc., or its successor organization. Such
6211 temporary permit shall authorize the permittee to practice athletic
6212 training under the supervision of a person licensed pursuant to
6213 subsection (a) of this section. Such practice shall be limited to those
6214 settings where the licensed supervisor is physically present on the
6215 premises and is immediately available to render assistance and
6216 supervision, as needed, to the permittee. Such temporary permit shall
6217 be valid for a period not to exceed one hundred twenty calendar days
6218 after the date of completion of the required course of study in athletic
6219 training and shall not be renewable. Such permit shall become void
6220 and shall not be reissued in the event that the permittee fails to pass
6221 the athletic training certification examination. No permit shall be
6222 issued to any person who has previously failed the athletic training
6223 certification examination or who is the subject of an unresolved
6224 complaint or pending professional disciplinary action. Violation of the
6225 restrictions on practice set forth in this section may constitute a basis
6226 for denial of licensure as an athletic trainer.

6227 Sec. 189. Section 20-70 of the general statutes is repealed and the
6228 following is substituted in lieu thereof (*Effective October 1, 2009*):

6229 (a) (1) Any person who is a graduate of a school of physical therapy
6230 approved by the Board of Examiners for Physical Therapists, with the
6231 consent of the Commissioner of Public Health, or has successfully
6232 completed requirements for graduation from such school, shall be
6233 eligible for examination for licensure as a physical therapist upon the

6234 payment of a fee of two hundred [twenty-five] eighty-five dollars. The
6235 Department of Public Health, with the consent of the board, shall
6236 determine the subject matter of such examination, which shall be
6237 designed to show proficiency in physical therapy and related subjects,
6238 and shall determine whether such examination shall be written, oral or
6239 practical, or a combination thereof. Passing scores shall be established
6240 by the department with the consent of the board. Warning of such
6241 examination shall be given by the department not less than two weeks
6242 in advance of the date set for the examination. If the applicant passes
6243 such examination, the department shall issue to such applicant a
6244 license to practice physical therapy.

6245 (2) Any person who is a graduate of a physical therapy or physical
6246 therapy assistant program accredited by the Commission on
6247 Accreditation in Physical Therapy shall be eligible for examination for
6248 licensure as a physical therapist assistant upon the payment of a fee of
6249 one hundred [fifty] ninety dollars. The department, with the consent of
6250 the board, shall determine the subject matter of such examination,
6251 which shall be designed to show proficiency in physical therapy and
6252 related subjects, and shall determine whether such examination shall
6253 be written, oral or practical, or a combination thereof. Passing scores
6254 shall be established by the department with the consent of the board.
6255 Warning of such examination shall be given by the department not less
6256 than two weeks in advance of the date set for the examination. If the
6257 applicant passes such examination, the department shall issue to such
6258 applicant a physical therapist assistant license. Any applicant for
6259 examination for licensure as a physical therapy assistant whose
6260 application is based on a diploma issued to such applicant by a foreign
6261 physical therapy school shall furnish documentary evidence,
6262 satisfactory to the department, that the requirements for graduation
6263 are similar to or higher than those required of graduates of approved
6264 United States schools of physical therapy.

6265 (b) (1) Any person who is a graduate of an approved United States
6266 physical therapy school and who has filed an application with the

6267 department may practice as a physical therapist under the direct and
6268 immediate supervision of a licensed physical therapist in this state for
6269 a period not to exceed one hundred twenty calendar days after the
6270 date of application. If the person practicing pursuant to this
6271 subdivision fails to pass the licensure examination, all privileges under
6272 this subdivision shall automatically cease.

6273 (2) Any person who is a graduate of an approved United States
6274 physical therapist assistant school or an approved physical therapy
6275 school and who has filed an application with the department may
6276 practice as a physical therapist assistant under the direct and
6277 immediate supervision of a licensed physical therapist in this state for
6278 a period not to exceed one hundred twenty calendar days after the
6279 date of application. If the person practicing pursuant to this
6280 subdivision fails to pass the licensure examination, all privileges under
6281 this subdivision shall automatically cease.

6282 (c) Any applicant under this section who fails to pass the
6283 examination prescribed by the department with the consent of the
6284 board may take a subsequent examination on payment of an additional
6285 application fee.

6286 Sec. 190. Section 20-74d of the general statutes is repealed and the
6287 following is substituted in lieu thereof (*Effective October 1, 2009*):

6288 The department may issue a temporary permit to an applicant who
6289 is a graduate of an educational program in occupational therapy who
6290 meets the educational and field experience requirements of section 20-
6291 74b and has not yet taken the licensure examination. Such temporary
6292 permit shall authorize the holder to practice occupational therapy only
6293 under the direct supervision of a licensed occupational therapist and in
6294 a public, voluntary or proprietary facility. Such temporary permit shall
6295 be valid for a period not to exceed one hundred twenty calendar days
6296 after the date of application and shall not be renewable. Such permit
6297 shall become void and shall not be reissued in the event that the
6298 applicant fails to pass such examination. The fee for a limited permit

6299 shall be [twenty-five] fifty dollars.

6300 Sec. 191. Section 20-74f of the general statutes is repealed and the
6301 following is substituted in lieu thereof (*Effective October 1, 2009*):

6302 (a) The department shall issue a license to any person who meets the
6303 requirements of this chapter upon payment of a [one-hundred-dollar]
6304 two-hundred-dollar license fee. Any person who is issued a license as
6305 an occupational therapist under the terms of this chapter may use the
6306 words "occupational therapist", "licensed occupational therapist", or
6307 "occupational therapist registered" or he may use the letters "O.T.",
6308 "L.O.T.", or "O.T.R." in connection with his name or place of business
6309 to denote his registration hereunder. Any person who is issued a
6310 license as an occupational therapy assistant under the terms of this
6311 chapter may use the words "occupational therapy assistant", or he may
6312 use the letters "O.T.A.", "L.O.T.A.", or "C.O.T.A." in connection with his
6313 name or place of business to denote his registration thereunder. No
6314 person shall practice occupational therapy or hold himself out as an
6315 occupational therapist or an occupational therapy assistant, or as being
6316 able to practice occupational therapy or to render occupational therapy
6317 services in this state unless he is licensed in accordance with the
6318 provisions of this chapter.

6319 (b) No person, unless registered under this chapter as an
6320 occupational therapist or an occupational therapy assistant or whose
6321 registration has been suspended or revoked, shall use, in connection
6322 with his name or place of business the words "occupational therapist",
6323 "licensed occupational therapist", "occupational therapist registered",
6324 "occupational therapy assistant", or the letters, "O.T.", "L.O.T.",
6325 "O.T.R.", "O.T.A.", "L.O.T.A.", or "C.O.T.A.", or any words, letters,
6326 abbreviations or insignia indicating or implying that he is an
6327 occupational therapist or an occupational therapy assistant or in any
6328 way, orally, in writing, in print or by sign, directly or by implication,
6329 represent himself as an occupational therapist or an occupational
6330 therapy assistant. Any person who violates the provisions of this

6331 section shall be fined not more than five hundred dollars or
6332 imprisoned not more than five years, or both. For the purposes of this
6333 section, each instance of patient contact or consultation which is in
6334 violation of any provision of this chapter shall constitute a separate
6335 offense. Failure to renew a license in a timely manner shall not
6336 constitute a violation for the purposes of this section.

6337 Sec. 192. Section 20-74s of the general statutes is repealed and the
6338 following is substituted in lieu thereof (*Effective October 1, 2009*):

6339 (a) For purposes of this section and subdivision (18) of subsection (c)
6340 of section 19a-14:

6341 (1) "Commissioner" means the Commissioner of Public Health;

6342 (2) "Licensed alcohol and drug counselor" means a person licensed
6343 under the provisions of this section;

6344 (3) "Certified alcohol and drug counselor" means a person certified
6345 under the provisions of this section;

6346 (4) "Practice of alcohol and drug counseling" means the professional
6347 application of methods that assist an individual or group to develop an
6348 understanding of alcohol and drug dependency problems, define
6349 goals, and plan action reflecting the individual's or group's interest,
6350 abilities and needs as affected by alcohol and drug dependency
6351 problems;

6352 (5) "Private practice of alcohol and drug counseling" means the
6353 independent practice of alcohol and drug counseling by a licensed or
6354 certified alcohol and drug counselor who is self-employed on a full-
6355 time or part-time basis and who is responsible for that independent
6356 practice;

6357 (6) "Self-help group" means a voluntary group of persons who offer
6358 peer support to each other in recovering from an addiction; and

6359 (7) "Supervision" means the regular on-site observation of the
6360 functions and activities of an alcohol and drug counselor in the
6361 performance of his or her duties and responsibilities to include a
6362 review of the records, reports, treatment plans or recommendations
6363 with respect to an individual or group.

6364 (b) Except as provided in subsections (s) to (x), inclusive, of this
6365 section, no person shall engage in the practice of alcohol and drug
6366 counseling unless licensed as a licensed alcohol and drug counselor
6367 pursuant to subsection (d) of this section or certified as a certified
6368 alcohol and drug counselor pursuant to subsection (e) of this section.

6369 (c) Except as provided in subsections (s) to (x), inclusive, of this
6370 section, no person shall engage in the private practice of alcohol and
6371 drug counseling unless (1) licensed as a licensed alcohol and drug
6372 counselor pursuant to subsection (d) of this section, or (2) certified as a
6373 certified alcohol and drug counselor pursuant to subsection (e) of this
6374 section and practicing under the supervision of a licensed alcohol and
6375 drug counselor.

6376 (d) To be eligible for licensure as a licensed alcohol and drug
6377 counselor, an applicant shall (1) have attained a master's degree from
6378 an accredited institution of higher education with a minimum of
6379 eighteen graduate semester hours in counseling or counseling-related
6380 subjects, except that applicants holding certified clinical supervisor
6381 status by the Connecticut Certification Board, Inc. as of October 1,
6382 1998, may substitute such certification in lieu of the master's degree
6383 requirement, and (2) be certified or have met all the requirements for
6384 certification as a certified alcohol and drug counselor.

6385 (e) To be eligible for certification by the Department of Public
6386 Health as a certified alcohol and drug counselor, an applicant shall
6387 have (1) completed three hundred hours of supervised practical
6388 training in alcohol and drug counseling that the commissioner deems
6389 acceptable; (2) completed three years of supervised paid work
6390 experience or unpaid internship that the commissioner deems

6391 acceptable that entailed working directly with alcohol and drug clients,
6392 except that a master's degree may be substituted for one year of such
6393 experience; (3) completed three hundred sixty hours of commissioner-
6394 approved education, at least two hundred forty hours of which relates
6395 to the knowledge and skill base associated with the practice of alcohol
6396 and drug counseling; and (4) successfully completed a department
6397 prescribed examination.

6398 (f) For individuals applying for certification as an alcohol and drug
6399 counselor by the Department of Public Health prior to October 1, 1998,
6400 current certification by the Department of Mental Health and
6401 Addiction Services may be substituted for the certification
6402 requirements of subsection (e) of this section.

6403 (g) The commissioner shall grant a license as an alcohol and drug
6404 counselor to any applicant who furnishes satisfactory evidence that he
6405 has met the requirements of subsections (d) or (o) of this section. The
6406 commissioner shall develop and provide application forms. The
6407 application fee shall be one hundred **[**fifty**]** ninety dollars.

6408 (h) A license as an alcohol and drug counselor shall be renewed in
6409 accordance with the provisions of section 19a-88, as amended by this
6410 act, for a fee of one hundred **[**fifty**]** ninety dollars.

6411 (i) The commissioner shall grant certification as a certified alcohol
6412 and drug counselor to any applicant who furnishes satisfactory
6413 evidence that he has met the requirements of subsections (e) or (o) of
6414 this section. The commissioner shall develop and provide application
6415 forms. The application fee shall be one hundred **[**fifty**]** ninety dollars.

6416 (j) A certificate as an alcohol and drug counselor may be renewed in
6417 accordance with the provisions of section 19a-88, as amended by this
6418 act, for a fee of one hundred **[**fifty**]** ninety dollars.

6419 (k) The commissioner may contract with a qualified private
6420 organization for services that include (1) providing verification that

6421 applicants for licensure or certification have met the education,
6422 training and work experience requirements under this section; and (2)
6423 any other services that the commissioner may deem necessary.

6424 (l) Any person who has attained a master's level degree and is
6425 certified by the Connecticut Certification Board as a substance abuse
6426 counselor on or before July 1, 2000, shall be deemed a licensed alcohol
6427 and drug counselor. Any person so deemed shall renew his license
6428 pursuant to section 19a-88, as amended by this act, for a fee of one
6429 hundred **[**fifty**]** ninety dollars.

6430 (m) Any person who has not attained a master's level degree and is
6431 certified by the Connecticut Certification Board as a substance abuse
6432 counselor on or before July 1, 2000, shall be deemed a certified alcohol
6433 and drug counselor. Any person so deemed shall renew his
6434 certification pursuant to section 19a-88, as amended by this act, for a
6435 fee of one hundred **[**fifty**]** ninety dollars.

6436 (n) Any person who is not certified by the Connecticut Certification
6437 Board as a substance abuse counselor on or before July 1, 2000, who (1)
6438 documents to the department that he has a minimum of five years full-
6439 time or eight years part-time paid work experience, under supervision,
6440 as an alcohol and drug counselor, and (2) successfully passes a
6441 commissioner-approved examination no later than July 1, 2000, shall
6442 be deemed a certified alcohol and drug counselor. Any person so
6443 deemed shall renew his certification pursuant to section 19a-88, as
6444 amended by this act, for a fee of one hundred **[**fifty**]** ninety dollars.

6445 (o) The commissioner may license or certify without examination
6446 any applicant who, at the time of application, is licensed or certified by
6447 a governmental agency or private organization located in another
6448 state, territory or jurisdiction whose standards, in the opinion of the
6449 commissioner, are substantially similar to, or higher than, those of this
6450 state.

6451 (p) No person shall assume, represent himself as, or use the title or

6452 designation "alcoholism counselor", "alcohol counselor", "alcohol and
6453 drug counselor", "alcoholism and drug counselor", "licensed clinical
6454 alcohol and drug counselor", "licensed alcohol and drug counselor",
6455 "licensed associate alcohol and drug counselor", "certified alcohol and
6456 drug counselor", "chemical dependency counselor", "chemical
6457 dependency supervisor" or any of the abbreviations for such titles,
6458 unless licensed or certified under subsections (g) to (n), inclusive, of
6459 this section and unless the title or designation corresponds to the
6460 license or certification held.

6461 (q) The commissioner shall adopt regulations, in accordance with
6462 chapter 54, to implement provisions of this section.

6463 (r) The commissioner may suspend, revoke or refuse to issue a
6464 license in circumstances that have endangered or are likely to
6465 endanger the health, welfare or safety of the public.

6466 (s) Nothing in this section shall be construed to apply to the
6467 activities and services of a rabbi, priest, minister, Christian Science
6468 practitioner or clergyman of any religious denomination or sect, when
6469 engaging in activities that are within the scope of the performance of
6470 the person's regular or specialized ministerial duties and for which no
6471 separate charge is made, or when these activities are performed, with
6472 or without charge, for or under the auspices or sponsorship,
6473 individually or in conjunction with others, of an established and
6474 legally cognizable church, denomination or sect, and when the person
6475 rendering services remains accountable to the established authority
6476 thereof.

6477 (t) Nothing in this section shall be construed to apply to the
6478 activities and services of a person licensed in this state to practice
6479 medicine and surgery, psychology, marital and family therapy, clinical
6480 social work, professional counseling, advanced practice registered
6481 nursing or registered nursing, when such person is acting within the
6482 scope of the person's license and doing work of a nature consistent
6483 with that person's license, provided the person does not hold himself

6484 or herself out to the public as possessing a license or certification
6485 issued pursuant to this section.

6486 (u) Nothing in this section shall be construed to apply to the
6487 activities and services of a student intern or trainee in alcohol and drug
6488 counseling who is pursuing a course of study in an accredited
6489 institution of higher education or training course, provided these
6490 activities are performed under supervision and constitute a part of an
6491 accredited course of study, and provided further the person is
6492 designated as an intern or trainee or other such title indicating the
6493 training status appropriate to his level of training.

6494 (v) Nothing in this section shall be construed to apply to any alcohol
6495 and drug counselor or substance abuse counselor employed by the
6496 state, except that this section shall apply to alcohol and drug
6497 counselors employed by the Department of Correction pursuant to
6498 subsection (x) of this section.

6499 (w) Nothing in this section shall be construed to apply to the
6500 activities and services of paid alcohol and drug counselors who are
6501 working under supervision or uncompensated alcohol and drug abuse
6502 self-help groups, including, but not limited to, Alcoholics Anonymous
6503 and Narcotics Anonymous.

6504 (x) The provisions of this section shall apply to employees of the
6505 Department of Correction, other than trainees or student interns
6506 covered under subsection (u) of this section and persons completing
6507 supervised paid work experience in order to satisfy mandated clinical
6508 supervision requirements for certification under subsection (e) of this
6509 section, as follows: (1) Any person hired by the Department of
6510 Correction on or after October 1, 2002, for a position as a substance
6511 abuse counselor or supervisor of substance abuse counselors shall be a
6512 licensed or certified alcohol and drug counselor; (2) any person
6513 employed by the Department of Correction prior to October 1, 2002, as
6514 a substance abuse counselor or supervisor of substance abuse
6515 counselors shall become licensed or certified as an alcohol and drug

6516 counselor by October 1, 2007; and (3) any person employed by the
6517 Department of Correction on or after October 1, 2007, as a substance
6518 abuse counselor or supervisor of substance abuse counselors shall be a
6519 licensed or certified alcohol and drug counselor.

6520 Sec. 193. Section 20-74bb of the general statutes, as amended by
6521 section 49 of public act 09-232, is repealed and the following is
6522 substituted in lieu thereof (*Effective October 1, 2009*):

6523 (a) No person shall operate a medical x-ray system unless such
6524 person has obtained a license as a radiographer from the department
6525 pursuant to this section. Operation of a medical x-ray system shall
6526 include energizing the beam, positioning the patient, and positioning
6527 or moving any equipment in relation to the patient. Each person
6528 seeking licensure as a radiographer shall make application on forms
6529 prescribed by the department, pay an application fee of **[**one**]** two
6530 hundred dollars and present to the department satisfactory evidence
6531 that such person (1) has completed a course of study in radiologic
6532 technology in a program accredited by the Committee on Allied
6533 Health Education and Accreditation of the American Medical
6534 Association or its successor organization, or a course of study deemed
6535 equivalent to such accredited program by the American Registry of
6536 Radiologic Technologists, and (2) has passed an examination
6537 prescribed by the department and administered by the American
6538 Registry of Radiologic Technologists.

6539 (b) A radiographer licensed pursuant to this chapter may operate a
6540 medical x-ray system under the supervision and upon the written or
6541 verbal order of a physician licensed pursuant to chapter 370, a
6542 chiropractor licensed pursuant to chapter 372, a natureopath licensed
6543 pursuant to chapter 373, a podiatrist licensed pursuant to chapter 375,
6544 a dentist licensed pursuant to chapter 379 or a veterinarian licensed
6545 pursuant to chapter 384.

6546 (c) Licenses shall be renewed annually in accordance with the
6547 provisions of section 19a-88, as amended by this act. The fee for

6548 renewal shall be [fifty] one hundred dollars.

6549 (d) No license shall be issued under this section to any applicant
6550 against whom professional disciplinary action is pending or who is the
6551 subject of an unresolved complaint in this or any other state or
6552 territory.

6553 (e) No person shall use the title "radiographer" unless such person
6554 holds a license issued in accordance with this section.

6555 (f) Notwithstanding the provisions of subsection (a) of this section, a
6556 graduate of a course of study approved pursuant to subdivision (1) of
6557 said subsection may operate a medical x-ray system for a period not to
6558 exceed one hundred twenty calendar days after the date of graduation,
6559 provided such graduate is working in a hospital or similar
6560 organization where adequate supervision is provided. If the person
6561 practicing pursuant to this subsection fails to pass the licensure
6562 examination, all privileges under this subsection shall cease.

6563 (g) Notwithstanding the requirements of this section, the
6564 commissioner shall grant a license to any person who submits
6565 satisfactory evidence that such person has a degree in radiography or
6566 identical field of study under a different designation from an
6567 institution of higher education authorized to grant degrees by the state
6568 or country where located, has a minimum of ten years' experience in
6569 the field of radiography, has a temporary license from the Department
6570 of Public Health and applies for licensure prior to January 1, 1998.

6571 (h) Notwithstanding the requirements of subsection (a) of this
6572 section, during the period from October 1, 2003, to October 31, 2003,
6573 inclusive, the commissioner shall grant a license to any person who (1)
6574 has practiced as a radiographer for at least ten years, one of which
6575 years was no earlier than two years from the date of application
6576 pursuant to this section, (2) holds a current registration as a radiation
6577 therapy technologist that was originally issued by the American
6578 Registry of Radiological Technologists on or before January 1, 1984,

6579 and (3) holds current licensure as a radiographer in another state, that
6580 was originally issued on or before January 1, 1984. No license shall be
6581 issued pursuant to this subsection to any applicant regarding whom
6582 disciplinary action was taken, is pending or who is the subject of an
6583 unresolved complaint.

6584 Sec. 194. Section 20-86g of the general statutes is repealed and the
6585 following is substituted in lieu thereof (*Effective October 1, 2009*):

6586 Any person who held a current valid license as a midwife on June
6587 30, 1983, shall be entitled to renew such license annually, upon
6588 payment of a fee of **[**five**]** fifteen dollars, in accordance with the
6589 provisions of section 19a-88, as amended by this act.

6590 Sec. 195. Section 20-93 of the general statutes is repealed and the
6591 following is substituted in lieu thereof (*Effective October 1, 2009*):

6592 Any person who shows to the satisfaction of the department that he
6593 or she holds a degree, diploma or certificate from an accredited
6594 institution evidencing satisfactory completion of a nursing program
6595 approved by said board with the consent of the Commissioner of
6596 Public Health shall be eligible for examination for licensure as a
6597 registered nurse upon payment of a fee of **[**ninety**]** one hundred eighty
6598 dollars, the subjects of which examination shall be determined by said
6599 department with the advice and consent of the board. If such applicant
6600 passes such examination said department shall issue to such applicant
6601 a license to practice nursing in this state.

6602 Sec. 196. Section 20-94 of the general statutes is repealed and the
6603 following is substituted in lieu thereof (*Effective October 1, 2009*):

6604 (a) (1) Any registered nurse who is licensed at the time of
6605 application in another state of the United States, the District of
6606 Columbia or a commonwealth or territory subject to the laws of the
6607 United States, which has licensure requirements that are substantially
6608 similar to or higher than those of this state shall be eligible for

6609 licensure in this state and entitled to a license without examination
6610 upon payment of a fee of [ninety] one hundred eighty dollars. No
6611 license shall be issued under this section to any applicant against
6612 whom professional disciplinary action is pending or who is the subject
6613 of an unresolved complaint. The department shall inform the board
6614 annually of the number of applications it receives for licenses under
6615 this section.

6616 (2) For the period from October 1, 2004, to one year after said date,
6617 any advanced practice registered nurse licensed pursuant to section
6618 20-94a, as amended by this act, whose license as a registered nurse
6619 pursuant to section 20-93, as amended by this act, has become void
6620 pursuant to section 19a-88, as amended by this act, shall be eligible for
6621 licensure and entitled to a license without examination upon receipt of
6622 a completed application form and payment of a fee of [ninety] one
6623 hundred eighty dollars.

6624 (b) The Department of Public Health may issue a temporary permit
6625 to an applicant for licensure without examination or to an applicant
6626 previously licensed in Connecticut whose license has become void
6627 pursuant to section 19a-88, as amended by this act, upon receipt of a
6628 completed application form, accompanied by the fee for licensure
6629 without examination, a copy of a current license from another state of
6630 the United States, the District of Columbia or a commonwealth or
6631 territory subject to the laws of the United States, and a notarized
6632 affidavit attesting that said license is valid and belongs to the person
6633 requesting notarization. Such temporary permit shall be valid for a
6634 period not to exceed one hundred twenty calendar days and shall not
6635 be renewable. No temporary permit shall be issued under this section
6636 to any applicant against whom professional disciplinary action is
6637 pending or who is the subject of an unresolved complaint.

6638 Sec. 197. Section 20-94a of the general statutes is repealed and the
6639 following is substituted in lieu thereof (*Effective October 1, 2009*):

6640 (a) The Department of Public Health may issue an advanced

6641 practice registered nurse license to a person seeking to perform the
6642 activities described in subsection (b) of section 20-87a, upon receipt of
6643 a fee of [one] two hundred dollars, to an applicant who: (1) Maintains a
6644 license as a registered nurse in this state, as provided by section 20-93,
6645 as amended by this act, or 20-94, as amended by this act; (2) holds and
6646 maintains current certification as a nurse practitioner, a clinical nurse
6647 specialist or a nurse anesthetist from one of the following national
6648 certifying bodies that certify nurses in advanced practice: The
6649 American Nurses' Association, the Nurses' Association of the
6650 American College of Obstetricians and Gynecologists Certification
6651 Corporation, the National Board of Pediatric Nurse Practitioners and
6652 Associates or the American Association of Nurse Anesthetists, their
6653 successors or other appropriate national certifying bodies approved by
6654 the Board of Examiners for Nursing; (3) has completed thirty hours of
6655 education in pharmacology for advanced nursing practice; and (4) if
6656 first certified by one of the foregoing certifying bodies after December
6657 31, 1994, holds a master's degree in nursing or in a related field
6658 recognized for certification as either a nurse practitioner, a clinical
6659 nurse specialist, or a nurse anesthetist by one of the foregoing
6660 certifying bodies. No license shall be issued under this section to any
6661 applicant against whom professional disciplinary action is pending or
6662 who is the subject of an unresolved complaint.

6663 (b) During the period commencing January 1, 1990, and ending
6664 January 1, 1992, the Department of Public Health may in its discretion
6665 allow a registered nurse, who has been practicing as an advanced
6666 practice registered nurse in a nurse practitioner role and who is unable
6667 to obtain certification as a nurse practitioner by one of the national
6668 certifying bodies specified in subsection (a) of this section, to be
6669 licensed as an advanced practice registered nurse provided the
6670 individual:

6671 (1) Holds a current Connecticut license as a registered nurse
6672 pursuant to this chapter;

6673 (2) Presents the department with documentation of the reasons one
6674 of such national certifying bodies will not certify him as a nurse
6675 practitioner;

6676 (3) Has been in active practice as a nurse practitioner for at least five
6677 years in a facility licensed pursuant to section 19a-491, as amended by
6678 this act;

6679 (4) Provides the department with documentation of his preparation
6680 as a nurse practitioner;

6681 (5) Provides the department with evidence of at least seventy-five
6682 contact hours, or its equivalent, of continuing education related to his
6683 nurse practitioner specialty in the preceding five calendar years;

6684 (6) Has completed thirty hours of education in pharmacology for
6685 advanced nursing practice;

6686 (7) Has his employer provide the department with a description of
6687 his practice setting, job description, and a plan for supervision by a
6688 licensed physician;

6689 (8) Notifies the department of each change of employment to a new
6690 setting where he will function as an advanced practice registered nurse
6691 and will be exercising prescriptive and dispensing privileges.

6692 (c) Any person who obtains a license pursuant to subsection (b) of
6693 this section shall be eligible to renew such license annually provided
6694 he presents the department with evidence that he received at least
6695 fifteen contact hours, or its equivalent, eight hours of which shall be in
6696 pharmacology, of continuing education related to his nurse
6697 practitioner specialty in the preceding licensure year. If an individual
6698 licensed pursuant to subsection (b) of this subsection becomes eligible
6699 at any time for certification as a nurse practitioner by one of the
6700 national certifying bodies specified in subsection (a) of this section, the
6701 individual shall apply for certification, and upon certification so notify
6702 the department, and apply to be licensed as an advanced practice

6703 registered nurse in accordance with subsection (a) of this section.

6704 (d) A person who has received a license pursuant to this section
6705 shall be known as an "Advanced Practice Registered Nurse" and no
6706 other person shall assume such title or use the letters or figures which
6707 indicate that the person using the same is a licensed advanced practice
6708 registered nurse.

6709 Sec. 198. Section 20-96 of the general statutes is repealed and the
6710 following is substituted in lieu thereof (*Effective October 1, 2009*):

6711 Any person who holds a certificate from a nursing program
6712 approved by said board with the consent of the Commissioner of
6713 Public Health, which program consists of not less than twelve months'
6714 instruction in the care of the sick as prescribed by said board, or its
6715 equivalent as determined by said board, shall be eligible for
6716 examination for licensure as a licensed practical nurse upon payment
6717 of a fee of **[**seventy-five**]** <u>one hundred fifty</u> dollars. Such examination
6718 shall include such subjects as the department, with the advice and
6719 consent of the board, determines. If such applicant passes such
6720 examination said department shall issue to such applicant a license to
6721 practice as a licensed practical nurse in this state.

6722 Sec. 199. Section 20-97 of the general statutes is repealed and the
6723 following is substituted in lieu thereof (*Effective October 1, 2009*):

6724 (a) Any person who is licensed at the time of application as a
6725 licensed practical nurse, or as a person entitled to perform similar
6726 services under a different designation, in another state of the United
6727 States, the District of Columbia or a commonwealth or territory subject
6728 to the laws of the United States whose requirements for licensure in
6729 such capacity are substantially similar to or higher than those of this
6730 state, shall be eligible for licensure in this state and entitled to a license
6731 without examination upon payment of a fee of **[**seventy-five**]** <u>one</u>
6732 <u>hundred fifty</u> dollars. No license shall be issued under this section to
6733 any applicant against whom professional disciplinary action is

6734 pending or who is the subject of an unresolved complaint. The
6735 department shall inform the board annually of the number of
6736 applications it receives for licenses under this section.

6737 (b) The Department of Public Health may issue a temporary permit
6738 to an applicant for licensure without examination or to an applicant
6739 previously licensed in Connecticut whose license has become void
6740 pursuant to section 19a-88, as amended by this act, upon receipt of a
6741 completed application form, accompanied by the appropriate fee for
6742 licensure without examination, a copy of a current license from
6743 another state of the United States, the District of Columbia or a
6744 commonwealth or territory subject to the laws of the United States and
6745 a notarized affidavit attesting that the license is valid and belongs to
6746 the person requesting notarization. Such temporary permit shall be
6747 valid for a period not to exceed one hundred twenty calendar days and
6748 shall not be renewable. No temporary permit shall be issued under this
6749 section to any applicant against whom professional disciplinary action
6750 is pending or who is the subject of an unresolved complaint.

6751 Sec. 200. Section 20-109 of the general statutes is repealed and the
6752 following is substituted in lieu thereof (*Effective October 1, 2009*):

6753 Upon the payment of a fee of **[**four hundred fifty**]** five hundred
6754 sixty-five dollars by an applicant, the Department of Public Health,
6755 under the supervision of the dental commissioners shall examine
6756 applicants. All examinations shall be given at least once per year and
6757 at other times prescribed by the department. The department shall
6758 grant licenses to such applicants as are qualified.

6759 Sec. 201. Section 20-110 of the general statutes is repealed and the
6760 following is substituted in lieu thereof (*Effective October 1, 2009*):

6761 The Department of Public Health may without examination, issue a
6762 license to any dentist who is licensed in some other state or territory, if
6763 such other state or territory has requirements for admission
6764 determined by the department to be similar to or higher than the

6765 requirements of this state, upon certification from the board of
6766 examiners or like board of the state or territory in which such dentist
6767 was a practitioner certifying to his competency and upon payment of a
6768 fee of [four hundred fifty] five hundred sixty-five dollars to said
6769 department. No license shall be issued under this section to any
6770 applicant against whom professional disciplinary action is pending or
6771 who is the subject of an unresolved complaint. The department shall
6772 inform the Dental Commission annually of the number of applications
6773 it receives for licensure under this section.

6774 Sec. 202. Section 20-123b of the general statutes is repealed and the
6775 following is substituted in lieu thereof (*Effective October 1, 2009*):

6776 (a) On and after the effective date of the regulations adopted in
6777 accordance with subsection (d) of this section, no dentist licensed
6778 under this chapter shall use general anesthesia or conscious sedation,
6779 as these terms are defined in section 20-123a, on any patient unless
6780 such dentist has a permit, currently in effect, issued by the
6781 commissioner, initially for a period of twelve months and renewable
6782 annually thereafter, authorizing the use of such general anesthesia or
6783 conscious sedation.

6784 (b) No applicant shall be issued a permit initially as required in
6785 subsection (a) of this section unless (1) the commissioner approves the
6786 results of an on-site evaluation of the applicant's facility conducted in
6787 consultation with the Connecticut Society of Oral and Maxillo-Facial
6788 Surgeons by an individual or individuals selected from a list of site
6789 evaluators approved by the commissioner, provided such evaluation is
6790 conducted without cost to the state, (2) the commissioner is satisfied
6791 that the applicant is in compliance with guidelines in the American
6792 Dental Association Guidelines for Teaching and the Comprehensive
6793 Control of Pain and Anxiety in Dentistry, and (3) such initial
6794 application includes payment of a fee in the amount of [one hundred
6795 sixty] two hundred dollars.

6796 (c) The commissioner may renew such permit annually, provided

6797 (1) application for renewal is received by the commissioner not later
6798 than three months after the date of expiration of such permit, (2)
6799 payment of a renewal fee of [one hundred sixty] two hundred dollars
6800 is received with such application and (3) an on-site evaluation of the
6801 dentist's facility is conducted in consultation with The Connecticut
6802 Society of Oral and Maxillo-Facial Surgeons by an individual or
6803 individuals selected from a list of site evaluators approved by the
6804 commissioner, provided such evaluation is conducted without cost to
6805 the state on a schedule established in regulations adopted pursuant to
6806 this section and the commissioner approves the results of each such
6807 evaluation.

6808 (d) The commissioner, with the advice and assistance of the State
6809 Dental Commission, shall adopt regulations in accordance with the
6810 provisions of chapter 54 to implement the provisions of this section.

6811 Sec. 203. Section 20-126i of the general statutes is repealed and the
6812 following is substituted in lieu thereof (*Effective October 1, 2009*):

6813 (a) Each application for a license to practice dental hygiene shall be
6814 in writing and signed by the applicant and accompanied by
6815 satisfactory proof that such person has received a diploma or
6816 certificate of graduation from a dental hygiene program with a
6817 minimum of two academic years of curriculum provided in a college
6818 or institution of higher education the program of which is accredited
6819 by the Commission on Dental Accreditation or such other national
6820 professional accrediting body as may be recognized by the United
6821 States Department of Education, and a fee of [seventy-five] one
6822 hundred fifty dollars.

6823 (b) Notwithstanding the provisions of subsection (a) of this section,
6824 each application for a license to practice dental hygiene from an
6825 applicant who holds a diploma from a foreign dental school shall be in
6826 writing and signed by the applicant and accompanied by satisfactory
6827 proof that such person has (1) graduated from a dental school located
6828 outside the United States and received the degree of doctor of dental

6829 medicine or surgery, or its equivalent; (2) passed the written and
6830 practical examinations required in section 20-126j; and (3) enrolled in a
6831 dental hygiene program in this state that is accredited by the
6832 Commission on Dental Accreditation or its successor organization and
6833 successfully completed not less than one year of clinical training in a
6834 community health center affiliated with and under the supervision of
6835 such dental hygiene program.

6836 Sec. 204. Section 20-126k of the general statutes is repealed and the
6837 following is substituted in lieu thereof (*Effective October 1, 2009*):

6838 The Department of Public Health may, without examination, issue a
6839 license to any dental hygienist who has provided evidence of
6840 professional education not less than that required in this state and who
6841 is licensed in some other state or territory, if such other state or
6842 territory has requirements of admission determined by the department
6843 to be similar to or higher than the requirements of this state, upon
6844 certification from the board of examiners or like board of the state or
6845 territory in which such dental hygienist was a practitioner certifying to
6846 his competency and upon payment of a fee of **[**seventy-five**]** <u>one</u>
6847 <u>hundred fifty</u> dollars to said department. No license shall be issued
6848 under this section to any applicant against whom professional
6849 disciplinary action is pending or who is the subject of an unresolved
6850 complaint.

6851 Sec. 205. Section 20-130 of the general statutes is repealed and the
6852 following is substituted in lieu thereof (*Effective October 1, 2009*):

6853 Each person, before beginning the practice of optometry in this
6854 state, except as hereinafter provided, shall present to the Department
6855 of Public Health satisfactory evidence that such person has been
6856 graduated from a school of optometry approved by the board of
6857 examiners with the consent of the Commissioner of Public Health. The
6858 board shall consult, where possible, with nationally recognized
6859 accrediting agencies when approving schools of optometry. All
6860 applicants shall be required to successfully complete an examination

6861 prescribed by the Department of Public Health with the consent of the
6862 board of examiners, in theoretic, practical and physiological optics,
6863 theoretic and practical optometry, ocular pharmacology, treatment and
6864 management of ocular disease, and the anatomy and physiology of the
6865 eye; and said department shall determine the qualifications of the
6866 applicant and, if they are found satisfactory, shall give a license to that
6867 effect. Passing scores shall be established by the department with the
6868 consent of the board. The department may, upon receipt of **[**four
6869 hundred fifty**]** five hundred sixty-five dollars, issue a license to any
6870 person who is a currently practicing competent practitioner who holds
6871 (1) a license issued to such person after examination by a board of
6872 registration in optometry in any other state or territory of the United
6873 States in which the requirements for registration are deemed by the
6874 department to be equivalent to, or higher than, those prescribed in this
6875 chapter, or (2) a Council on Endorsed Licensure Mobility for
6876 Optometrists certificate issued by the Association of Regulatory Boards
6877 of Optometry, or its successor organization. No license shall be issued
6878 under this section to any applicant against whom professional
6879 disciplinary action is pending or who is the subject of an unresolved
6880 complaint.

6881 Sec. 206. Section 20-149 of the general statutes is repealed and the
6882 following is substituted in lieu thereof (*Effective October 1, 2009*):

6883 A license under the provisions of this chapter shall be given under
6884 the hand of the Commissioner of Public Health or his designee. A fee
6885 shall be paid to the department, at the date of application for a license,
6886 as follows: For licensed optician, granting full responsibility, **[**one**]** two
6887 hundred dollars. Such licenses shall be renewed annually in
6888 accordance with the provisions of section 19a-88, as amended by this
6889 act, and a fee shall be paid to the department at the date of renewal
6890 application as follows: For a licensed optician, **[**one**]** two hundred
6891 dollars.

6892 Sec. 207. Section 20-151 of the general statutes is repealed and the

6893 following is substituted in lieu thereof (*Effective October 1, 2009*):

6894 Any licensed optician and any optical department in any
6895 establishment, office or store may apply to said department for a
6896 registration certificate to sell at retail optical glasses and instruments
6897 from given formulas and to make and dispense reproductions of the
6898 same, in a shop, store, optical establishment or office owned and
6899 managed by a licensed optician as defined in section 20-145 or where
6900 the optical department thereof is under the supervision of such a
6901 licensed optician, and said registration shall be designated as an
6902 optical selling permit. Said department shall grant such permits for a
6903 period not exceeding one year, upon the payment of a fee of **[**two
6904 hundred fifty**]** three hundred fifteen dollars, and upon satisfactory
6905 evidence to said department that such optical establishment, office or
6906 store is being conducted in accordance with the regulations adopted
6907 under this chapter. Such permit shall be conspicuously posted within
6908 such optical establishment, office or store. All permits issued under the
6909 provisions of this chapter shall expire on September first in each year.

6910 Sec. 208. Section 20-159 of the general statutes is repealed and the
6911 following is substituted in lieu thereof (*Effective October 1, 2009*):

6912 Each person entering into employment in an optical office, store or
6913 establishment for the purpose of obtaining practical experience and
6914 skill required under the provisions of this chapter shall register as an
6915 apprentice with the department and the computation of any period of
6916 apprenticeship shall commence at the date of such registration. Such
6917 application for registration shall be certified to, under oath, by the
6918 employer and by such applicant, and the department may issue to
6919 such applicant an apprentice's certificate. A renewal of each
6920 certification of such apprenticeship shall be filed with the department
6921 annually. A fee of **[**twenty-five**]** fifty dollars shall accompany the
6922 original application and any renewals of the same. Any person who
6923 served part of his apprenticeship in any other state or country not
6924 requiring such registration shall be obliged to give proof of such

6925 service satisfactory to the department.

6926 Sec. 209. Section 20-162o of the general statutes is repealed and the
6927 following is substituted in lieu thereof (*Effective October 1, 2009*):

6928 (a) Each person seeking licensure as a respiratory care practitioner
6929 shall make application on forms prescribed by the commissioner, pay
6930 an application fee of one hundred **[**fifty**]** ninety dollars and present to
6931 the commissioner satisfactory evidence that (1) he has successfully
6932 completed an educational program for respiratory therapists or
6933 respiratory therapy technicians which, at the time of his completion,
6934 was accredited by the Committee on Allied Health Education and
6935 Accreditation, or the Commission on Accreditation of Allied Health
6936 Education Programs, in cooperation with the Joint Review Committee
6937 for Respiratory Therapy Education, or was recognized by the Joint
6938 Review Committee for Respiratory Therapy Education, (2) he has
6939 passed the entry level or advanced practitioner respiratory care
6940 examination administered by the National Board for Respiratory Care,
6941 Inc., and (3) he is currently credentialed by the National Board for
6942 Respiratory Care as a certified respiratory therapy technician or
6943 registered respiratory therapist.

6944 (b) Notwithstanding the provisions of subsection (a) of this section,
6945 the department may issue a license as a respiratory care practitioner to
6946 a person who (1) was credentialed by the National Board for
6947 Respiratory Care as a certified respiratory therapy technician not later
6948 than June 30, 1978, or as a registered respiratory therapist not later
6949 than June 30, 1971, and (2) meets the requirements of subdivisions (2)
6950 and (3) of subsection (a) of this section. Each person seeking licensure
6951 pursuant to this subsection shall make application on forms prescribed
6952 by the commissioner, pay an application fee of one hundred **[**fifty**]**
6953 ninety dollars and present to the commissioner satisfactory evidence of
6954 his credentialing by said board.

6955 (c) Notwithstanding the provisions of subsection (a) of this section,
6956 the department may issue a license as a respiratory care practitioner to

6957 a person who (1) has been registered as a respiratory therapist by the
6958 Canadian Society of Respiratory Therapists, (2) has passed the clinical
6959 simulation examination of the National Board for Respiratory Care
6960 and (3) is currently credentialed by said board as a registered
6961 respiratory therapist. Each person seeking licensure pursuant to this
6962 subsection shall make application on forms prescribed by the
6963 commissioner, pay an application fee of one hundred **[**fifty**]** ninety
6964 dollars and present to the commissioner satisfactory evidence of his
6965 credentialing by said society and said board.

6966 (d) The department may, upon receipt of an application for
6967 respiratory care licensure, accompanied by the licensure application
6968 fee of one hundred **[**fifty**]** ninety dollars, issue a temporary permit to a
6969 person who has completed an educational program in respiratory care
6970 which satisfies the requirements of subdivision (1) of subsection (a) of
6971 this section. Such temporary permit shall authorize the permittee to
6972 practice as a respiratory care practitioner under the supervision of a
6973 person licensed pursuant to this section. Such practice shall be limited
6974 to those settings where the licensed supervisor is physically present on
6975 the premises and is immediately available to render assistance and
6976 supervision as needed, to the permittee. Such temporary permit shall
6977 be valid from the date of issuance of same until the date of issuance of
6978 the results of the first examination administered pursuant to
6979 subdivision (2) of subsection (a) of this section, following the
6980 permittee's completion of said educational program in respiratory care.
6981 Such permit shall remain valid for each person who passes said
6982 examination until the permittee receives their license from the
6983 department. Such permit shall become void and shall not be reissued
6984 in the event that the permittee fails to pass said examination. No
6985 permit shall be issued to any person who has previously failed said
6986 examination or who is the subject of an unresolved complaint or
6987 pending professional disciplinary action. Violation of the restrictions
6988 on practice set forth in this section may constitute a basis for denial of
6989 licensure as a respiratory care practitioner.

6990 (e) Notwithstanding the provisions of subsection (a) of this section,
6991 from July 1, 1995, until July 1, 1996, a person seeking licensure
6992 pursuant to this section may present to the department satisfactory
6993 evidence that he has, from July 1, 1980, until July 1, 1995, practiced as a
6994 respiratory care practitioner for at least ten years and has been
6995 determined eligible by the National Board for Respiratory Care, Inc. to
6996 sit for the examination required pursuant to subdivision (2) of
6997 subsection (a) of this section, provided any license issued pursuant to
6998 this subsection shall become void on October 1, 1997, unless the person
6999 has, on or before that date, presented to the department satisfactory
7000 evidence that he has met the requirements of subdivisions (2) and (3)
7001 of subsection (a) of this section.

7002 (f) Licenses shall be renewed annually in accordance with the
7003 provisions of section 19a-88, as amended by this act. The fee for
7004 renewal shall be **[**fifty**]** one hundred dollars.

7005 (g) No license shall be issued under this section to any applicant
7006 against whom professional disciplinary action is pending or who is the
7007 subject of an unresolved complaint in this or any other state or
7008 territory.

7009 (h) The commissioner may adopt regulations in accordance with the
7010 provisions of chapter 54 to administer provisions of sections 20-162n to
7011 20-162q, inclusive.

7012 Sec. 210. Section 20-188 of the general statutes is repealed and the
7013 following is substituted in lieu thereof (*Effective October 1, 2009*):

7014 Before granting a license to a psychologist, the department shall,
7015 except as provided in section 20-190, as amended by this act, require
7016 any applicant therefor to pass an examination in psychology
7017 prescribed by the department with the advice and consent of the
7018 board. Each applicant shall pay a fee of **[**four hundred fifty**]** five
7019 hundred sixty-five dollars, and shall satisfy the department that such
7020 applicant (1) has received the doctoral degree based on a program of

7021 studies whose content was primarily psychological from an
7022 educational institution approved in accordance with section 20-189;
7023 and (2) has had at least one year's experience that meets the
7024 requirements established in regulations adopted by the department, in
7025 consultation with the board, in accordance with the provisions of
7026 chapter 54. The department shall establish a passing score with the
7027 consent of the board. Any certificate granted by the board of examiners
7028 prior to June 24, 1969, shall be deemed a valid license permitting
7029 continuance of profession subject to the provisions of this chapter.

7030 Sec. 211. Section 20-190 of the general statutes is repealed and the
7031 following is substituted in lieu thereof (*Effective October 1, 2009*):

7032 An applicant for licensure by endorsement shall present evidence
7033 satisfactory to the Department of Public Health that the applicant is a
7034 currently practicing, competent practitioner and who at the time of
7035 application is licensed or certified by a similar board of another state
7036 whose standards, in the opinion of the department, are substantially
7037 similar to, or higher than, those of this state, or that the applicant holds
7038 a current certificate of professional qualification in psychology from
7039 the Association of State and Provincial Psychology Boards. The
7040 department may waive the examination for any person holding a
7041 diploma from a nationally recognized board or agency approved by
7042 the department, with the consent of the board of examiners. The
7043 department may require such applicant to provide satisfactory
7044 evidence that the applicant understands Connecticut laws and
7045 regulations relating to the practice of psychology. The fee for such
7046 license shall be **[**four hundred fifty**]** <u>five hundred sixty-five</u> dollars. No
7047 license shall be issued under this section to any applicant against
7048 whom professional disciplinary action is pending or who is the subject
7049 of an unresolved complaint. The department shall inform the board
7050 annually of the number of applications it receives for licensure by
7051 endorsement under this section.

7052 Sec. 212. Section 20-195c of the general statutes, as amended by

7053 section 44 of public act 09-232, is repealed and the following is
7054 substituted in lieu thereof (*Effective October 1, 2009*):

7055 (a) Each applicant for licensure as a marital and family therapist
7056 shall present to the department satisfactory evidence that such
7057 applicant has: (1) Completed a graduate degree program specializing
7058 in marital and family therapy from a regionally accredited college or
7059 university or an accredited postgraduate clinical training program
7060 approved by the Commission on Accreditation for Marriage and
7061 Family Therapy Education and recognized by the United States
7062 Department of Education; (2) completed a supervised practicum or
7063 internship with emphasis in marital and family therapy supervised by
7064 the program granting the requisite degree or by an accredited
7065 postgraduate clinical training program, approved by the Commission
7066 on Accreditation for Marriage and Family Therapy Education
7067 recognized by the United States Department of Education in which the
7068 student received a minimum of five hundred direct clinical hours that
7069 included one hundred hours of clinical supervision; (3) completed a
7070 minimum of twelve months of relevant postgraduate experience,
7071 including at least (A) one thousand hours of direct client contact
7072 offering marital and family therapy services subsequent to being
7073 awarded a master's degree or doctorate or subsequent to the training
7074 year specified in subdivision (2) of this subsection, and (B) one
7075 hundred hours of postgraduate clinical supervision provided by a
7076 licensed marital and family therapist; and (4) passed an examination
7077 prescribed by the department. The fee shall be **[**two hundred fifty**]**
7078 <u>three hundred fifteen</u> dollars for each initial application.

7079 (b) The department may grant licensure without examination,
7080 subject to payment of fees with respect to the initial application, to any
7081 applicant who is currently licensed or certified in another state as a
7082 marital or marriage and family therapist on the basis of standards
7083 which, in the opinion of the department, are substantially similar to or
7084 higher than those of this state. No license shall be issued under this
7085 section to any applicant against whom professional disciplinary action

7086 is pending or who is the subject of an unresolved complaint.

7087 (c) Licenses issued under this section may be renewed annually in
7088 accordance with the provisions of section 19a-88, as amended by this
7089 act. The fee for such renewal shall be [two hundred fifty] three
7090 hundred fifteen dollars. Each licensed marital and family therapist
7091 applying for license renewal shall furnish evidence satisfactory to the
7092 commissioner of having participated in continuing education
7093 programs. The commissioner shall adopt regulations, in accordance
7094 with chapter 54, to (1) define basic requirements for continuing
7095 education programs, (2) delineate qualifying programs, (3) establish a
7096 system of control and reporting, and (4) provide for waiver of the
7097 continuing education requirement for good cause.

7098 Sec. 213. Section 20-195o of the general statutes, as amended by
7099 section 18 of public act 09-1 of the June 19 special session, is repealed
7100 and the following is substituted in lieu thereof (*Effective October 1,*
7101 *2009*):

7102 (a) Application for licensure shall be on forms prescribed and
7103 furnished by the commissioner. Each applicant shall furnish evidence
7104 satisfactory to the commissioner that he has met the requirements of
7105 section 20-195n. The application fee shall be [two hundred fifty] three
7106 hundred fifteen dollars.

7107 (b) Notwithstanding the provisions of section 20-195n concerning
7108 examinations, the commissioner may issue a license without
7109 examination, prior to January 1, 1998, to any applicant who offers
7110 proof to the satisfaction of the commissioner that he met the
7111 requirements of subdivisions (1) and (2) of section 20-195n and was an
7112 employee of the federal government with not less than three thousand
7113 hours postmaster's social work experience prior to October 1, 1986.

7114 (c) (1) Each person licensed pursuant to this chapter may apply for
7115 renewal of such licensure in accordance with the provisions of
7116 subsection (e) of section 19a-88, as amended by this act. A fee of one

7117 hundred [fifty] ninety dollars shall accompany each renewal
7118 application. Each such applicant shall furnish evidence satisfactory to
7119 the commissioner of having participated in continuing education. The
7120 commissioner shall adopt regulations in accordance with chapter 54 to
7121 (A) define basic requirements for continuing education programs, (B)
7122 delineate qualifying programs, (C) establish a system of control and
7123 reporting, and (D) provide for waiver of the continuing education
7124 requirement for good cause.

7125 (2) A person licensed pursuant to this chapter who holds a
7126 professional educator certificate that is endorsed for school social work
7127 and issued by the State Board of Education pursuant to sections 10-
7128 144o to 10-149, inclusive, as amended by [this act] section 9 of public
7129 act 09-1 of the June special session, may satisfy the continuing
7130 education requirements contained in regulations adopted pursuant to
7131 this section by successfully completing professional development
7132 activities pursuant to subsection (i) of section 10-145b, as amended by
7133 [this act] section 2 of public act 09-1 of the June 19 special session and
7134 this act, provided the number of continuing education hours
7135 completed by such person is equal to the number of hours per
7136 registration period required by such regulations. For purposes of this
7137 subdivision, "registration period" means the one-year period during
7138 which a license has been renewed in accordance with section 19a-88, as
7139 amended by this act, and is current and valid.

7140 Sec. 214. Section 20-195cc of the general statutes is repealed and the
7141 following is substituted in lieu thereof (*Effective October 1, 2009*):

7142 (a) The Commissioner of Public Health shall grant a license as a
7143 professional counselor to any applicant who furnishes evidence
7144 satisfactory to the commissioner that such applicant has met the
7145 requirements of section 20-195dd. The commissioner shall develop and
7146 provide application forms. The application fee shall be [two hundred
7147 fifty] three hundred fifteen dollars.

7148 (b) Licenses issued under this section may be renewed annually

7149 pursuant to section 19a-88, as amended by this act. The fee for such
7150 renewal shall be one hundred [fifty] ninety dollars. Each licensed
7151 professional counselor applying for license renewal shall furnish
7152 evidence satisfactory to the commissioner of having participated in
7153 continuing education programs. The commissioner shall adopt
7154 regulations, in accordance with chapter 54, to (1) define basic
7155 requirements for continuing education programs, (2) delineate
7156 qualifying programs, (3) establish a system of control and reporting,
7157 and (4) provide for a waiver of the continuing education requirement
7158 for good cause.

7159 Sec. 215. Section 20-199 of the general statutes is repealed and the
7160 following is substituted in lieu thereof (*Effective October 1, 2009*):

7161 No person shall be issued a license until such person has taken and
7162 passed, with a minimum passing grade established by the department
7163 with the consent of the board, written, oral or practical examinations
7164 prescribed by the department with the advice and consent of the
7165 board. Before being admitted to the examination, each applicant shall
7166 pay to the department the sum of [four hundred fifty] five hundred
7167 sixty-five dollars and an applicant rejected by the department may be
7168 reexamined at any subsequent time, upon payment of the sum of [four
7169 hundred fifty] five hundred sixty-five dollars for each appearance. The
7170 Department of Public Health under the supervision of the board shall
7171 hold such examinations at least once each year at such places as it
7172 designates and at such other times and places as it determines.

7173 Sec. 216. Section 20-200 of the general statutes is repealed and the
7174 following is substituted in lieu thereof (*Effective October 1, 2009*):

7175 (a) Notwithstanding the provisions of section 20-198, the
7176 Department of Public Health may issue a license by endorsement to
7177 any veterinarian of good professional character who is currently
7178 licensed and practicing in some other state or territory, having
7179 requirements for admission determined by the department to be at
7180 least equal to the requirements of this state, upon the payment of a fee

7181 of [four hundred fifty] five hundred sixty-five dollars to said
7182 department. Notwithstanding the provisions of section 20-198, the
7183 department may, upon payment of a fee of [four hundred fifty] five
7184 hundred sixty-five dollars, issue a license without examination to a
7185 currently practicing, competent veterinarian in another state or
7186 territory who (1) holds a current valid license in good professional
7187 standing issued after examination by another state or territory that
7188 maintains licensing standards which, except for examination, are
7189 commensurate with this state's standards, and (2) has worked
7190 continuously as a licensed veterinarian in an academic or clinical
7191 setting in another state or territory for a period of not less than five
7192 years immediately preceding the application for licensure without
7193 examination. No license shall be issued under this section to any
7194 applicant against whom professional disciplinary action is pending or
7195 who is the subject of an unresolved complaint. The department shall
7196 inform the board annually of the number of applications it receives for
7197 licensure under this section.

7198 (b) The Department of Public Health may issue a temporary permit
7199 to an applicant for licensure without examination upon receipt of a
7200 completed application form, accompanied by the fee for licensure
7201 without examination, a copy of a current license from another state of
7202 the United States, the District of Columbia or a commonwealth or
7203 territory subject to the laws of the United States, and a notarized
7204 affidavit attesting that the license is valid and belongs to the person
7205 requesting notarization. Such temporary permit shall be valid for a
7206 period not to exceed one hundred twenty calendar days and shall not
7207 be renewable. The department shall not issue a temporary permit
7208 under this section to any applicant against whom professional
7209 disciplinary action is pending, or who is the subject of an unresolved
7210 complaint.

7211 Sec. 217. Section 20-206b of the general statutes, as amended by
7212 section 1 of public act 09-182, is repealed and the following is
7213 substituted in lieu thereof (*Effective October 1, 2009*):

7214 (a) No person shall engage in the practice of massage therapy unless
7215 the person has obtained a license from the department pursuant to this
7216 section. Each person seeking licensure as a massage therapist shall
7217 make application on forms prescribed by the department, pay an
7218 application fee of three hundred seventy-five dollars and present to the
7219 department satisfactory evidence that the applicant: (1) Has graduated
7220 from a school of massage therapy offering a course of study of not less
7221 than five hundred classroom hours, with the instructor present, and, at
7222 the time of the applicant's graduation, was either (A) accredited by an
7223 agency recognized by the United States Department of Education or by
7224 a state board of postsecondary technical trade and business schools, or
7225 (B) accredited by the Commission on Massage Therapy Accreditation,
7226 and (2) has passed the National Certification Examination for
7227 Therapeutic Massage and Bodywork. Passing scores on the
7228 examination shall be prescribed by the department.

7229 (b) Licenses shall be renewed once every two years in accordance
7230 with the provisions of section 19a-88, as amended by this act. The fee
7231 for renewal shall be two hundred fifty dollars. No license shall be
7232 issued under this section to any applicant against whom professional
7233 disciplinary action is pending or who is the subject of an unresolved
7234 complaint in this or any other state or jurisdiction. Any certificate
7235 granted by the department prior to June 1, 1993, shall be deemed a
7236 valid license permitting continuance of profession subject to the
7237 provisions of this chapter.

7238 (c) (1) Notwithstanding the provisions of subsection (a) of this
7239 section, the department may issue a license to an applicant whose
7240 school of massage therapy does not satisfy the requirement of
7241 subparagraph (A) or (B) of subdivision (1) of said subsection (a),
7242 provided the school held, at the time of the applicant's graduation, a
7243 certificate issued by the Commissioner of Education pursuant to
7244 section 10-7b and provided the applicant graduated within thirty-three
7245 months of the date such school first offered the curriculum completed
7246 by the applicant. No license shall be issued under this subsection to a

7247 graduate of a school that fails to apply for and obtain accreditation by
7248 (A) an accrediting agency recognized by the United States Department
7249 of Education, or (B) the Commission on Massage Therapy
7250 Accreditation within thirty-three months of the date such school first
7251 offered the curriculum.

7252 (2) Notwithstanding the provisions of subsection (a) of this section
7253 and subdivision (1) of this subsection, the department may issue a
7254 license to an applicant who submits evidence satisfactory to the
7255 commissioner that the applicant (A) was enrolled, on or before July 1,
7256 2005, in a school of massage therapy that was approved or accredited
7257 by a state board of postsecondary technical trade and business schools
7258 or a state agency recognized as such state's board of postsecondary
7259 technical trade and business schools, (B) graduated from a school of
7260 massage therapy with a course of study of not less than five hundred
7261 classroom hours, with the instructor present, that at the time of the
7262 applicant's graduation was approved or accredited by a state board of
7263 postsecondary technical trade and business schools or a state agency
7264 recognized as such state's board of postsecondary technical trade and
7265 business schools, and (C) has passed the National Certification
7266 Examination for Therapeutic Massage and Bodywork. Passing scores
7267 on the examination shall be prescribed by the department.

7268 (d) Each person licensed pursuant to this section has an affirmative
7269 duty to make a written referral to a licensed healing arts practitioner,
7270 as defined in section 20-1, of any client who has any physical or
7271 medical condition that would constitute a contraindication for massage
7272 therapy or that may require evaluation or treatment beyond the scope
7273 of massage therapy.

7274 (e) No person shall use the title "massage therapist", "licensed
7275 massage therapist", "massage practitioner", "massagist", "masseur" or
7276 "masseuse", unless the person holds a license issued in accordance
7277 with this section or other applicable law.

7278 (f) Notwithstanding the provisions of subsection (a) of this section,

7279 the commissioner may issue a license to an out-of-state applicant who
7280 submits evidence satisfactory to the commissioner of either: (1) (A) A
7281 current license to practice therapeutic massage from another state or
7282 jurisdiction, (B) documentation of practice for at least one year
7283 immediately preceding application, and (C) successful completion of
7284 the National Certification Examination for Therapeutic Massage and
7285 Bodywork; or (2) (A) graduation from a school of massage therapy
7286 offering a course of study of not less than five hundred classroom
7287 hours, with the instructor present, and, at the time of the applicant's
7288 graduation, was either (i) accredited by an agency recognized by the
7289 United States Department of Education or by a state board of
7290 postsecondary technical trade and business schools, or (ii) accredited
7291 by the Commission on Massage Therapy Accreditation, and (B)
7292 successful completion of the National Certification Examination for
7293 Therapeutic Massage and Bodywork.

7294 (g) Any person who violates the provisions of subsection (a) or (e) of
7295 this section shall be guilty of a class C misdemeanor.

7296 Sec. 218. Section 20-206e of the general statutes is repealed and the
7297 following is substituted in lieu thereof (*Effective October 1, 2009*):

7298 The department may, upon receipt of an application for massage
7299 therapist licensure, accompanied by the licensure application fee of
7300 three hundred <u>seventy-five</u> dollars, issue a temporary permit to a
7301 person who has met the requirements of subsection (a) of section 20-
7302 206b, <u>as amended by this act,</u> except that the applicant has not yet sat
7303 for or received the results of the examination required under said
7304 subsection (a). Such temporary permit shall authorize the permittee to
7305 practice as a massage therapist under the supervision of a person
7306 licensed pursuant to section 20-206b<u>, as amended by this act</u>. Such
7307 practice shall be limited to those settings where the licensed supervisor
7308 is physically present on the premises and is immediately available to
7309 render assistance and supervision, as needed, to the permittee. Such
7310 temporary permit shall be valid for a period not to exceed one

7311 hundred twenty calendar days after the date of completion of the
7312 required course of study in massage therapy and shall not be
7313 renewable. Such permit shall become void and shall not be reissued in
7314 the event that the permittee fails to pass the examination for licensure.
7315 No permit shall be issued to any person who has previously failed the
7316 examination for licensure prescribed pursuant to section 20-206b, as
7317 amended by this act, or who is the subject of an unresolved complaint
7318 or pending professional disciplinary action. Violation of the
7319 restrictions on practice set forth in this section may constitute a basis
7320 for denial of licensure as a massage therapist.

7321 Sec. 219. Section 20-206n of the general statutes is repealed and the
7322 following is substituted in lieu thereof (*Effective October 1, 2009*):

7323 (a) The department may, upon receipt of an application and fee of
7324 one hundred **[**fifty**]** ninety dollars, issue a certificate as a dietitian-
7325 nutritionist to any applicant who has presented to the commissioner
7326 satisfactory evidence that (1) such applicant is certified as a registered
7327 dietitian by the Commission on Dietetic Registration, or (2) such
7328 applicant has (A) successfully passed a written examination prescribed
7329 by the commissioner, and (B) received a master's degree or doctoral
7330 degree, from an institution of higher education accredited to grant
7331 such degree by a regional accrediting agency recognized by the United
7332 States Department of Education, with a major course of study which
7333 focused primarily on human nutrition or dietetics and which included
7334 a minimum of thirty graduate semester credits, twenty-one of which
7335 shall be in not fewer than five of the following content areas: (i)
7336 Human nutrition or nutrition in the life cycle, (ii) nutrition
7337 biochemistry, (iii) nutrition assessment, (iv) food composition or food
7338 science, (v) health education or nutrition counseling, (vi) nutrition in
7339 health and disease, and (vii) community nutrition or public health
7340 nutrition.

7341 (b) No certificate shall be issued under this section to any applicant
7342 against whom a professional disciplinary action is pending or who is

7343 the subject of an unresolved complaint.

7344 Sec. 220. Section 20-206o of the general statutes is repealed and the
7345 following is substituted in lieu thereof (*Effective October 1, 2009*):

7346 The department may, upon receipt of an application and fee of one
7347 hundred **[**fifty**]** ninety dollars, issue a certificate without examination
7348 to any person who presents proof of current licensure or certification
7349 as a dietitian or nutritionist in another state, the District of Columbia,
7350 or territory of the United States which maintains standards for
7351 certification determined by the department to be equal to or higher
7352 than those of this state. No certificate shall be issued under this section
7353 to any applicant against whom professional disciplinary action is
7354 pending or who is the subject of an unresolved complaint.

7355 Sec. 221. Section 20-206r of the general statutes is repealed and the
7356 following is substituted in lieu thereof (*Effective October 1, 2009*):

7357 Certificates issued under section 20-206n, as amended by this act, or
7358 20-206o, as amended by this act, shall be renewed annually, subject to
7359 the provisions of section 19a-88, as amended by this act, upon payment
7360 of a **[**fifty-dollar**]** one-hundred-dollar renewal fee.

7361 Sec. 222. Section 20-206bb of the general statutes, as amended by
7362 section 1 of public act 09-21, is repealed and the following is
7363 substituted in lieu thereof (*Effective October 1, 2009*):

7364 (a) No person shall perform acupuncture without a license as an
7365 acupuncturist issued pursuant to this section.

7366 (b) Each person seeking licensure as an acupuncturist shall make
7367 application on forms prescribed by the department, pay an application
7368 fee of **[**one**]** two hundred dollars and present to the department
7369 satisfactory evidence that the applicant (1) has completed sixty
7370 semester hours, or its equivalent, of postsecondary study in an
7371 institution of postsecondary education that, if in the United States or
7372 its territories, was accredited by a recognized regional accrediting

7373 body or, if outside the United States or its territories, was legally
7374 chartered to grant postsecondary degrees in the country in which
7375 located, (2) has successfully completed a course of study in
7376 acupuncture in a program that, at the time of graduation, was in
7377 candidate status with or accredited by an accrediting agency
7378 recognized by the United States Department of Education and
7379 included a minimum of one thousand three hundred fifty hours of
7380 didactic and clinical training, five hundred of which were clinical, (3)
7381 has passed an examination prescribed by the department and (4) has
7382 successfully completed a course in clean needle technique prescribed
7383 by the department. Any person successfully completing the education,
7384 examination or training requirements of this section in a language
7385 other than English shall be deemed to have satisfied the requirement
7386 completed in that language.

7387 (c) An applicant for licensure as an acupuncturist by endorsement
7388 shall present evidence satisfactory to the commissioner of licensure or
7389 certification as an acupuncturist, or as a person entitled to perform
7390 similar services under a different designation, in another state or
7391 jurisdiction whose requirements for practicing in such capacity are
7392 substantially similar to or higher than those of this state and that there
7393 are no disciplinary actions or unresolved complaints pending. Any
7394 person completing the requirements of this section in a language other
7395 than English shall be deemed to have satisfied the requirements of this
7396 section.

7397 (d) Notwithstanding the provisions of subsection (b) of this section,
7398 the department shall, prior to September 1, 2005, issue a license to any
7399 applicant who presents to the department satisfactory evidence that
7400 the applicant has (1) earned, or successfully completed requirements
7401 for, a master's degree in acupuncture from a program that includes a
7402 minimum of one thousand three hundred fifty hours of didactic and
7403 clinical training, five hundred of which are clinical, from an institution
7404 of higher education accredited by the Department of Higher Education
7405 at the time of the applicant's graduation, (2) passed all portions of the

7406 National Certification Commission for Acupuncture and Oriental
7407 Medicine acupuncture examination, including the acupuncture portion
7408 of the comprehensive written examination in acupuncture, the clean
7409 needle technique portion of the comprehensive written examination in
7410 acupuncture and the practical examination of point location skills, and
7411 (3) successfully completed a course in clean needle technique offered
7412 by the Council of Colleges of Acupuncture and Oriental Medicine.

7413 (e) Licenses shall be renewed once every two years in accordance
7414 with the provisions of subsection (e) of section 19a-88, as amended by
7415 this act. The fee for renewal shall be two hundred fifty dollars.

7416 (f) No license shall be issued under this section to any applicant
7417 against whom professional disciplinary action is pending or who is the
7418 subject of an unresolved complaint in this or any other state or
7419 territory of the United States.

7420 (g) Nothing in section 19a-89c, 20-206aa, 20-206cc or this section
7421 shall be construed to prevent licensed practitioners of the healing arts,
7422 as defined in sections 20-1 and 20-196, physical therapists or dentists
7423 from providing care or performing services consistent with accepted
7424 standards within their respective professions.

7425 (h) Notwithstanding the provisions of subsection (a) of this section,
7426 any person certified by an organization approved by the
7427 Commissioner of Public Health may practice auricular acupuncture for
7428 the treatment of alcohol and drug abuse, provided the treatment is
7429 performed under the supervision of a physician licensed under chapter
7430 370 and is performed in either (1) a private free-standing facility
7431 licensed by the Department of Public Health for the care or treatment
7432 of substance abusive or dependent persons, or (2) a setting operated by
7433 the Department of Mental Health and Addiction Services. The
7434 Commissioner of Public Health shall adopt regulations, in accordance
7435 with the provisions of chapter 54, to ensure the safe provision of
7436 auricular acupuncture within private free-standing facilities licensed
7437 by the Department of Public Health for the care or treatment of

7438 substance abusive or dependent persons.

7439 (i) Notwithstanding the provisions of subsection (a) of this section,
7440 no license to practice acupuncture is required of: (1) Students enrolled
7441 in a college or program of acupuncture if (A) the college or program is
7442 recognized by the Accreditation Commission for Acupuncture and
7443 Oriental Medicine or licensed or accredited by the Board of Governors
7444 of Higher Education, and (B) the practice that would otherwise require
7445 a license is pursuant to a course of instruction or assignments from a
7446 licensed instructor and under the supervision of the instructor; or (2)
7447 licensed faculty members providing the didactic and clinical training
7448 necessary to meet the accreditation standards of the Accreditation
7449 Commission for Acupuncture and Oriental Medicine at a college or
7450 program recognized by the commission or licensed or accredited by
7451 the Board of Governors of Higher Education. For purposes of this
7452 subsection, "licensed faculty member" and "licensed instructor" means
7453 a faculty member or instructor licensed under this section or otherwise
7454 authorized to practice acupuncture in this state.

7455 (j) No person shall use the title "acupuncturist", or use in connection
7456 with his or her name, any letters, words or insignia indicating or
7457 implying that such person is a licensed acupuncturist or advertise
7458 services as an acupuncturist, unless such person holds a license as an
7459 acupuncturist issued pursuant to this section. No person shall
7460 represent himself or herself as being certified to practice auricular
7461 acupuncture for the treatment of alcohol and drug abuse, or use in
7462 connection with his or her name the term "acupuncture detoxification
7463 specialist", or the letters "A.D.S." or any letters, words or insignia
7464 indicating or implying that such person is certified to practice
7465 auricular acupuncture for the treatment of alcohol and drug abuse
7466 unless such person is certified in accordance with subsection (h) of this
7467 section. Nothing in this subsection shall be construed to prevent a
7468 person from providing care, or performing or advertising services
7469 within the scope of such person's license or as otherwise authorized in
7470 this section.

7471 Sec. 223. Section 20-206*ll* of the general statutes is repealed and the
7472 following is substituted in lieu thereof (*Effective October 1, 2009*):

7473 (a) The commissioner, as defined in section 19a-175, shall issue a
7474 license as a paramedic to any applicant who furnishes evidence
7475 satisfactory to the commissioner that the applicant has met the
7476 requirements of section 20-206mm, as amended by this act. The
7477 commissioner shall develop and provide application forms. The
7478 application fee shall be **[**seventy-five**]** one hundred fifty dollars.

7479 (b) The license may be renewed annually pursuant to section 19a-88,
7480 as amended by this act, for a fee of **[**seventy-five**]** one hundred fifty
7481 dollars.

7482 Sec. 224. Section 20-206mm of the general statutes is repealed and
7483 the following is substituted in lieu thereof (*Effective October 1, 2009*):

7484 (a) Except as provided in subsections (b) and (c) of this section, an
7485 applicant for a license as a paramedic shall submit evidence
7486 satisfactory to the commissioner, as defined in section 19a-175, that the
7487 applicant has successfully (1) completed a mobile intensive care
7488 training program approved by the commissioner, and (2) passed an
7489 examination prescribed by the commissioner.

7490 (b) An applicant for licensure by endorsement shall present
7491 evidence satisfactory to the commissioner that the applicant (1) is
7492 licensed or certified as a paramedic in another state or jurisdiction
7493 whose requirements for practicing in such capacity are substantially
7494 similar to or higher than those of this state and that the applicant has
7495 no pending disciplinary action or unresolved complaint against him or
7496 her, or (2) (A) is currently licensed or certified as a paramedic in good
7497 standing in any New England state, New York or New Jersey, (B) has
7498 completed an initial training program consistent with the United States
7499 Department of Transportation, National Highway Traffic Safety
7500 Administration paramedic curriculum, and (C) has no pending
7501 disciplinary action or unresolved complaint against him or her.

7502 (c) Any person who is certified as an emergency medical technician-
7503 paramedic by the Department of Public Health on October 1, 1997,
7504 shall be deemed a licensed paramedic. Any person so deemed shall
7505 renew his license pursuant to section 19a-88, as amended by this act,
7506 for a fee of [seventy-five] one hundred fifty dollars.

7507 Sec. 225. Section 20-213 of the general statutes is repealed and the
7508 following is substituted in lieu thereof (*Effective October 1, 2009*):

7509 (a) After a student embalmer has completed a program of education
7510 in mortuary science approved by the board with the consent of the
7511 Commissioner of Public Health, has successfully completed an
7512 examination prescribed by the department with the consent of the
7513 board and has completed one year of practical training and experience
7514 in full-time employment under the personal supervision and
7515 instruction of an embalmer licensed under the provisions of this
7516 chapter, such training and experience to be in the state of Connecticut
7517 and of a grade and character satisfactory to the commissioner, and has
7518 embalmed fifty human bodies under the supervision of a licensed
7519 embalmer or embalmers, he shall submit to the department an
7520 application and fee of [one hundred sixty-five] two hundred ten
7521 dollars and then be examined in writing on the Connecticut public
7522 health laws and the regulations of the Department of Public Health
7523 pertaining to the activities of an embalmer, and shall take an
7524 examination in practical embalming which shall include an actual
7525 demonstration upon a cadaver. When such registered student
7526 embalmer has satisfactorily passed said examinations, said department
7527 shall issue to him a license to practice embalming. At the expiration of
7528 such license, if the holder thereof desires a renewal, the department
7529 shall grant it pursuant to section 20-222a, as amended by this act,
7530 except for cause.

7531 (b) Examinations for registration as a student embalmer and for an
7532 embalmer's license shall be administered to applicants by the
7533 Department of Public Health, under the supervision of the board,

7534 semiannually and at such other times as may be determined by the
7535 department.

7536 (c) Any person licensed as an embalmer in another state whose
7537 requirements for licensure in such capacity are substantially similar to
7538 or higher than those of this state and who is a currently practicing
7539 competent practitioner shall be eligible for licensure without
7540 examination upon application and payment of a fee of **[**one hundred
7541 sixty-five**]** two hundred ten dollars, provided all such applicants shall
7542 be required to pass an examination, given in writing, on the
7543 Connecticut public health laws and the regulations of the Department
7544 of Public Health pertaining to the activities of an embalmer. No license
7545 shall be issued under this section to any applicant against whom
7546 professional disciplinary action is pending or who is the subject of an
7547 unresolved complaint.

7548 Sec. 226. Section 20-217 of the general statutes is repealed and the
7549 following is substituted in lieu thereof (*Effective October 1, 2009*):

7550 (a) When a student funeral director has completed a program of
7551 education approved by the board with the consent of the
7552 Commissioner of Public Health, has successfully completed an
7553 examination prescribed by the department with the consent of the
7554 board and furnishes the department with satisfactory proof that he has
7555 completed one year of practical training and experience in full-time
7556 employment under the personal supervision of a licensed embalmer or
7557 funeral director, and pays to the department a fee of **[**one hundred
7558 sixty-five**]** two hundred ten dollars, he shall be entitled to be examined
7559 upon the Connecticut state law and regulations pertaining to his
7560 professional activities. If found to be qualified by the Department of
7561 Public Health, he shall be licensed as a funeral director. Renewal
7562 licenses shall be issued by the Department of Public Health pursuant
7563 to section 20-222a, as amended by this act, unless withheld for cause as
7564 herein provided, upon a payment of a fee of **[**one hundred fifteen**]** two
7565 hundred thirty dollars.

7566 (b) Examinations for a funeral director's license shall be held
7567 semiannually and at such other times as may be determined by the
7568 Department of Public Health.

7569 (c) Any person licensed as a funeral director in another state whose
7570 requirements for licensure in such capacity are substantially similar to
7571 or higher than those of this state and who is a currently practicing
7572 competent practitioner shall be eligible for licensure without
7573 examination upon application and payment of a fee of **[**one hundred
7574 sixty-five**]** two hundred ten dollars, provided all such applicants shall
7575 be required to pass an examination, given in writing, on the
7576 Connecticut public health laws and the regulations of the Department
7577 of Public Health pertaining to the activities of a funeral director. No
7578 license shall be issued under this section to any applicant against
7579 whom professional disciplinary action is pending or who is the subject
7580 of an unresolved complaint.

7581 Sec. 227. Section 20-222 of the general statutes, as amended by
7582 section 13 of public act 09-232, is repealed and the following is
7583 substituted in lieu thereof (*Effective October 1, 2009*):

7584 (a) No person, firm, partnership or corporation shall enter into,
7585 engage in, or carry on a funeral service business unless an inspection
7586 certificate has been issued by the department for each place of
7587 business. Any person, firm, partnership or corporation desiring to
7588 engage in the funeral service business shall submit, in writing, to the
7589 department an application upon blanks furnished by the department
7590 for an inspection certificate for a funeral service business for each place
7591 of business, and each such application shall be accompanied by a fee of
7592 three hundred seventy-five dollars and shall identify the manager.
7593 Each holder of an inspection certificate shall, annually, on or before
7594 July first, submit in writing to the Department of Public Health an
7595 application for renewal of such certificate together with a fee of one
7596 hundred **[**fifty**]** ninety dollars. If the Department of Public Health
7597 issues to such applicant such an inspection certificate, the same shall

7598 be valid until July first next following, unless revoked or suspended.

7599 (b) Upon receipt of an application for an inspection certificate or
7600 renewal thereof, the Department of Public Health shall make an
7601 inspection of each building or part thereof wherein a funeral service
7602 business is conducted or is intended to be conducted, and satisfactory
7603 proof shall be furnished the Department of Public Health that the
7604 building or part thereof, in which it is intended to conduct the funeral
7605 service business, contains an adequate sanitary preparation room
7606 equipped with tile, cement or composition flooring, necessary
7607 ventilation, sink, and hot and cold running water, sewage facilities,
7608 and such instruments and supplies for the preparing or embalming of
7609 dead human bodies for burial, transportation or other disposition as
7610 the Commissioner of Public Health, with advice and assistance from
7611 the board, deems necessary and suitable for the conduct and
7612 maintenance of such business.

7613 (c) Any person, firm, partnership or corporation desiring to change
7614 its place of business shall notify the Department of Public Health thirty
7615 days in advance of such change, and a fee of twenty-five dollars shall
7616 accompany the application for the inspection certificate of the new
7617 premises. Any person, firm, partnership or corporation desiring to
7618 change its manager shall notify the Department of Public Health thirty
7619 days in advance of such change, on a form prescribed by the
7620 Commissioner of Public Health.

7621 (d) The building or part thereof in which is conducted or intended
7622 to be conducted any funeral service business shall be open at all times
7623 for inspection by the board or the Department of Public Health. The
7624 Department of Public Health may make inspections whenever it
7625 deems advisable.

7626 (e) If, upon inspection by the Department of Public Health, it is
7627 found that such building, equipment or instruments are in such an
7628 unsanitary condition as to be detrimental to public health, the board
7629 shall give to the applicant or operator of the funeral service business

7630 notice and opportunity for hearing as provided in the regulations
7631 adopted by the Commissioner of Public Health. At any such hearing,
7632 the Commissioner of Public Health or his designee shall be considered
7633 a member of the board and entitled to a vote. The board, or the
7634 Department of Public Health or his designee acting upon the board's
7635 finding or determination, may, after such hearing, revoke or refuse to
7636 issue or renew any such certificate upon cause found after hearing.
7637 Any person aggrieved by the finding of said board or action taken by
7638 the Department of Public Health may appeal therefrom in accordance
7639 with the provisions of section 4-183.

7640 (f) Any of the inspections provided for in this section may be made
7641 by a person designated by the Department of Public Health or by a
7642 representative of the Commissioner of Public Health.

7643 (g) Any person, firm, partnership or corporation engaged in the
7644 funeral service business shall maintain at the address of record of the
7645 funeral service business identified on the certificate of inspection:

7646 (1) All records relating to contracts for funeral services, prepaid
7647 funeral contracts or escrow accounts for a period of not less than six
7648 years after the death of the individual for whom funeral services were
7649 provided;

7650 (2) Copies of all death certificates, burial permits, authorizations for
7651 cremation, documentation of receipt of cremated remains and written
7652 agreements used in making arrangements for final disposition of dead
7653 human bodies, including, but not limited to, copies of the final bill and
7654 other written evidence of agreement or obligation furnished to
7655 consumers, for a period of not less than six years after such final
7656 disposition; and

7657 (3) Copies of price lists, for a period of not less than six years from
7658 the last date such lists were distributed to consumers.

7659 Sec. 228. Section 20-222a of the general statutes is repealed and the

7660 following is substituted in lieu thereof (*Effective October 1, 2009*):

7661 Each embalmer's license, funeral director's license and inspection
7662 certificate issued pursuant to the provisions of this chapter shall be
7663 renewed, except for cause, by the Department of Public Health upon
7664 the payment to said Department of Public Health by each applicant for
7665 license renewal of the sum of **[**fifty-five] one hundred ten dollars in the
7666 case of an embalmer, **[**one hundred fifteen**]** two hundred thirty dollars
7667 in the case of a funeral director and for inspection certificate renewal
7668 the sum of one hundred **[**fifty**]** ninety dollars for each certificate to be
7669 renewed. Fees for renewal of inspection certificates shall be given to
7670 the Department of Public Health on or before July first in each year
7671 and the renewal of inspection certificates shall begin on July first of
7672 each year and shall be valid for one calendar year. Licenses shall be
7673 renewed in accordance with the provisions of section 19a-88, as
7674 amended by this act.

7675 Sec. 229. Section 20-236 of the general statutes, as amended by
7676 section 45 of public act 09-232, is repealed and the following is
7677 substituted in lieu thereof (*Effective October 1, 2009*):

7678 (a) (1) Any person desiring to obtain a license as a barber shall apply
7679 in writing on forms furnished by the Department of Public Health and
7680 shall pay to the department a fee of **[**fifty**]** one hundred dollars. The
7681 department shall not issue a license until the applicant has made
7682 written application to the department, setting forth by affidavit that
7683 the applicant has (A) successfully completed the eighth grade, (B)
7684 completed a course of not less than fifteen hundred hours of study in a
7685 school approved in accordance with the provisions of this chapter, or,
7686 if trained outside of Connecticut, in a barber school or college whose
7687 requirements are equivalent to those of a Connecticut barber school or
7688 college, and (C) passed a written examination satisfactory to the
7689 department. Examinations required for licensure under this chapter
7690 shall be prescribed by the department with the advice and assistance of
7691 the board. The department shall establish a passing score for

7692 examinations required under this chapter with the advice and
7693 assistance of the board.

7694 (2) Any person who (A) holds a license at the time of application to
7695 practice the occupation of barbering in any other state, the District of
7696 Columbia or in a commonwealth or territory of the United States, (B)
7697 has completed not less than fifteen hundred hours of formal education
7698 and training in barbering, and (C) was issued such license on the basis
7699 of successful completion of an examination, shall be eligible for
7700 licensing in this state and entitled to a license without examination
7701 upon payment of a fee of **[**fifty**]** one hundred dollars. Applicants who
7702 trained in another state, district, commonwealth or territory which
7703 required less than fifteen hundred hours of formal education and
7704 training, may substitute no more than five hundred hours of licensed
7705 work experience in such other state, district, commonwealth or
7706 territory toward meeting the training requirement.

7707 (3) Any person who holds a license to practice the occupation of
7708 barbering in any other state, the District of Columbia, or in a
7709 commonwealth or territory of the United States, and has held such
7710 license for a period of not less than forty years, shall be eligible for
7711 licensure without examination. No license shall be issued under this
7712 section to any applicant against whom professional disciplinary action
7713 is pending or who is the subject of an unresolved complaint.

7714 (b) Barber schools shall obtain approval pursuant to this section
7715 prior to commencing operation. In the event that an approved school
7716 undergoes a change of ownership or location, such approval shall
7717 become void and the school shall apply for a new approval pursuant
7718 to this section. Applications for such approval shall be on forms
7719 prescribed by the Commissioner of Public Health. In the event that a
7720 school fails to comply with the provisions of this subsection, no credit
7721 toward the fifteen hundred hours of study required pursuant to
7722 subsection (a) of this section shall be granted to any student for
7723 instruction received prior to the effective date of school approval.

7724 Sec. 230. Section 20-239 of the general statutes is repealed and the
7725 following is substituted in lieu thereof (*Effective October 1, 2009*):

7726 All licenses issued to master barbers by the Department of Public
7727 Health shall be renewed once every two years, and shall expire in
7728 accordance with the provisions of section 19a-88, as amended by this
7729 act. No person shall carry on the occupation of master barber after the
7730 expiration of his license until he has made application bearing the date
7731 of his insignia card to said department, accompanied by a fee of **[**fifty**]**
7732 one hundred dollars for the renewal of such license for two years. Such
7733 application shall be in writing, addressed to said department and
7734 signed by the person applying for such renewal.

7735 Sec. 231. Section 20-253 of the general statutes is repealed and the
7736 following is substituted in lieu thereof (*Effective October 1, 2009*):

7737 License or examination fees shall be paid to the department at the
7738 time of application as follows: (1) For examination as a registered
7739 hairdresser and cosmetician, the sum of **[**fifty**]** one hundred dollars;
7740 and (2) for renewal of any hairdresser and cosmetician license, the sum
7741 of **[**fifty**]** one hundred dollars. Each person engaged in the occupation
7742 of registered hairdresser and cosmetician shall, at all times,
7743 conspicuously display such person's license within the place where
7744 such occupation is being conducted. All hairdresser and cosmetician
7745 licenses, except as otherwise provided in this chapter, shall be renewed
7746 once every two years and shall expire in accordance with the
7747 provisions of section 19a-88, as amended by this act. No person shall
7748 carry on the occupation of hairdressing and cosmetology after the
7749 expiration of such person's license until such person has made
7750 application to the department for the renewal of such license. Such
7751 application shall be in writing, addressed to the department and
7752 signed by the person applying for such renewal. The department may
7753 renew any hairdresser and cosmetician license if application for such
7754 renewal is received by the department within ninety days after the
7755 expiration of such license.

7756 Sec. 232. Section 20-270 of the general statutes is repealed and the
7757 following is substituted in lieu thereof (*Effective October 1, 2009*):

7758 No person shall engage in the practice of electrology, except as
7759 provided in this section, until such person has obtained a license
7760 issued by the department. No person shall receive a license, except as
7761 provided in this section, until such person has passed a written, oral
7762 and practical examination prescribed by the department with the
7763 advice and consent of the board. The examination shall be
7764 administered to applicants by the department under the supervision of
7765 the board. All applications to the department for examination shall be
7766 in writing signed by the applicant and upon blanks, furnished by the
7767 department, which shall set forth such facts concerning the applicant
7768 as the department may require. Application to the department shall be
7769 accompanied by a fee of **[**seventy-five**]** one hundred fifty dollars. No
7770 person shall be eligible for examination under the provisions of this
7771 chapter unless the department finds, from evidence satisfactory to it,
7772 presented by the applicant, that such person has met the educational
7773 and other requirements prescribed by the board with the consent of
7774 the department. The department shall issue a license to any person
7775 who has passed such examination, which license shall include a
7776 statement that the person named therein has been examined and found
7777 qualified to practice electrology. The department may waive the
7778 written examination for a person who has passed the written
7779 examination of a nationally recognized board or agency approved by
7780 the department and the board. The department may refuse to grant a
7781 license, or the board may revoke such license or take any action set
7782 forth in section 19a-17 for the following reasons: (1) The employment
7783 of fraud or deception in applying for admittance to examination or in
7784 the act of taking an examination; (2) addiction to alcoholic liquor,
7785 narcotics or other habit-forming drugs; or (3) conviction in a court of
7786 competent jurisdiction, either within or without this state, of any crime
7787 in the practice of the person's profession. Such person shall file with
7788 the department such certificates and a statement on blanks furnished
7789 by the department, subscribed to by the applicant, which shall set forth

7790 such person's name, age, place of birth, residence, academic and
7791 professional training with such other information as the department
7792 requires, and such person shall thereupon receive from the department
7793 a license to practice electrology. Such license shall include a statement
7794 that the person named therein is qualified to practice electrology. Such
7795 license shall also contain a statement defining the practice of
7796 electrology. The department shall establish a passing score for
7797 examinations with the consent of the board. No license shall be issued
7798 under this section to any applicant against whom professional
7799 disciplinary action is pending or who is the subject of an unresolved
7800 complaint in this or any other state or territory.

7801 Sec. 233. Section 20-275 of the general statutes is repealed and the
7802 following is substituted in lieu thereof (*Effective October 1, 2009*):

7803 (a) Each person licensed under the provisions of this chapter shall
7804 renew such license once every two years with the department in
7805 accordance with the provisions of section 19a-88, as amended by this
7806 act, on forms provided by the department. The renewal fee shall be
7807 **[**one**]** two hundred dollars.

7808 (b) Each licensed electrologist applying for license renewal shall
7809 furnish evidence satisfactory to the Commissioner of Public Health of
7810 having participated in continuing education programs. The
7811 commissioner shall adopt regulations, in accordance with chapter 54,
7812 to (1) define basic requirements for continuing education programs, (2)
7813 delineate qualifying programs, (3) establish a system of control and
7814 reporting, and (4) provide for waiver of the continuing education
7815 requirement for good cause.

7816 Sec. 234. Section 20-281c of the general statutes is repealed and the
7817 following is substituted in lieu thereof (*Effective October 1, 2009*):

7818 (a) The board shall grant the certificate of "certified public
7819 accountant" to any person who meets the good character, education,
7820 experience and examination requirements of subsections (b) to (d),

7821 inclusive, of this section and upon the payment of a fee of [seventy-
7822 five] one hundred fifty dollars.

7823 (b) Good character for purposes of this section means lack of a
7824 history of dishonest or felonious acts. The board may refuse to grant a
7825 certificate on the grounds of failure to satisfy this requirement only if
7826 there is a substantial connection between the lack of good character of
7827 the applicant and the professional responsibilities of a licensee and if
7828 the finding by the board of lack of good character is supported by clear
7829 and convincing evidence, and when based upon the prior conviction of
7830 a crime, is in accordance with the provisions of section 46a-80. When
7831 an applicant is found to be unqualified for a certificate because of a
7832 finding of lack of good character, the board shall furnish the applicant
7833 a statement containing the findings of the board and a complete record
7834 of the evidence upon which the determination was based.

7835 (c) An applicant may apply to take the examination if such person
7836 holds a baccalaureate degree, or its equivalent, conferred by a college
7837 or university acceptable to the board, with an accounting concentration
7838 or equivalent, as determined by the board by regulation to be
7839 appropriate. The educational requirements for a certificate shall be
7840 prescribed in regulations to be adopted by the board as follows:

7841 (1) Until December 31, 1999, a baccalaureate degree or its equivalent
7842 conferred by a college or university acceptable to the board, with an
7843 accounting concentration or equivalent as determined by the board by
7844 regulation to be appropriate;

7845 (2) After January 1, 2000, at least one hundred fifty semester hours
7846 of college education including a baccalaureate or higher degree
7847 conferred by a college or university acceptable to the board. The total
7848 educational program shall include an accounting concentration or
7849 equivalent, as determined by the board by regulation to be
7850 appropriate.

7851 (d) The board may charge each applicant a fee, in an amount

7852 prescribed by the board by regulation, for each section of the
7853 examination or reexamination taken by the applicant, or the board
7854 may authorize a third party administering the examination to charge
7855 each applicant a fee for each section of the examination or
7856 reexamination taken by the applicant.

7857 (e) The experience requirement for a certificate shall be as
7858 prescribed by the board by regulation.

7859 (f) The holder of a certificate may register his certificate annually
7860 and pay a fee of **[**twenty**]** forty dollars in lieu of an annual renewal of a
7861 license and such registration shall entitle the registrant to use the
7862 abbreviation "CPA" and the title "certified public accountant" under
7863 conditions and in the manner prescribed by the board by regulation.

7864 Sec. 235. Section 20-281d of the general statutes is repealed and the
7865 following is substituted in lieu thereof (*Effective October 1, 2009*):

7866 (a) The board shall issue or renew licenses to persons who make
7867 application and demonstrate their qualifications in accordance with
7868 subsections (b) to (g), inclusive, of this section.

7869 (b) Licenses shall be initially issued for one year and renewed
7870 annually. Applications for such licenses shall be made in such form,
7871 and in the case of applications for renewal, between such dates, as the
7872 board shall by regulation specify.

7873 (c) An applicant for initial issuance of a license under this section
7874 shall show:

7875 (1) That he holds a valid certificate;

7876 (2) If the applicant's certificate was issued more than four years
7877 prior to his application for issuance of an initial license under this
7878 section, that he has fulfilled the requirements of continuing
7879 professional education that would have been applicable under
7880 subsection (e) of this section if he had secured his initial license within

7881 four years of issuance of his certificate and was now applying under
7882 subsection (e) of this section for renewal of such license.

7883 (d) The board shall issue a certificate to a holder of a certificate
7884 issued by another state upon a showing that:

7885 (1) The applicant passed the examination required for issuance of
7886 his certificate with grades that would have been passing grades at the
7887 time in this state; and

7888 (2) The applicant meets all current requirements in this state for
7889 issuance of a certificate at the time the application is made; or the
7890 applicant, at the time of the issuance of the applicant's certificate in the
7891 other state, met all such requirements then applicable in this state; or
7892 the applicant has had five years of experience in the practice of public
7893 accountancy no earlier than the ten years immediately preceding the
7894 applicant's application or meets equivalent requirements prescribed by
7895 the board by regulation.

7896 (e) For renewal of a license under this section an applicant shall
7897 show that he has completed forty hours of continuing professional
7898 education during each year from the date of issuance or last renewal.
7899 The board may prescribe, by regulation, the content, duration and
7900 organization of continuing professional education courses which
7901 contribute to the general professional competence of the applicant.

7902 (f) For renewal of a license under this section, the board shall charge
7903 the following fees for failure to earn continuing education credits by
7904 the June thirtieth deadline:

7905 (1) **[**Two hundred fifty**]** Three hundred fifteen dollars for reporting
7906 on a renewal application a minimum of forty hours of continuing
7907 professional education, any of which was earned after June thirtieth
7908 and on or by September thirtieth;

7909 (2) **[**Five hundred**]** Six hundred twenty-five dollars for reporting on
7910 a renewal application a minimum of forty hours of continuing

7911 professional education any of which was earned after June thirtieth
7912 and on or by December thirty-first.

7913 (g) The board shall charge a fee of **[**seventy-five**]** one hundred fifty
7914 dollars for the initial issuance and the professional services fee for class
7915 I, as defined in section 33-182*l*, as amended by this act, for each annual
7916 renewal of such license.

7917 (h) Applicants for initial issuance or renewal of licenses under this
7918 section shall in their applications list all states in which they have
7919 applied for or hold certificates or licenses, and each holder of or
7920 applicant for a license under this section shall notify the board in
7921 writing, within thirty days after its occurrence, of any issuance, denial,
7922 revocation or suspension of a certificate or license by another state.

7923 Sec. 236. Subsection (e) of section 20-281e of the general statutes is
7924 repealed and the following is substituted in lieu thereof (*Effective*
7925 *October 1, 2009*):

7926 (e) The board shall charge an annual fee for each application for
7927 initial issuance or renewal of a permit under this section in the amount
7928 of **[**seventy-five**]** one hundred fifty dollars; provided, no such fee shall
7929 be charged to a firm having not more than one licensee.

7930 Sec. 237. Section 20-292 of the general statutes is repealed and the
7931 following is substituted in lieu thereof (*Effective October 1, 2009*):

7932 (a) Each licensed architect shall renew his license each year and pay
7933 to the department the professional services fee for class F, as defined in
7934 section 33-182*l*, as amended by this act.

7935 (b) Each corporation holding a certificate of authorization for the
7936 practice of architecture shall renew its certificate of authorization for
7937 the practice of architecture each year and pay to the department a
7938 renewal fee of **[**one hundred seventy-five**]** two hundred twenty
7939 dollars.

7940 (c) An applicant for examination or reexamination under this
7941 chapter shall pay a nonrefundable fee of [thirty-six] seventy-two
7942 dollars and an amount sufficient to meet the cost of conducting each
7943 portion of the examination taken by such applicant. The fee for an
7944 applicant who qualifies for a license, other than by examination, in
7945 accordance with the provisions of section 20-291, shall be [fifty] one
7946 hundred dollars.

7947 Sec. 238. Section 20-305 of the general statutes is repealed and the
7948 following is substituted in lieu thereof (*Effective October 1, 2009*):

7949 Applications for licensure under this chapter shall be on forms
7950 prescribed and furnished by the Department of Consumer Protection.
7951 The nonrefundable application fee for a professional engineer license
7952 shall be [forty] eighty dollars. The nonrefundable application fee for an
7953 engineer-in-training license shall be [thirty-eight] seventy-six dollars,
7954 which shall accompany the application and which shall include the
7955 cost of the issuance of a license. The nonrefundable application fee for
7956 a land surveyor license shall be [forty] eighty dollars. The
7957 nonrefundable application fee for a surveyor-in-training license shall
7958 be [thirty-two] sixty-four dollars, which shall accompany the
7959 application and which shall include the cost of the issuance of a
7960 license. The initial license fee for a professional engineer license or a
7961 land surveyor license shall be [one hundred ten] two hundred twenty
7962 dollars. The application fee for a combined license as professional
7963 engineer and land surveyor shall be [forty] eighty dollars. The initial
7964 license fee for such combined license shall be [one hundred ten] two
7965 hundred twenty dollars.

7966 Sec. 239. Section 20-306a of the general statutes is repealed and the
7967 following is substituted in lieu thereof (*Effective October 1, 2009):*

7968 (a) The practice of or the offer to practice professional engineering in
7969 this state by individual licensed professional engineers or the practice
7970 of or the offer to practice land surveying in this state by individual
7971 licensed land surveyors under the corporate form or by a corporation

7972 or limited liability company, a material part of the business of which
7973 includes engineering or land surveying, is permitted, provided (1)
7974 such personnel of such corporation or limited liability company as act
7975 in its behalf as engineers or land surveyors are licensed or exempt
7976 from licensure under the provisions of this chapter, and (2) such
7977 corporation or limited liability company has been issued a certificate of
7978 registration by the board as provided in this section. No such
7979 corporation or limited liability company shall be relieved of
7980 responsibility for the conduct or acts of its agents, employees or
7981 officers by reason of its compliance with the provisions of this section,
7982 nor shall any individual practicing engineering or land surveying be
7983 relieved of responsibility for engineering or land surveying services
7984 performed by reason of his employment or relationship with such
7985 corporation or limited liability company. All final drawings,
7986 specifications, plots, reports or other engineering or land surveying
7987 papers or documents involving the practice of engineering or land
7988 surveying which are prepared or approved by any such corporation or
7989 limited liability company or engineer or land surveyor for use of or for
7990 delivery to any person or for public record within this state shall be
7991 dated and bear the signature and seal of the engineer or land surveyor
7992 who prepared them or under whose supervision they were prepared.

7993 (b) A qualifying corporation or limited liability company desiring a
7994 certificate of registration shall file with the board an application upon a
7995 form prescribed by the Department of Consumer Protection
7996 accompanied by an application fee of **[**four hundred fifty**]** <u>five hundred</u>
7997 <u>sixty-five</u> dollars. Each such certificate shall expire annually and shall
7998 be renewable upon payment of a fee of three hundred <u>seventy-five</u>
7999 dollars. If all requirements of this chapter are met, the board shall
8000 authorize the department to issue to such corporation or limited
8001 liability company a certificate of registration within thirty days of such
8002 application, provided the board may refuse to authorize the issuance
8003 of a certificate if any facts exist which would entitle the board to
8004 suspend or revoke an existing certificate.

8005 (c) Each such corporation or limited liability company shall file with
8006 the board a designation of an individual or individuals licensed to
8007 practice engineering or land surveying in this state who shall be in
8008 charge of engineering or land surveying by such corporation or limited
8009 liability company in this state. Such corporation or limited liability
8010 company shall notify the board of any change in such designation
8011 within thirty days after such change becomes effective.

8012 Sec. 240. Section 20-306b of the general statutes is repealed and the
8013 following is substituted in lieu thereof (*Effective October 1, 2009*):

8014 (a) One or more architects, each of whom is licensed under the
8015 provisions of chapter 390, one or more professional engineers or one or
8016 more land surveyors each of whom is licensed under the provisions of
8017 this chapter, may form a corporation or limited liability company for
8018 the joint practice of architecture, professional engineering and land
8019 surveying services, or for the joint practice of architecture and
8020 professional engineering services, or for the joint practice of
8021 architecture and land surveying services, or for the joint practice of
8022 professional engineering and land surveying services, provided (1)
8023 persons licensed as architects, engineers or land surveyors under
8024 chapter 390 or this chapter together own not less than two-thirds of the
8025 voting stock of the corporation or not less than two-thirds of the voting
8026 interests of the limited liability company, and the members of each
8027 profession forming the corporation or limited liability company
8028 together own at least twenty per cent of the voting stock of the
8029 corporation or at least twenty per cent of the voting interests of the
8030 limited liability company, (2) the personnel in responsible charge of
8031 the practice of architecture for such corporation or limited liability
8032 company shall be licensed under chapter 390 and the personnel in
8033 responsible charge of the practice of engineering or land surveying for
8034 such corporation or limited liability company shall be licensed under
8035 this chapter, and (3) such corporation or limited liability company has
8036 been issued a joint certificate of registration by the Department of
8037 Consumer Protection at the direction of the Architectural Licensing

8038 Board and the appropriate members of the State Board of Examiners
8039 for Professional Engineers and Land Surveyors designated to
8040 administer the provisions of this chapter with respect to professional
8041 engineers or land surveyors. Such corporation or limited liability
8042 company shall, upon request by the Architectural Licensing Board or
8043 the State Board of Examiners for Professional Engineers and Land
8044 Surveyors, provide the requesting board with information concerning
8045 its officers, directors, members, beneficial owners and all other aspects
8046 of its business organization. Corporations for such joint practice in
8047 existence as of July 1, 1992, may continue to be governed by the
8048 provisions of this subsection as revised to 1989, provided the certificate
8049 issued under this section did not expire more than two years before
8050 that date.

8051 (b) Application by such corporation or limited liability company for
8052 a certificate of registration under this section shall be made to both
8053 boards jointly on a form prescribed by the department and
8054 accompanied by an application fee of **[**four hundred fifty**]** <u>five hundred</u>
8055 <u>sixty-five</u> dollars. Each such certificate shall expire annually and shall
8056 be renewable upon payment of a fee of three hundred <u>seventy-five</u>
8057 dollars, if all requirements of chapter 390 and this chapter with respect
8058 to corporate or limited liability company practice are met. The boards
8059 by joint action may refuse to authorize the issuance or renewal of a
8060 certificate if any facts exist which would entitle the boards to suspend
8061 or revoke an existing certificate.

8062 (c) Any corporation or limited liability company issued a certificate
8063 under this section shall be required to comply with all provisions of
8064 chapter 390 and this chapter with respect to corporate or limited
8065 liability company practice.

8066 (d) No such corporation or limited liability company shall be
8067 relieved of responsibility for the conduct or acts of its agents,
8068 employees, members or officers by reason of its compliance with the
8069 provisions of this section, nor shall any individual practicing

8070 architecture, engineering or land surveying be relieved of
8071 responsibility for services performed by reason of his employment or
8072 relationship with such corporation or limited liability company.

8073 (e) All fees collected under this section shall be paid to the State
8074 Treasurer for deposit in the General Fund.

8075 (f) The Commissioner of Consumer Protection, with the advice and
8076 assistance of the Architectural Licensing Board and the appropriate
8077 members of the State Board of Examiners for Professional Engineers
8078 and Land Surveyors designated to administer the provisions of this
8079 chapter with respect to professional engineers or land surveyors, shall
8080 adopt regulations, in accordance with chapter 54, to carry out the
8081 provisions of this section.

8082 Sec. 241. Section 20-308 of the general statutes is repealed and the
8083 following is substituted in lieu thereof (*Effective October 1, 2009*):

8084 (a) The board may, upon application and the payment of a fee of
8085 one hundred **[**fifty**]** <u>ninety</u> dollars to the Department of Consumer
8086 Protection, authorize the department to issue a license as a professional
8087 engineer, or a combined license as a professional engineer and land
8088 surveyor or, upon application and the payment of a fee of **[**one
8089 hundred fifty**]** <u>one hundred ninety</u> dollars, to issue a license as a land
8090 surveyor to any person who holds a certificate of qualification,
8091 licensure or registration issued to such person by the proper authority
8092 of any state, territory or possession of the United States, or any
8093 country, or the National Bureau of Engineering Registration, provided
8094 the requirements for the licensure or registration of professional
8095 engineers or land surveyors under which such license, certificate of
8096 qualification or registration was issued shall not conflict with the
8097 provisions of this chapter and shall be of a standard not lower than
8098 that specified in section 20-302. Upon request of any such applicant the
8099 board may, if it determines that the application is in apparent good
8100 order, authorize the department to grant to such applicant permission
8101 in writing to practice engineering or land surveying or both for a

8102 specified period of time while such application is pending. The board
8103 may waive the first part of the examination specified in subdivision (1)
8104 of section 20-302 in the case of an applicant for licensure as a
8105 professional engineer who holds a certificate as an engineer-in-training
8106 issued to him by the proper authority of any state, territory or
8107 possession of the United States, provided the requirements under
8108 which the certificate was issued do not conflict with the provisions of
8109 this chapter and are of a standard at least equal to that specified in said
8110 subdivision (1). The board may waive that part of the examination
8111 specified in subdivision (3) of section 20-302 relating to the
8112 fundamentals of land surveying, in the case of an applicant for
8113 licensure as a land surveyor who holds a certificate as a surveyor-in-
8114 training issued to him by the proper authority of any state, territory or
8115 possession of the United States, provided the requirements under
8116 which the certificate was issued do not conflict with the provisions of
8117 this chapter and are of a standard at least equal to that specified in said
8118 subdivision (3).

8119 (b) The board may, upon application and the payment of a fee to be
8120 fixed by the board, authorize the Department of Consumer Protection
8121 to issue a license as an engineer-in-training to any person who holds a
8122 certificate of qualification as engineer-in-training or surveyor-in-
8123 training issued to him by the proper authority of any state or territory
8124 or possession of the United States, or any country, provided the
8125 requirements for certification under which such certificate of
8126 qualification was issued do not conflict with the provisions of this
8127 chapter and are of a standard at least equal to that specified in section
8128 20-302.

8129 Sec. 242. Section 20-314 of the general statutes is repealed and the
8130 following is substituted in lieu thereof (*Effective October 1, 2009*):

8131 (a) Licenses shall be granted under this chapter only to persons who
8132 bear a good reputation for honesty, truthfulness and fair dealing and
8133 who are competent to transact the business of a real estate broker or

8134 real estate salesperson in such manner as to safeguard the interests of
8135 the public.

8136 (b) Each application for a license or for a renewal thereof shall be
8137 made in writing, on such forms and in such manner as is prescribed by
8138 the Department of Consumer Protection and accompanied by such
8139 evidence in support of such application as is prescribed by the
8140 commission. The commission may require such information with
8141 regard to an applicant as the commission deems desirable, with due
8142 regard to the paramount interests of the public, as to the honesty,
8143 truthfulness, integrity and competency of the applicant and, where the
8144 applicant is a corporation, association or partnership, as to the honesty,
8145 truthfulness, integrity and competency of the officers of such
8146 corporation or the members of such association or partnership.

8147 (c) In order to determine the competency of any applicant for a real
8148 estate broker's license or a real estate salesperson's license the
8149 commission shall, on payment to the commission of an application fee
8150 of **[**sixty**]** one hundred twenty dollars by an applicant for a real estate
8151 broker's license or on payment to the commission of an application fee
8152 of **[**forty**]** eighty dollars by an applicant for a real estate salesperson's
8153 license, subject such applicant to personal written examination as to
8154 the applicant's competency to act as a real estate broker or real estate
8155 salesperson, as the case may be. Such examination shall be prepared by
8156 the Department of Consumer Protection or by a national testing
8157 service designated by the Commissioner of Consumer Protection and
8158 shall be administered to applicants by the Department of Consumer
8159 Protection or by such testing service at such times and places as the
8160 commissioner may deem necessary. The commission may waive the
8161 uniform portion of the written examination requirement in the case of
8162 an applicant who has taken the national testing service examination in
8163 another state within two years from the date of application and has
8164 received a score deemed satisfactory by the commission. The
8165 Commissioner of Consumer Protection shall adopt regulations, in
8166 accordance with chapter 54, establishing passing scores for

8167 examinations. In addition to such application fee, applicants taking the
8168 examination administered by a national testing service shall be
8169 required to pay directly to such testing service an examination fee
8170 covering the cost of such examination. Each payment of such
8171 application fee shall entitle the applicant to take such examination four
8172 times within the one-year period from the date of payment.

8173 (d) (1) Each applicant for a real estate broker's license shall, before
8174 being admitted to such examination, prove to the satisfaction of the
8175 commission: (A) (i) That the applicant has been actively engaged for at
8176 least two years as a licensed real estate salesperson under the
8177 supervision of a licensed real estate broker in this state, (ii) that the
8178 applicant has successfully completed a course approved by the
8179 commission in real estate principles and practices of at least sixty
8180 classroom hours of study, (iii) that the applicant has successfully
8181 completed a course approved by the commission in real estate
8182 appraisal consisting of at least thirty classroom hours of study, and (iv)
8183 that the applicant has successfully completed a course approved by the
8184 commission consisting of at least thirty classroom hours as prescribed
8185 by the commission, or (B) that the applicant has equivalent experience
8186 or education as determined by the commission.

8187 (2) Each applicant for a real estate salesperson's license shall, before
8188 being admitted to such examination, prove to the satisfaction of the
8189 commission (A) that the applicant has successfully completed a course
8190 approved by the commission in real estate principles and practices
8191 consisting of at least sixty classroom hours of study, or (B) that the
8192 applicant has equivalent experience or education as determined by the
8193 commission.

8194 (e) The provisions of subsections (c) and (d) of this section shall not
8195 apply to any renewal of a real estate broker's license, or a real estate
8196 salesperson's license issued prior to October 1, 1973.

8197 (f) All licenses issued under the provisions of this chapter shall
8198 expire annually. At the time of application for a real estate broker's

8199 license, there shall be paid to the commission, for each individual
8200 applicant and for each proposed active member or officer of a firm,
8201 partnership, association or corporation, the sum of [four hundred fifty]
8202 five hundred sixty-five dollars, and for the annual renewal thereof, the
8203 sum of three hundred seventy-five dollars and for a real estate
8204 salesperson's license two hundred [twenty-five] eighty-five dollars and
8205 for the annual renewal thereof the sum of two hundred [twenty-five]
8206 eighty-five dollars. Three dollars of each such annual renewal fee shall
8207 be payable to the Real Estate Guaranty Fund established pursuant to
8208 section 20-324a. If a license is not issued, the fee shall be returned. A
8209 real estate broker's license issued to any partnership, association or
8210 corporation shall entitle the individual designated in the application,
8211 as provided in section 20-312, upon compliance with the terms of this
8212 chapter, but without the payment of any further fee, to perform all of
8213 the acts of a real estate broker under this chapter on behalf of such
8214 partnership, association or corporation. Any license which expires and
8215 is not renewed pursuant to this subsection may be reinstated by the
8216 commission, if, not later than two years after the date of expiration, the
8217 former licensee pays to the commission for each real estate broker's
8218 license the sum of three hundred seventy-five dollars and for each real
8219 estate salesperson's license the sum of two hundred [twenty-five]
8220 eighty-five dollars for each year or fraction thereof from the date of
8221 expiration of the previous license to the date of payment for
8222 reinstatement, except that any licensee whose license expired after
8223 such licensee entered military service shall be reinstated without
8224 payment of any fee if an application for reinstatement is filed with the
8225 commission within two years after the date of expiration. Any such
8226 reinstated license shall expire on the next succeeding April thirtieth.

8227 (g) Any person whose application has been filed as provided in this
8228 section and who is refused a license shall be given notice and afforded
8229 an opportunity for hearing as provided in the regulations adopted by
8230 the Commissioner of Consumer Protection.

8231 Sec. 243. Section 20-329f of the general statutes, as amended by

8232 section 32 of public act 09-74, is repealed and the following is
8233 substituted in lieu thereof (*Effective October 1, 2009*):

8234 (a) The commission shall, upon completion of the investigation and
8235 inspection as provided in section 20-329e, as amended by **[**this act**]**
8236 section 31 of public act 09-74, but, in the absence of any agreement to
8237 the contrary between the applicant and the commission, not later than
8238 three months from the receipt of the completed license application, or
8239 receipt of an effective statement of record filed with the Secretary of
8240 Housing and Urban Development and filed with the commission
8241 pursuant to subsection (c) of section 20-329b, (1) approve or
8242 disapprove the prospectus, property report or offering statement
8243 submitted under subsection (c) of section 20-329b or section 20-329d, as
8244 the case may be, and (2) if satisfied, issue to the applicant, upon
8245 payment to the commission of a fee computed as provided in
8246 subsection (b) of this section, a license to offer and dispose of in this
8247 state the subdivision or parcels, units or other interests in any
8248 subdivision that is the subject of the application or such effective
8249 statement of record. Such license shall be valid for one year and may
8250 be renewed annually upon payment to the commission of a fee,
8251 computed as provided in subsection (b) of this section, unless there is a
8252 material change affecting such subdivision or lot, parcels, units or
8253 other interest in any subdivision or the offer or disposition thereof, in
8254 which case all new facts shall be reported to the commission
8255 immediately. Upon receipt of such report or in the event that any such
8256 material change is discovered by or comes to the attention of the
8257 commission through other sources, the commission may, after a
8258 hearing pursuant to section 20-321, take such action as the commission
8259 considers necessary, including the suspension or revocation of such
8260 license if justified.

8261 (b) The amount any person shall pay for an initial license fee or a
8262 renewal license fee for each subdivision covered by the license shall be
8263 computed on the basis of the rates set forth in the following schedule.

Number Of Lots or Units	Initial Fee	Annual Renewal Fee
1- 50	[$250.] $315.	[$100.] $200.
51-100	[$275.] 345.	[$125.] 250.
101-150	[$300.] 375.	[$150.] 190.
151-200	[$325.] 410.	[$175.] 220.
201-250	[$350.] 440.	[$200.] 250.
251-300	[$375.] 470.	[$225.] 285.
301-350	[$400.] 500.	[$250.] 315.
351-400	[$425.] 535.	[$275.] 345.
401-450	[$450.] 565.	[$300.] 375.
451-500	[$475.] 595.	[$325.] 410.
501 and above	[$500.] 625.	[$350.] 440.

8264 Sec. 244. Section 20-333 of the general statutes is repealed and the
8265 following is substituted in lieu thereof (*Effective October 1, 2009*):

8266 The Department of Consumer Protection shall hold at least four
8267 examinations each year, at such times as the appropriate board may
8268 determine and in such locations as may be convenient, written notice
8269 of the time and place of each such examination to be given to each
8270 applicant at least ten days prior to such examination. To obtain a
8271 license under this chapter, an applicant shall have attained such
8272 applicant's eighteenth birthday and shall furnish such evidence of
8273 competency as the appropriate board, with the consent of the
8274 Commissioner of Consumer Protection, shall require. The applicant
8275 shall satisfy such board that such applicant is of good moral character,
8276 possesses a diploma or other evidence of graduation from the eighth
8277 grade of grammar school, or possesses an equivalent education to be
8278 determined on examination and has the requisite skill to perform the
8279 work in the trade for which such applicant is applying for a license and
8280 can comply with all other requirements of this chapter and the
8281 regulations adopted under this chapter. Upon application for any such
8282 license, the applicant shall pay to the department a nonrefundable

8283 application fee of [forty-five] ninety dollars for a license under
8284 subdivisions (2) and (3) of subsection (a) and subdivision (4) of
8285 subsection (e) of section 20-334a, or a nonrefundable application fee of
8286 [seventy-five] one hundred fifty dollars for a license under subdivision
8287 (1) of subsection (a), subdivisions (1) and (2) of subsection (b),
8288 subdivision (1) of subsection (c) and subdivisions (1), (2) and (3) of
8289 subsection (e) of section 20-334a. The department shall conduct such
8290 written, oral and practical examinations as the appropriate board, with
8291 the consent of the commissioner, deems necessary to test the
8292 knowledge of the applicant in the work for which a license is being
8293 sought. Any person completing the required apprentice training
8294 program for a journeyman's license under section 20-334a shall, within
8295 thirty days following such completion, apply for a licensure
8296 examination given by the department. If an applicant does not pass
8297 such licensure examination, the commissioner shall provide each failed
8298 applicant with information on how to retake the examination and a
8299 report describing the applicant's strengths and weaknesses in such
8300 examination. The applicant may take up to two additional
8301 examinations during the one-year period commencing on the date of
8302 such applicant's first examination application, provided, if the
8303 applicant does not pass such applicant's third examination the
8304 applicant may not be examined again until one year after the date of
8305 such third examination. Any apprentice permit issued under section
8306 20-334a to an applicant who fails three licensure examinations in any
8307 one-year period shall remain in effect if such applicant applies for and
8308 takes the first licensure examination given by the department
8309 following the one-year period from the date of such applicant's third
8310 and last unsuccessful licensure examination. Otherwise, such permit
8311 shall be revoked as of the date of the first examination given by the
8312 department following expiration of such one-year period. When an
8313 applicant has qualified for a license, the department shall, upon receipt
8314 of the license fee, issue to such applicant a license entitling such
8315 applicant to engage in the work or occupation for which a license was
8316 sought and shall register each successful applicant's name and address

8317 in the roster of licensed persons authorized to engage in the work or
8318 occupation within the appropriate board's authority. Each board may
8319 declare forfeited the application fee of any applicant who has failed to
8320 appear for examination at three successive examinations for which
8321 written notice has been sent. All fees and other moneys collected by
8322 the department shall be promptly transmitted to the State Treasurer as
8323 provided in section 4-32.

8324 Sec. 245. Section 20-334a of the general statutes is repealed and the
8325 following is substituted in lieu thereof (*Effective October 1, 2009*):

8326 (a) Except as otherwise provided in this section, the following
8327 licenses may be issued by the Department of Consumer Protection,
8328 upon authorization of the boards, under the provisions of section
8329 20-333:

8330 (1) (A) An unlimited contractor's license may be issued to a person
8331 who has served as a journeyman in the trade for which such person
8332 seeks a license for not less than two years and, if such service as a
8333 journeyman was outside this state, has furnished evidence satisfactory
8334 to the appropriate state board that such service is comparable to
8335 similar service in this state, or has furnished satisfactory evidence of
8336 education and experience and has passed an examination which has
8337 demonstrated that such person is competent in all aspects of such
8338 trade to be an unlimited contractor. (B) A limited contractor's license
8339 may be issued to a person who fulfills the requirements of
8340 subparagraph (A) of this subdivision as to a specific area or areas
8341 within the trade for which such person seeks a license. (C) The holder
8342 of an unlimited or a limited contractor's license may, within the trade,
8343 or the area or areas of the trade, for which such holder has been
8344 licensed, furnish supplies and do layout, installation, repair and
8345 maintenance work and distribute and handle materials, provided
8346 nothing in this subdivision shall be construed to authorize the
8347 performance of any action for which licensure is required under the
8348 provisions of chapter 390 or 391. Such licensee shall furnish the board

8349 with evidence that such licensee will comply with all state
8350 requirements pertaining to workers' compensation and unemployment
8351 insurance and that such evidence shall be available to any properly
8352 interested person prior to the issuance of a license under this
8353 subdivision.

8354 (2) (A) An unlimited journeyman's license may be issued to any
8355 person who has completed a bona fide apprenticeship program,
8356 including not less than four years' experience in the trade for which
8357 such person seeks a license, and has demonstrated such person's
8358 competency to perform all services included in the trade for which a
8359 license is sought by successfully completing the applicable state
8360 licensure examination. (B) A limited journeyman's license may be
8361 issued to a person who fulfills the requirements of subparagraph (A) of
8362 this subdivision in a specific area or areas of the trade for which such
8363 person seeks a license, provided the length of experience required may
8364 be less than four years for such area or areas of the trade.

8365 (3) (A) An elevator craftsman's license may be issued to any person
8366 who has completed an apprenticeship program, has at least two years'
8367 experience in elevator installation, repair and maintenance work and
8368 has demonstrated such person's competency to perform such work. (B)
8369 An elevator helper's license may be issued for the performance of
8370 elevator maintenance under the supervision of an elevator craftsman.

8371 (4) An apprentice's permit may be issued for the performance of
8372 work in a trade licensed under the provisions of this chapter, for the
8373 purpose of training, which work may be performed only under the
8374 supervision of a licensed contractor, journeyman or elevator craftsman.

8375 (5) An apprentice permit shall expire upon the failure of the
8376 apprentice holding such permit to apply for the first licensure
8377 examination given by the department following completion of an
8378 apprentice training program as provided in subdivision (2) of this
8379 subsection.

8380 (b) The following licenses for solar thermal work may be issued by
8381 the department, upon authorization of the examining board for
8382 heating, piping, cooling and sheet metal work, under the provisions of
8383 section 20-333, including an examination on solar work:

8384 (1) A solar thermal contractor's license may be issued to any person
8385 who (A) not later than July 1, 1984, (i) has been issued a P-1, P-3, S-1,
8386 S-3, S-5, S-7, D-1 or D-3 license under subdivision (1) of subsection (a)
8387 of this section or installs at least six fully operational solar hot water
8388 heating systems, and (ii) qualifies for a solar thermal contractor's
8389 license under section 20-333, or (B) has served as a solar thermal
8390 journeyman for not less than two years.

8391 (2) A solar thermal journeyman's license may be issued to any
8392 person who (A) not later than July 1, 1984, (i) is issued a P-2, P-4, S-2,
8393 S-4, S-6, S-8, D-2 or D-4 license under subdivision (2) of subsection (a)
8394 of this section, and (ii) qualifies for a solar thermal journeyman's
8395 license under section 20-333, (B) after July 1, 1984, is issued a P-2, P-4,
8396 S-2, S-4, S-6, S-8, D-2 or D-4 license under subdivision (2) of subsection
8397 (a) of this section and whose bona fide apprenticeship program
8398 includes instruction in solar thermal work, or (C) after July 1, 1984,
8399 completes a bona fide solar thermal work apprenticeship program and
8400 has not less than two years' experience in solar thermal work. A solar
8401 thermal journeyman may work only under the supervision of a
8402 licensed solar thermal contractor.

8403 (3) A solar thermal apprentice's permit may be issued for the
8404 performance of solar thermal work for the purpose of training. Such
8405 work may be performed only under the supervision of a licensed solar
8406 thermal contractor or journeyman.

8407 (c) The following licenses for fire protection sprinkler systems work
8408 may be issued by the department: (1) A fire protection sprinkler
8409 contractor's license may be issued to a person who provides
8410 satisfactory evidence of education and experience in fire protection
8411 sprinkler systems work, as defined in subdivision (9) of section 20-330,

8412 and who has passed an examination which has demonstrated
8413 competence in all aspects of such trade. Applicants for such license
8414 shall complete a form provided by the commissioner; and (2) a
8415 journeyman sprinkler fitter's license may be issued to a person who
8416 has completed a bona fide apprenticeship program pursuant to section
8417 20-334c, and who has not less than four years experience in fire
8418 protection sprinkler systems work, as defined in subdivision (9) of
8419 section 20-330, or who has been licensed under this section, and has
8420 passed an examination which has demonstrated competence in all
8421 aspects of such trade. Applicants for such license shall complete a form
8422 provided by the department.

8423 (d) The following licenses for irrigation work may be issued by the
8424 department upon authorization of the examining board for plumbing
8425 and piping work under the provisions of section 20-333: (1) An
8426 irrigation contractor's license, and (2) an irrigation journeyman's
8427 license.

8428 (e) The following licenses for sheet metal work may be issued by the
8429 department upon authorization of the examining board for heating,
8430 piping, cooling and sheet metal work, under the provisions of section
8431 20-333, in addition to any licenses or permits issued for such work
8432 under subsection (a) of this section:

8433 (1) Prior to January 1, 2002, a limited contractor's license for large
8434 commercial sheet metal work may be issued to any person who has
8435 worked as a sheet metal contractor or successfully worked in such
8436 trade in the capacity of a journeyman sheet metal worker for not less
8437 than two years.

8438 (2) On or after January 1, 2002, a limited contractor's license for large
8439 commercial sheet metal work may be issued to any person who has
8440 (A) served as a journeyman in the trade for which such person seeks a
8441 license for not less than two years, and (B) if such service as a
8442 journeyman was outside this state, furnished evidence satisfactory to
8443 the examining board for heating, piping, cooling and sheet metal work

8444 that such service is comparable to similar service in this state.

8445 (3) Prior to January 1, 2002, a limited journeyman's license for large
8446 commercial sheet metal work may be issued to any person who has
8447 (A) successfully completed a bona fide apprenticeship program,
8448 including not less than four years of experience in the trade for which
8449 such person seeks a license, or (B) demonstrated such person's
8450 competency to perform such work by furnishing proof of continuous
8451 employment in such trade for not less than eight thousand hours
8452 within the previous five years, subject to the approval of the examining
8453 board for heating, piping, cooling and sheet metal work.

8454 (4) On or after January 1, 2002, a limited journeyman's license for
8455 large commercial sheet metal work may be issued to any person who
8456 has (A) successfully completed a bona fide apprenticeship program,
8457 including not less than four years of experience in the trade for which
8458 such person seeks a license, and (B) demonstrated such person's
8459 competency to perform all services included in the trade for which a
8460 license is sought by successfully completing the applicable state
8461 licensure examination.

8462 (f) On and after January 1, 2002, the following licenses for
8463 automotive glass work and flat glass work may be issued by the
8464 department upon authorization of the examining board for automotive
8465 glass work and flat glass work, under the provisions of section 20-333:

8466 (1) On and after January 1, 2002, but before January 1, 2003, an
8467 unlimited contractor's license for automotive glass work or flat glass
8468 work may be issued to any person who has served as a journeyman in
8469 the trade for which such person seeks a license for not less than three
8470 years. On and after January 1, 2002, an unlimited contractor's license
8471 for automotive glass work or flat glass work may be issued to any
8472 person who (A) has served as a journeyman in the trade for which
8473 such person seeks a license for not less than three years and, if such
8474 service as a journeyman was outside this state, has furnished evidence
8475 satisfactory to the examining board for automotive glass work and flat

8476 glass work that such service is comparable to similar service in this
8477 state, and (B) has furnished satisfactory evidence of education and
8478 experience and has passed an examination which has demonstrated
8479 that such person is competent in all aspects of such trade to be an
8480 unlimited contractor for automotive glass work or flat glass work.

8481 (2) On and after January 1, 2002, but before January 1, 2003, an
8482 unlimited journeyman's license for automotive glass work or flat glass
8483 work may be issued to any person who has served in the trade for
8484 which such person seeks a license for not less than two years. On and
8485 after January 1, 2002, an unlimited journeyman's license for
8486 automotive glass work or flat glass work may be issued to any person
8487 who has successfully completed a bona fide apprenticeship program as
8488 required by the examining board for automotive glass work and flat
8489 glass work, and has demonstrated such person's competency to
8490 perform all services included in the trade for which a license is sought
8491 by successfully completing the applicable state licensure examination.

8492 (g) On or after July 1, 2003, a medical gas and vacuum systems
8493 certificate for medical gas and vacuum systems work may be issued by
8494 the department, upon the authorization of the Plumbing and Piping
8495 Work Board or the Heating, Piping and Cooling Work Board, as
8496 appropriate, to any person who (1) has been issued a P-1, P-2, S-1, S-2,
8497 S-3 or S-4 license under subdivision (1) of subsection (a) of this section,
8498 (2) has been certified as a medical gas and vacuum system brazer
8499 issued in accordance with the standards of Section IX entitled
8500 "Welding and Brazing Qualifications" of the American Society of
8501 Mechanical Engineers Boiler and Pressure Vessel Code, and (3) has
8502 been certified as having completed an approved training course on
8503 medical gas and vacuum system installation as required by American
8504 National Standards Institute-American Society of Sanitary Engineering
8505 Series 6000. No person shall perform medical gas and vacuum systems
8506 work unless such person has obtained a certificate pursuant to this
8507 subsection. Such certificate shall be renewed consistent with the
8508 renewal process for the prerequisite licenses. The fee for such

8509 certificate shall be [twenty-five] fifty dollars.

8510 (h) A limited sheet metal power industry license may be issued to
8511 any person upon authorization of the examining board for heating,
8512 piping, cooling and sheet metal work, subject to the provisions of
8513 section 20-333. Prior to taking the licensure examination, an applicant
8514 shall successfully complete an education and training program
8515 established and approved by the Labor Department with the advice of
8516 the Connecticut State Apprenticeship Council. The holder of such
8517 license may only install, erect, replace, repair or alter breeching
8518 exhaust and inlet air systems at electric generation facilities, including,
8519 but not limited to, cogeneration plants, bio-mass facilities, blast
8520 furnaces, combined cycle facilities, fossil fuel, gas and hydro power
8521 facilities, incinerators and nuclear power facilities. The holder of such
8522 license may only perform such work while in the employ of a
8523 contractor licensed to perform such sheet metal work under this
8524 chapter.

8525 (i) The Electrical Work Board shall authorize any person to install,
8526 service and repair residential security systems limited to twenty-five
8527 volts and five amperes in one to three-family residential dwellings,
8528 provided the person is in the employ of an electrical contractor holding
8529 an E-1 unlimited contractor license or an L-5 contractor license issued
8530 pursuant to subdivision (1) of subsection (a) of this section and the
8531 person has successfully completed an apprenticeship and training
8532 program established and approved by the Labor Department with the
8533 advice of the Connecticut State Apprenticeship Council. Any person
8534 authorized to work under this subsection shall not perform
8535 telecommunications electrical work, as defined in section 20-340b, with
8536 the exception of work involving interface wiring from a residential
8537 security system to an existing telephone connection for monitoring
8538 purposes. Any person who is authorized to work under this subsection
8539 shall, no later than fifteen months after being issued said
8540 authorization, secure an L-6 limited electrical journeyperson's license
8541 pursuant to subdivision (2) of subsection (a) of this section.

8542 Sec. 246. Section 20-335 of the general statutes is repealed and the
8543 following is substituted in lieu thereof (*Effective October 1, 2009):*

8544 Any person who has successfully completed an examination for
8545 such person's initial license under this chapter shall pay to the
8546 Department of Consumer Protection a fee of **[**seventy-five**]** one
8547 hundred fifty dollars for a contractor's license or a fee of **[**sixty**]** one
8548 hundred twenty dollars for any other such license. All such licenses
8549 shall expire annually. No person shall carry on or engage in the work
8550 or occupations subject to this chapter after the expiration of such
8551 person's license until such person has filed an application bearing the
8552 date of such person's registration card with the appropriate board.
8553 Such application shall be in writing, addressed to the secretary of the
8554 board from which such renewal is sought and signed by the person
8555 applying for such renewal. A licensee applying for renewal shall, at
8556 such times as the commissioner shall by regulation prescribe, furnish
8557 evidence satisfactory to the board that the licensee has completed any
8558 continuing professional education required under sections 20-330 to
8559 20-341, inclusive, or any regulations adopted thereunder. The board
8560 may renew such license if the application for such renewal is received
8561 by the board no later than one month after the date of expiration of
8562 such license, upon payment to the department of a renewal fee of
8563 **[**seventy-five**]** one hundred fifty dollars in the case of a contractor and
8564 of **[**sixty**]** one hundred twenty dollars for any other such license. The
8565 department shall issue a receipt stating the fact of such payment,
8566 which receipt shall be a license to engage in such work or occupation.
8567 A licensee who has failed to renew such licensee's license for a period
8568 of over one year from the date of expiration of such license shall have
8569 it reinstated only upon complying with the requirements of section 20-
8570 333. All license fees and renewal fees paid to the department pursuant
8571 to this section shall be deposited in the General Fund.

8572 Sec. 247. Section 20-341e of the general statutes is repealed and the
8573 following is substituted in lieu thereof (*Effective October 1, 2009*):

8574 The Department of Public Health shall hold at least four
8575 examinations each year, at such times and in such locations as may be
8576 convenient. Notice of the time and place of each examination shall be
8577 given in writing to each applicant at least ten days prior to the
8578 examination. To obtain a license an applicant shall furnish such
8579 evidence of competency as said department shall require. The
8580 applicant shall satisfy said department that he has the requisite skill to
8581 perform the work of a subsurface sewage disposal system installer or
8582 cleaner and can comply with all other requirements of this chapter.
8583 Upon application to said department for a license, the applicant shall
8584 pay to said department a fee of **[**twenty-five**]** fifty dollars for a
8585 subsurface sewage disposal system installer license or **[**ten**]** twenty
8586 dollars for a subsurface sewage disposal system cleaner license. The
8587 applicant shall present himself at the next regular examination. The
8588 Department of Public Health shall conduct such written, oral and
8589 practical examinations as it deems necessary to test the knowledge of
8590 the applicant for a subsurface sewage disposal system installer's
8591 license on sewage disposal system construction and installation or to
8592 test the knowledge of the applicant for a subsurface sewage disposal
8593 system cleaner on subsurface sewage disposal system cleaning and
8594 servicing. When an applicant has qualified for a license, the
8595 department shall issue to such person a license entitling him to engage
8596 in the work or occupation of subsurface sewage disposal system
8597 installer or subsurface sewage disposal system cleaner until the date
8598 for renewal under section 19a-88, as amended by this act. All fees
8599 collected by said department shall be promptly transmitted to the State
8600 Treasurer.

8601 Sec. 248. Section 20-341y of the general statutes is repealed and the
8602 following is substituted in lieu thereof (*Effective October 1, 2009*):

8603 (a) Each mechanical contractor shall exhibit on all job sites the
8604 original or a copy of its certificate of registration.

8605 (b) No mechanical contractor shall: (1) Present or attempt to present,

8606 as its own, the certificate of another, (2) knowingly give false evidence
8607 of a material nature to the commissioner for the purpose of procuring a
8608 certificate, (3) use or attempt to use a certificate which has expired or
8609 which has been suspended or revoked, (4) offer to perform or perform
8610 any heating, piping and cooling work or any plumbing and piping
8611 work without having first obtained a certificate of registration under
8612 sections 20-341s to 20-341bb, inclusive, or (5) represent in any manner
8613 that its registration constitutes an endorsement of the quality of its
8614 workmanship or of its competency by the commissioner. A violation of
8615 any of the provisions of sections 20-341s to 20-341bb, inclusive, shall be
8616 deemed an unfair or deceptive trade practice under subsection (a) of
8617 section 42-110b.

8618 (c) Certificates issued to mechanical contractors shall be valid for
8619 one year and shall not be transferable or assignable.

8620 (d) The fee for renewal of a certificate shall be **[**fifty-five**]** <u>one</u>
8621 <u>hundred ten</u> dollars.

8622 Sec. 249. Section 20-349 of the general statutes is repealed and the
8623 following is substituted in lieu thereof (*Effective October 1, 2009*):

8624 (a) No person shall install, service, maintain, recondition or repair
8625 receiving equipment of another, or procure the services of a third
8626 person to act on his behalf in the installation, servicing, maintenance,
8627 reconditioning or repair of receiving equipment of another without a
8628 license or a temporary permit issued for such purpose in accordance
8629 with the provisions of this chapter.

8630 (b) No person shall offer by advertisement, telephone or in any
8631 other manner to install, service, maintain or repair receiving
8632 equipment unless such person has been licensed for such purpose in
8633 accordance with the provisions of this chapter.

8634 (c) Any person desiring to be licensed under this chapter shall apply
8635 to the board in writing, on forms which the Department of Consumer

8636 Protection shall provide, stating: (1) Such person's name, residence
8637 address and business address; (2) a brief description of his
8638 qualifications, including the length and nature of his experience; (3) in
8639 the case of an apprentice, the name of his employer or supervisor; and
8640 (4) such other information as the department may require. Each
8641 application for a license as a service dealer shall be accompanied by a
8642 fee of [one] two hundred dollars. Each application for a license as a
8643 licensed electronics technician, licensed antenna technician or licensed
8644 radio electronics technician shall be accompanied by a fee of [forty]
8645 eighty dollars. Each application for a permit as an apprentice shall be
8646 accompanied by a fee of [twenty] forty dollars. If a service dealer as an
8647 individual is a licensed electronics technician or licensed radio
8648 electronics technician, only one license fee shall be charged in the
8649 amount of [one] two hundred dollars. On receipt of an application
8650 under the provisions of this section, the board may, for an additional
8651 fee of [twenty] forty dollars, authorize the department to issue a
8652 temporary permit which will allow the applicant to serve in the
8653 capacity for which he seeks licensure until the next examination for
8654 such license, provided only one such temporary permit shall be issued
8655 to such applicant. All such fees shall be paid to the department.

8656 Sec. 250. Section 20-357m of the general statutes is repealed and the
8657 following is substituted in lieu thereof (*Effective October 1, 2009*):

8658 (a) As used in this section:

8659 (1) "Telecommunications infrastructure" means structured cabling
8660 for voice and data telecommunications;

8661 (2) "Telecommunications infrastructure layout technician" means an
8662 individual licensed by the Department of Consumer Protection
8663 pursuant to this section, to produce telecommunications infrastructure
8664 designs that comply with nationally recognized standards;

8665 (3) "Telecommunications infrastructure layout" means the preparing
8666 and producing of telecommunications infrastructure design and

8667 working drawings to be used for the installation, alteration or
8668 modification of a telecommunications infrastructure in all buildings,
8669 except residential buildings;

8670 (4) "Nationally recognized standards" means the National Electric
8671 Code (NFPA-70), the (ANSI/TIA/EIA 568-A) Commercial Building
8672 Telecommunications Cabling Standard, the (ANSI/EIA/TIA-569-A)
8673 Commercial Building Standard for Telecommunications Pathways and
8674 Spaces, the (ANSI/EIA/TIA-570) Residential and Light Commercial
8675 Telecommunications Wiring Standard and all other ANSI approved
8676 telecommunications infrastructure installation standards or the
8677 equivalent thereof, as determined by the Department of Consumer
8678 Protection.

8679 (b) No individual shall use the title "telecommunications
8680 infrastructure layout technician" unless the individual has obtained a
8681 telecommunications infrastructure layout technician license from the
8682 Department of Consumer Protection issued pursuant to this section.

8683 (c) Each applicant shall submit an application for a
8684 telecommunications infrastructure layout technician license on forms
8685 prescribed and furnished by the Department of Consumer Protection.
8686 The applications shall include the applicant's name, residential
8687 address, business address, business telephone number and such other
8688 information or photographs as the commissioner may require. The
8689 submitted application shall include a nonrefundable application fee of
8690 **[**seventy-five**]** <u>one hundred fifty</u> dollars.

8691 (d) The commissioner shall issue a telecommunications
8692 infrastructure layout technician license to any individual who: (1)
8693 Completes a college level program or other program of instruction
8694 approved by the Department of Consumer Protection that assures
8695 industry standards in telecommunications infrastructure design; (2)
8696 submits an application pursuant to subsection (c) of this section
8697 deemed acceptable by the Commissioner of Consumer Protection; and
8698 (3) at the time of application, has held for not less than five years and

8699 continues to hold a valid unlimited or limited electrical license issued
8700 under the Electrical Work Board or a public service technician
8701 certificate of registration issued pursuant to section 20-340b, or has
8702 other equivalent experience and training as required for an electrical
8703 license, as determined by the commissioner. A license issued pursuant
8704 to this subsection is nontransferable. The fee for a telecommunications
8705 infrastructure layout technician license is **[**two hundred fifty**]** <u>three</u>
8706 <u>hundred fifteen</u> dollars. Such license shall be renewed biennially and
8707 the renewal fee is **[**two hundred fifty**]** <u>three hundred fifteen</u> dollars.

8708 (e) Each licensee shall obtain a seal in such manner as prescribed by
8709 the Department of Consumer Protection. The licensee shall sign and
8710 apply the seal to all documentation required by this subsection
8711 concerning work within the scope of the telecommunications
8712 infrastructure layout technician license. If such documentation is more
8713 than one page and bound together, the licensee may sign and apply
8714 the seal to one page, unless such documentation concerns filing plans
8715 for a building permit or appurtenant structures where the licensee
8716 shall sign and apply the seal to every page. No licensee shall sign or
8717 apply the seal to any documentation that such licensee did not
8718 supervise the preparation of.

8719 (f) If, after notice and opportunity for hearing as provided in
8720 regulations adopted by the Commissioner of Consumer Protection in
8721 accordance with the provisions of chapter 54, the Department of
8722 Consumer Protection determines that: (1) Negligent or incompetent
8723 work within the scope of a license issued pursuant to this section is
8724 performed by a licensee; or (2) the licensee engages in conduct of a
8725 character likely to mislead, deceive or defraud the department or the
8726 public, the department may issue an appropriate order to such licensee
8727 providing for the immediate discontinuance of such negligent or
8728 incompetent work or conduct, and may order restitution or issue a
8729 civil penalty of up to one thousand dollars, or both.

8730 (g) The Department of Consumer Protection may adopt regulations,

8731 in accordance with the provisions of chapter 54, to carry out the
8732 provisions of this section and section 20-340b.

8733 (h) Any person who is a professional engineer licensed in
8734 accordance with the provisions of chapter 391 shall be exempt from
8735 provisions of this section.

8736 (i) Nothing in this section shall be construed to require any plans,
8737 designs, drawings or similar materials used by a public service
8738 technician, as defined in section 20-340b, in connection with
8739 telecommunications electrical work performed by such public service
8740 technician to be signed by a telecommunications infrastructure layout
8741 technician.

8742 Sec. 251. Section 20-360 of the general statutes is repealed and the
8743 following is substituted in lieu thereof (*Effective October 1, 2009*):

8744 Applications for licensure shall be on forms prescribed by the
8745 commissioner. The licensure fee for a sanitarian shall be **[**forty**]** eighty
8746 dollars for initial licensure. Each license shall be renewed annually in
8747 accordance with the provisions of section 19a-88, as amended by this
8748 act. The fee for license renewal shall be **[**twenty**]** forty dollars.

8749 Sec. 252. Section 20-374 of the general statutes is repealed and the
8750 following is substituted in lieu thereof (*Effective October 1, 2009*):

8751 (a) Every licensed landscape architect shall pay an annual license fee
8752 to the department. A holder of a valid license who is not engaging in
8753 the active practice of the holder's profession in this state and does not
8754 desire to register may allow the license to lapse by notifying the board
8755 of the holder's intention not to renew the license. After a license has
8756 been allowed to lapse or has been suspended, it may be reinstated
8757 upon payment of a reinstatement fee and such proof of the landscape
8758 architect's qualifications as may be required in the sound discretion of
8759 the board. The department shall issue a receipt to each landscape
8760 architect promptly upon the payment of the annual fee for a license.

8761 The amount of fees prescribed by this chapter is that fixed by the
8762 following schedule: (1) The application fee for examination shall be a
8763 nonrefundable fee of **[**forty**]** eighty dollars; (2) the fee for an initial
8764 license shall be **[**one hundred forty**]** two hundred eighty dollars; (3) the
8765 fee for a duplicate license shall be **[**five**]** fifteen dollars; (4) the annual
8766 license fee shall be the professional services fee for class E, as defined
8767 in section 33-182*l*, as amended by this act; (5) the reinstatement fee for
8768 a suspended license shall be two hundred fifty dollars; and (6) the
8769 reinstatement fee for a lapsed license shall be **[**ninety**]** one hundred
8770 eighty dollars.

8771 (b) The Commissioner of Consumer Protection shall adopt
8772 regulations, in accordance with chapter 54, that require persons
8773 licensed in accordance with the provisions of this chapter to fulfill a
8774 continuing education requirement. Any such person applying to
8775 renew his license shall submit to the board such proof of compliance
8776 with such continuing education requirement as the commissioner may
8777 require.

8778 Sec. 253. Section 20-377m of the general statutes is repealed and the
8779 following is substituted in lieu thereof (*Effective October 1, 2009*):

8780 (a) A person seeking a certificate of registration as an interior
8781 designer shall apply to the commissioner in writing, on a form
8782 provided by the commissioner. Such application shall include the
8783 applicant's name, residence address, business address and such other
8784 information as the commissioner may by regulation require.

8785 (b) Each application for a certificate of registration shall be
8786 accompanied by a fee of **[**one hundred fifty**]** one hundred ninety
8787 dollars, provided any architect licensed in this state shall not be
8788 required to pay such fee.

8789 Sec. 254. Section 20-377s of the general statutes is repealed and the
8790 following is substituted in lieu thereof (*Effective October 1, 2009*):

8791 (a) A registered interior designer shall exhibit his certificate of
8792 registration upon request by any interested party.

8793 (b) No person shall: (1) Present or attempt to present, as his own, the
8794 certificate of another, (2) knowingly give false evidence of a material
8795 nature to the commissioner for the purpose of procuring a certificate,
8796 (3) use or attempt to use a certificate which has expired or which has
8797 been suspended or revoked, (4) represent himself falsely as, or
8798 impersonate, a registered interior designer or (5) include his certificate
8799 number as a part of any advertisement or represent in any manner that
8800 his certificate of registration constitutes an endorsement of the quality
8801 of his workmanship or of his competency by the commissioner.

8802 (c) Certificates of registration issued to an interior designer shall not
8803 be transferable or assignable.

8804 (d) All certificates of registration issued under the provisions of
8805 sections 20-377k to 20-377v, inclusive, shall expire annually.

8806 (e) The fee for renewal of a certificate of registration as an interior
8807 designer shall be one hundred **[**fifty**]** <u>ninety</u> dollars, provided any
8808 architect licensed in this state shall not be required to pay such fee.

8809 Sec. 255. Section 20-398 of the general statutes, as amended by
8810 section 80 of public act 09-232, is repealed and the following is
8811 substituted in lieu thereof (*Effective October 1, 2009*):

8812 (a) No person may engage in the practice of fitting or selling hearing
8813 aids, or display a sign or in any other way advertise or claim to be a
8814 person who sells or engages in the practice of fitting or selling hearing
8815 aids unless such person has obtained a license under this chapter or as
8816 an audiologist under sections 53 to 59, inclusive, of **[**this act**]** <u>public act</u>
8817 <u>09-232</u>. No audiologist, other than an audiologist who is a licensed
8818 hearing instrument specialist on and after July 1, 1996, shall engage in
8819 the practice of fitting or selling hearing aids until such audiologist has
8820 presented satisfactory evidence to the commissioner that the

8821 audiologist has (1) completed at least six semester hours of coursework
8822 regarding the selection and fitting of hearing aids and eighty hours of
8823 supervised clinical experience with children and adults in the selection
8824 and fitting of hearing aids at an institution of higher education in a
8825 program accredited, at the time of the audiologist's completion of
8826 coursework and clinical experience, by the American Speech-Language
8827 Hearing Association or such successor organization as may be
8828 approved by the department, or (2) has satisfactorily passed the
8829 written section of the examination required by this section for licensure
8830 as a hearing instrument specialist. No person may receive a license,
8831 except as provided in subsection (b) of this section, unless such person
8832 has submitted proof satisfactory to the department that such person
8833 has completed a four-year course at an approved high school or has an
8834 equivalent education as determined by the department; has
8835 satisfactorily completed a course of study in the fitting and selling of
8836 hearing aids or a period of training approved by the department; and
8837 has satisfactorily passed a written, oral and practical examination
8838 given by the department. Application for the examination shall be on
8839 forms prescribed and furnished by the department. Examinations shall
8840 be given at least twice yearly. The fee for the examination shall be
8841 **[**one**]** two hundred dollars; and for the initial license and each renewal
8842 thereof shall be two hundred fifty dollars.

8843 (b) Nothing in this chapter shall prohibit a corporation, partnership,
8844 trust, association or other like organization maintaining an established
8845 business address from engaging in the business of selling or offering
8846 for sale hearing aids at retail, provided such organization employs
8847 only persons licensed, in accordance with the provisions of this
8848 chapter or as audiologists under sections 53 to 59, inclusive, of **[**this
8849 act**]** public act 09-232, in the direct sale and fitting of such products.

8850 (c) Nothing in this chapter shall prohibit a hearing instrument
8851 specialist licensed under this chapter from making impressions for
8852 earmolds or a physician licensed in this state or an audiologist licensed
8853 under the provisions of sections 53 to 59, inclusive, of **[**this act**]** public

8854 act 09-232, from making impressions for earmolds in the course of such
8855 person's clinical practice.

8856 Sec. 256. Section 20-400 of the general statutes, as amended by
8857 section 81 of public act 09-232, is repealed and the following is
8858 substituted in lieu thereof (*Effective October 1, 2009*):

8859 (a) A temporary permit may be issued to a person who has
8860 submitted proof satisfactory to the department that the applicant has
8861 completed a four-year course at an approved high school or has an
8862 equivalent education as determined by the department, upon
8863 application on forms prescribed and furnished by the department,
8864 accompanied by a fee of **[**thirty**]** sixty dollars. A temporary permit shall
8865 entitle the applicant to engage in the fitting or sale of hearing aids for a
8866 period of one year under the direct supervision and training of a
8867 person holding a valid hearing instruments dispenser's license or a
8868 license as an audiologist under sections 53 to 59, inclusive, of **[**this act**]**
8869 public act 09-232 or while enrolled in a course of study approved by
8870 the department, except that a person who holds a temporary permit
8871 shall be excluded from making selections of hearing aids.

8872 (b) If a person who holds a temporary permit under this section has
8873 not successfully passed the licensing examination within one year from
8874 the date of its issuance, the temporary permit may be renewed once
8875 upon a payment of a **[**thirty-dollar**]** sixty-dollar fee for such renewal.

8876 Sec. 257. Section 20-412 of the general statutes, as amended by
8877 section 64 of public act 09-232, is repealed and the following is
8878 substituted in lieu thereof (*Effective October 1, 2009*):

8879 The fee for an initial license as provided for in section 20-411, as
8880 amended by **[**this act**]** section 63 of public act 09-232, as a speech and
8881 language pathologist shall be **[**one**]** two hundred dollars. Licenses shall
8882 expire in accordance with section 19a-88, as amended by this act, and
8883 shall become invalid unless renewed. Renewal may be effected upon
8884 payment of a fee of **[**one**]** two hundred dollars and in accordance with

8885 section 19a-88, as amended by this act.

8886 Sec. 258. Section 20-417b of the general statutes is repealed and the
8887 following is substituted in lieu thereof (*Effective October 1, 2009*):

8888 (a) No person shall engage in the business of new home
8889 construction or hold himself or herself out as a new home construction
8890 contractor unless such person has been issued a certificate of
8891 registration by the commissioner in accordance with the provisions of
8892 sections 20-417a to 20-417j, inclusive. No new home construction
8893 contractor shall be relieved of responsibility for the conduct and acts of
8894 its agents, employees or officers by reason of such new home
8895 construction contractor's compliance with the provisions of sections
8896 20-417a to 20-417j, inclusive.

8897 (b) Any person seeking a certificate of registration shall apply to the
8898 commissioner, in writing, on a form provided by the commissioner.
8899 The application shall include (1) the applicant's name, business street
8900 address and business telephone number, (2) the identity of the insurer
8901 that provides the applicant with insurance coverage for liability, (3) if
8902 such applicant is required by any provision of the general statutes to
8903 have workers' compensation coverage, the identity of the insurer that
8904 provides the applicant with such workers' compensation coverage, and
8905 (4) if such applicant is required by any provision of the general statutes
8906 to have an agent for service of process, the name and address of such
8907 agent. Each such application shall be accompanied by a fee of **[**one
8908 hundred twenty**]** two hundred forty dollars, except that no such
8909 application fee shall be required if such person has paid the
8910 registration fee required under section 20-421 during any year in
8911 which such person's registration as a new home construction
8912 contractor would be valid.

8913 (c) Certificates issued to new home construction contractors shall
8914 not be transferable or assignable.

8915 (d) All certificates issued under the provisions of sections 20-417a to

8916 20-417j, inclusive, shall expire biennially. The fee for renewal of a
8917 certificate shall be the same as the fee charged for an original
8918 application, except that no renewal fee is due if a person seeking
8919 renewal of a certificate has paid the registration fee under section 20-
8920 427 during any year in which such person's registration as a new home
8921 construction contractor would be valid.

8922 (e) A certificate shall not be restored unless it is renewed not later
8923 than one year after its expiration.

8924 (f) Failure to receive a notice of expiration or a renewal application
8925 shall not exempt a new home construction contractor from the
8926 obligation to renew.

8927 Sec. 259. Section 20-421 of the general statutes is repealed and the
8928 following is substituted in lieu thereof (*Effective October 1, 2009*):

8929 (a) Any person seeking a certificate of registration shall apply to the
8930 commissioner in writing, on a form provided by the commissioner.
8931 The application shall include the applicant's name, residence address,
8932 business address, business telephone number and such other
8933 information as the commissioner may require.

8934 (b) Each application for a certificate of registration as a home
8935 improvement contractor shall be accompanied by a fee of **[**sixty**]** <u>one</u>
8936 <u>hundred twenty</u> dollars, except that no such application fee shall be
8937 required in any year during which such person has paid the
8938 registration fee required under section 20-417b or in any year in which
8939 such person's registration as a new home construction contractor is
8940 valid.

8941 (c) Each application for a certificate of registration as a salesman
8942 shall be accompanied by a fee of **[**sixty**]** <u>one hundred twenty</u> dollars.

8943 (d) The application fee for a certificate of registration as a home
8944 improvement contractor acting solely as the contractor of record for a
8945 corporation, shall be waived, provided the contractor of record shall

8946 use such registration for the sole purpose of directing, supervising or
8947 performing home improvements for such corporation.

8948 Sec. 260. Section 20-435 of the general statutes is repealed and the
8949 following is substituted in lieu thereof (*Effective October 1, 2009*):

8950 On and after one year following the effective date of regulations
8951 adopted pursuant to section 20-440, no person shall provide services as
8952 an asbestos contractor in this state without a license issued by the
8953 commissioner. Applications for such license shall be made to the
8954 department on forms provided by it, shall be accompanied by a fee of
8955 **[**five hundred**]** <u>six hundred twenty-five</u> dollars and shall contain such
8956 information regarding the applicant's qualifications as the department
8957 may require in regulations adopted pursuant to section 20-440,
8958 including, but not limited to, demonstrating that all employees have
8959 passed a training course approved by the department and have been
8960 issued a certificate by the department. The department shall approve
8961 the technical, equipment and personnel resources of each applicant.
8962 No person shall be issued a license to act as an asbestos contractor
8963 unless he obtains such approval. The commissioner may issue a license
8964 under this section to any person who is licensed in another state under
8965 a law which provides standards which are equal to or higher than
8966 those of Connecticut and is not subject to any unresolved complaints
8967 or pending disciplinary actions. Licenses issued pursuant to this
8968 section shall be renewed annually in accordance with the provisions of
8969 section 19a-88<u>, as amended by this act,</u> upon payment of a fee of **[**five
8970 hundred**]** <u>six hundred twenty-five</u> dollars.

8971 Sec. 261. Section 20-436 of the general statutes is repealed and the
8972 following is substituted in lieu thereof (*Effective October 1, 2009*):

8973 (a) On and after one year following the effective date of regulations
8974 adopted pursuant to section 20-440, no person shall act as an asbestos
8975 consultant in this state without a license issued by the commissioner.
8976 Applications for such license shall be made to the department on forms
8977 provided by it, and shall be accompanied by a fee of two hundred <u>fifty</u>

8978 dollars, and shall contain such information regarding the applicant's
8979 qualifications and experience in asbestos-related consultations as the
8980 department may require in regulations adopted pursuant to section 20-
8981 440. Except as provided in this section, no person shall be licensed as
8982 an asbestos consultant unless he completes a training course approved
8983 by the department, passes an examination prescribed by the
8984 department, receives a certificate issued by the department and
8985 satisfies employment experience and educational requirements
8986 established by the commissioner pursuant to section 20-441.

8987 (b) The commissioner may issue a license under this section without
8988 examination to any person who is licensed in another state under a law
8989 which provides standards equal to or higher than those of Connecticut
8990 and is not subject to any unresolved complaints or pending
8991 disciplinary actions. Licenses issued pursuant to this section shall be
8992 renewed annually in accordance with the provisions of section 19a-88,
8993 as amended by this act, upon payment of a fee of two hundred fifty
8994 dollars.

8995 (c) Notwithstanding the provisions of subsection (a) of this section,
8996 a person who between July 1, 1985, and November 1, 1994, has been
8997 employed for a minimum of two years as an asbestos consultant may
8998 be licensed as an asbestos consultant without the educational
8999 requirements established pursuant to subsection (a) of this section.

9000 Sec. 262. Section 20-437 of the general statutes is repealed and the
9001 following is substituted in lieu thereof (*Effective October 1, 2009*):

9002 On and after one year following the effective date of regulations
9003 adopted pursuant to section 20-440, no person shall be employed as an
9004 asbestos abatement worker unless such worker has completed a
9005 training program on asbestos hazards and abatement procedures
9006 approved by the department and has been issued a certificate by the
9007 department. Applications for such certificate shall be made to the
9008 department on forms provided by the department and shall contain
9009 such information regarding the applicant's qualifications as may be

9010 required in regulations adopted pursuant to section 20-440, and shall
9011 be accompanied by a fee of **[**twenty-five**]** fifty dollars. The department
9012 may issue a certificate under this section to any person who is licensed
9013 or certified in another state under a law which provides standards
9014 which are equal to or higher than those of this state, provided such
9015 person is not subject to any unresolved complaints or pending
9016 disciplinary actions. Certificates issued pursuant to this section shall be
9017 renewed annually in accordance with the provisions of section 19a-88,
9018 as amended by this act, upon payment of a fee of **[**twenty-five**]** fifty
9019 dollars.

9020 Sec. 263. Section 20-457 of the general statutes is repealed and the
9021 following is substituted in lieu thereof (*Effective October 1, 2009*):

9022 (a) Each person engaged in providing association management
9023 services shall (1) exhibit his certificate of registration upon request by
9024 any interested party, (2) state in any advertisement the fact that he is
9025 registered, and (3) include his registration number in any
9026 advertisement.

9027 (b) No person shall: (1) Present or attempt to present, as his own, the
9028 certificate of another, (2) knowingly give false evidence of a material
9029 nature to the commission or department for the purpose of procuring a
9030 certificate, (3) represent himself falsely as, or impersonate, a registered
9031 community association manager, (4) use or attempt to use a certificate
9032 which has expired or which has been suspended or revoked, (5) offer
9033 to provide association management services without having a current
9034 certificate of registration under sections 20-450 to 20-462, inclusive, (6)
9035 represent in any manner that his registration constitutes an
9036 endorsement of the quality of his services or of his competency by the
9037 commission or department. In addition to any other remedy provided
9038 for in sections 20-450 to 20-462, inclusive, any person who violates any
9039 provision of this subsection shall be fined not more than five hundred
9040 dollars or imprisoned for not more than one year or be both fined and
9041 imprisoned. A violation of any of the provisions of sections 20-450 to

9042 20-462, inclusive, shall be deemed an unfair or deceptive trade practice
9043 under subsection (a) of section 42-110b.

9044 (c) Certificates issued to community association managers shall not
9045 be transferable or assignable.

9046 (d) All certificates issued under the provisions of sections 20-450 to
9047 20-462, inclusive, shall expire annually on the thirty-first day of
9048 January. The fee for renewal of a certificate shall be **[**one**]** two hundred
9049 dollars.

9050 (e) A community association manager whose certificate has expired
9051 more than one month before his application for renewal is made shall
9052 have his registration restored upon payment of a fee of **[**twenty-five**]**
9053 fifty dollars in addition to his renewal fee. Restoration of a registration
9054 shall be effective upon approval of the application for renewal by the
9055 commission.

9056 (f) A certificate shall not be restored unless it is renewed not later
9057 than one year after its expiration.

9058 (g) Failure to receive a notice of expiration or a renewal application
9059 shall not exempt a community association manager from the obligation
9060 to renew.

9061 Sec. 264. Section 20-475 of the general statutes is repealed and the
9062 following is substituted in lieu thereof (*Effective October 1, 2009*):

9063 On and after the effective date of regulations adopted pursuant to
9064 section 20-478, no entity shall hold itself out as a lead abatement
9065 contractor or lead consultant contractor, or to principally engage in
9066 such work in this state without a license issued by the Commissioner
9067 of Public Health. Applications for such license shall be made to the
9068 department on forms provided by it, and shall be accompanied by a
9069 fee of **[**five hundred**]** six hundred twenty-five dollars, and shall contain
9070 such information regarding the applicant's qualifications as the
9071 department may require in regulations adopted pursuant to said

9072 section 20-478 including, but not limited to, demonstrating that all
9073 employees of any applicant who require certification pursuant to
9074 subsections (e) and (f) of section 19a-88, as amended by this act, and
9075 sections 20-474 to 20-482, inclusive, are certified by the department.
9076 The department shall review the technical, equipment and personnel
9077 resources of each applicant. No person shall be issued a license to act
9078 as a lead abatement contractor or lead consultant contractor unless
9079 such person obtains such approval. The commissioner may issue a
9080 license under this section to any person who is licensed in another
9081 state under a law which provides standards which are equal to or
9082 higher than those of Connecticut and is not subject to any unresolved
9083 complaints or pending disciplinary actions. Licenses issued pursuant
9084 to this section shall be renewed annually in accordance with the
9085 provisions of section 19a-88, as amended by this act, upon payment of
9086 a fee of [five hundred] six hundred twenty-five dollars.

9087 Sec. 265. Section 20-476 of the general statutes is repealed and the
9088 following is substituted in lieu thereof (*Effective October 1, 2009*):

9089 On and after the effective date of regulations adopted pursuant to
9090 section 20-478, no person shall hold himself out as a lead consultant,
9091 lead abatement supervisor or a lead abatement worker as defined in
9092 regulations adopted pursuant to section 20-478, in this state without a
9093 certificate issued by the Commissioner of Public Health. Applications
9094 for such certificate shall be made to the department on forms provided
9095 by it and shall be accompanied by a fee of [twenty-five] fifty dollars,
9096 and shall contain such information regarding the applicant's
9097 qualifications as the department may require in regulations adopted
9098 pursuant to said section 20-478. No person shall be issued a certificate
9099 to act as a lead consultant, lead abatement supervisor or lead
9100 abatement worker unless such person obtains such approval. The
9101 commissioner may issue a certificate under this section to any person
9102 who is licensed or certified in another state under a law which
9103 provides standards which are equal to or higher than those of
9104 Connecticut and is not subject to any unresolved complaints or

9105 pending disciplinary actions. Certificates issued pursuant to this
9106 section shall be renewed annually in accordance with the provisions of
9107 section 19a-88, as amended by this act, upon payment of a fee of
9108 [twenty-five] fifty dollars.

9109 Sec. 266. Section 20-477 of the general statutes is repealed and the
9110 following is substituted in lieu thereof (*Effective October 1, 2009*):

9111 (a) On and after July 1, 1994, all training courses and refresher
9112 training courses offered by training providers for persons seeking
9113 instruction as a lead consultant, including inspector or planner-project
9114 designer, lead abatement supervisor and lead abatement worker, shall
9115 be approved by the department and shall be conducted in accordance
9116 with the requirements of this section. Each application for approval of
9117 each training course offered by a training provider shall be
9118 accompanied by a fee of one thousand two hundred fifty dollars. Each
9119 application for approval of each refresher training course offered by a
9120 training provider shall be accompanied by a fee of [two hundred fifty]
9121 three hundred fifteen dollars. Each training course shall be reapproved
9122 by the department every three years. Each training provider shall pay
9123 a fee of one thousand two hundred fifty dollars for application for
9124 reapproval of each training course in accordance with this section.
9125 Each refresher training course shall be reapproved by the department
9126 every three years. Each refresher training provider shall pay a fee of
9127 [two hundred fifty] three hundred fifteen dollars for application for
9128 reapproval of each refresher training course in accordance with this
9129 section. No fee shall be imposed upon training courses or refresher
9130 training courses operated and provided by the state, municipalities or
9131 nonprofit agencies. In order to facilitate uniformity among states in
9132 regulatory programs for lead abatement and lead consultant personnel
9133 and reciprocity of licensure and certification programs, the
9134 commissioner may establish liaisons with other states having state
9135 certification or licensure programs.

9136 (b) (1) A training provider seeking approval of a training course or a

9137 refresher training course shall submit to the department completed
9138 application forms provided by the department and other associated
9139 material and such information as the department shall require to
9140 establish compliance with the requirements of this section.

9141 (2) A training provider may offer any training course or refresher
9142 training course as desired, provided each course is approved by the
9143 department. Only training providers who have already received
9144 approval for a training course in a particular discipline, or are
9145 concurrently seeking such approval, may seek approval for a refresher
9146 training course in that discipline.

9147 (3) Training course curricula shall encompass topics and materials
9148 as established by the commissioner. These curricula shall conform to
9149 standards or guidance for such course as established by the federal
9150 Environmental Protection Agency or such other federal agencies as
9151 may have jurisdiction.

9152 (4) Training courses and refresher training courses shall utilize staff
9153 and faculty who comply with educational and experience standards as
9154 established by the commissioner. These standards shall conform to
9155 standards or guidance for such personnel qualifications as established
9156 by the federal Environmental Protection Agency or such other federal
9157 agencies as may have jurisdiction.

9158 (c) Refresher training courses for each training course shall include
9159 the following: (1) An overview of key safety practices; (2) an update on
9160 new federal, state and local laws and regulations; and (3) an update on
9161 new technologies. Each refresher course shall consist of a minimum of
9162 seven training hours.

9163 (d) Each training provider shall administer a closed book objective
9164 examination at the completion of each training or refresher training
9165 course. Such examination shall be an evaluation of the knowledge and
9166 skills acquired by each student. The course examination shall cover the
9167 course curriculum taught in each course. Training providers shall

9168 establish a passing standard for each course examination, provided
9169 such standard shall not be lower than seventy per cent correct.

9170 (e) The department may conduct an audit of any training course or
9171 refresher training course prior to reapproval. The training provider
9172 shall submit an application for reapproval not earlier than one
9173 hundred eighty days **[**nor**]** <u>or</u> later than ninety days before the current
9174 course approval expires. In the event an audit is performed, the
9175 following elements may be examined: (1) Course materials; (2)
9176 instructor competency; (3) validity and security of the course
9177 examination; (4) the conduct of hands-on skills assessments; (5)
9178 adequacy of the facility and equipment; and (6) the training course
9179 quality control plan.

9180 (f) Each training provider shall retain the following information: (1)
9181 Records of staff and faculty qualifications; (2) curriculum and course
9182 materials; (3) course examination or pool of examination questions; (4)
9183 information on how hands-on skills assessments were conducted; and
9184 (5) student files grouped alphabetically by class and year. Each student
9185 file shall contain results of the hands-on skills assessment and the
9186 examination and copies of any course completion certificate issued.
9187 The training provider shall retain these records at the location
9188 specified on the training provider's approved application for a
9189 minimum of three years.

9190 (g) The department may, after opportunity for hearing, suspend,
9191 revoke or withdraw approval of a training or refresher training course
9192 upon a finding that a training course provider has committed any of
9193 the following acts: (1) Misrepresentation or concealment of a material
9194 fact in the obtaining of approval or reapproval of a training or a
9195 refresher training course; (2) failure to submit required information or
9196 notifications in a timely manner; (3) failure to maintain requisite
9197 records; (4) falsification of records, instructor qualifications or other
9198 approval information; (5) failure to adhere to the training standards
9199 and requirements of this section; (6) failure on the part of the training

9200 manager or other person with supervisory authority over the delivery
9201 of training to comply with federal, state or local lead statutes or
9202 regulations; or (7) fraudulent issuance of a course completion
9203 document to a person who has failed to successfully complete the
9204 course or course examination. Notice of any contemplated action
9205 under this subsection, the cause of action and the date of a hearing on
9206 the action shall be given and an opportunity for hearing afforded in
9207 accordance with the provisions of chapter 54. The commissioner may
9208 petition the superior court for the judicial district of Hartford to
9209 enforce any order or action taken pursuant to this subsection. The
9210 provisions of this subsection shall not apply to applications for
9211 approval or reapproval filed pursuant to this section.

9212 (h) The commissioner may adopt regulations, in accordance with
9213 the provisions of chapter 54, requiring that applicants successfully
9214 complete an examination prescribed by the department, for
9215 certification in the following professions: Lead consultant, lead
9216 abatement supervisor and lead abatement worker.

9217 Sec. 267. Section 20-492a of the general statutes is repealed and the
9218 following is substituted in lieu thereof (*Effective October 1, 2009*):

9219 (a) The department shall issue to each applicant who achieves a
9220 passing score on the examination administered by the department
9221 pursuant to section 20-491a and who meets the requirements for
9222 licensure set forth in subsection (a) of section 20-492b and in
9223 regulations adopted by the commissioner pursuant to section 20-491 a
9224 home inspector license indicating that the holder is entitled to engage
9225 in home inspection, and the holder of such license shall carry it upon
9226 such holder's person while engaging in such work. The licensee shall
9227 show such license to any client on request. No license shall be
9228 transferred to or used by any person other than the person to whom
9229 the license was issued.

9230 (b) Prior to performing a home inspection, each licensee shall inform
9231 the client, in writing, that the licensee's work is subject to regulation by

9232 the department and that inquiries and complaints concerning the
9233 licensee's work may be directed to the department.

9234 (c) All licenses issued under the provisions of this section shall
9235 expire biennially and may be renewed upon application and payment
9236 to the department of a renewal fee in the amount of two hundred fifty
9237 dollars.

9238 (d) The department shall maintain a register containing the names
9239 of all persons to whom such licenses are issued which shall be open to
9240 public inspection.

9241 Sec. 268. Section 20-493a of the general statutes is repealed and the
9242 following is substituted in lieu thereof (*Effective October 1, 2009*):

9243 (a) The department shall issue to each applicant who meets the
9244 eligibility requirements set forth in section 20-493b and the regulations
9245 adopted by the commissioner pursuant to section 20-491 a home
9246 inspector intern permit indicating that the holder is entitled to engage
9247 in home inspection under the supervision of a licensed home inspector,
9248 and the holder of such permit shall carry it upon such holder's person
9249 while engaging in such work. Such permit shall state that it must be
9250 shown to any properly interested person on request. No permit shall
9251 be transferred to or used by any person other than the person to whom
9252 the permit was issued.

9253 (b) All permits issued under the provisions of this section shall
9254 expire biennially and may be renewed upon application and payment
9255 to the department of an application fee in the amount of **[**one**]** two
9256 hundred dollars.

9257 (c) The department shall keep a register containing the names of all
9258 persons to whom such permits are issued which shall be open to
9259 public inspection.

9260 Sec. 269. Section 20-511 of the general statutes is repealed and the
9261 following is substituted in lieu thereof (*Effective October 1, 2009*):

9262 (a) In order to obtain a certification, license, limited license or
9263 provisional license, persons who have met, to the satisfaction of the
9264 commission, the minimum requirements established by the
9265 commission for such certification, license, limited license or
9266 provisional license, shall pay to the commission, in addition to the
9267 application fee described in subsection (c) of section 20-509, an initial
9268 fee of: Three hundred seventy-five dollars, in the case of certified
9269 appraisers; two hundred [twenty-five] eighty-five dollars, in the case
9270 of licensed appraisers and limited licensed appraisers; and [fifty] one
9271 hundred dollars, in the case of provisional appraisers.

9272 (b) All certifications, licenses, limited licenses and provisional
9273 licenses issued under the provisions of sections 20-500 to 20-528,
9274 inclusive, shall expire annually and be subject to renewal. The renewal
9275 fee for certifications, licenses, limited licenses and provisional licenses,
9276 to be paid to the commission, shall be: Two hundred [twenty-five]
9277 eighty-five dollars in the case of certified appraisers; two hundred
9278 [twenty-five] eighty-five dollars in the case of licensed and limited
9279 licensed appraisers; and [fifty] one hundred dollars, in the case of
9280 provisional appraisers.

9281 (c) In order for the commission to comply with federal law and
9282 transmit a roster of real estate appraisers to the appropriate federal
9283 regulatory entity, real estate appraisers shall pay to the Commissioner
9284 of Consumer Protection, in addition to application and recordation
9285 fees, an annual registry fee established by the commission.

9286 (d) Any certification, license, limited license or provisional license
9287 which expires pursuant to this subsection may be reinstated by the
9288 commission, if, not later than two years after the date of expiration, the
9289 former certification holder, licensee, limited licensee or provisional
9290 licensee pays to the commission for each certification the sum of two
9291 hundred twenty-five dollars, for each license or limited license the sum
9292 of two hundred twenty-five dollars and for each provisional license the
9293 sum of fifty dollars for each year or fraction thereof from the date of

9294 expiration of the previous certification, license, limited license or
9295 provisional license to the date of payment for reinstatement, except
9296 that any certified, licensed, limited licensed or provisionally licensed
9297 appraiser whose certification, license, limited license or provisional
9298 license expired after entering military service shall be reinstated
9299 without payment of any fee if an application for reinstatement is filed
9300 with the commission within two years after the date of expiration. Any
9301 such reinstated certification, license, limited license or provisional
9302 license shall expire annually. Any such reinstated certification, license,
9303 limited license or provisional license shall be subject to an annual
9304 renewal thereafter.

9305 (e) Any person whose application has been filed as provided in this
9306 section and section 20-509 who is refused a certification, license,
9307 limited license or provisional license shall be given notice and afforded
9308 an opportunity for hearing as provided in the regulations adopted by
9309 the Commissioner of Consumer Protection.

9310 Sec. 270. Section 20-517 of the general statutes is repealed and the
9311 following is substituted in lieu thereof (*Effective October 1, 2009*):

9312 (a) There is hereby established an annual renewal certification,
9313 license, limited license and provisional license to be issued by the
9314 Department of Consumer Protection.

9315 (b) The commission shall authorize the Department of Consumer
9316 Protection to issue a renewal certification, license, limited license or
9317 provisional license, as the case may be, to any applicant who possesses
9318 the qualifications specified and otherwise has complied with the
9319 provisions of sections 20-500 to 20-528, inclusive, and any regulation
9320 adopted in conformity with said sections.

9321 (c) Persons certified, licensed, limited licensed or provisionally
9322 licensed in accordance with the provisions of sections 20-500 to 20-528,
9323 inclusive, shall fulfill a continuing education requirement. Applicants
9324 for an annual renewal certification, license, limited license or

9325 provisional license shall, in addition to the other requirements
9326 imposed by the provisions of said sections, biennially within any even-
9327 numbered year submit proof of compliance with the continuing
9328 education requirements of this subsection, if any, to the commission,
9329 accompanied by [an eight-dollar] a sixteen-dollar processing fee.

9330 (d) The continuing education requirements for certified, licensed,
9331 limited licensed, or provisionally licensed appraisers shall be satisfied
9332 by successful completion of the required number of hours of classroom
9333 study, during the two-year period preceding such renewal of
9334 certification, license, limited license or provisional license as provided
9335 by the commission or standards of the Appraiser Qualification Board
9336 of the Appraisal Foundation, as the case may be.

9337 (e) If the commission refuses to grant a renewal certification, license,
9338 limited license or provisional license, the certificate holder, licensee,
9339 limited licensee or provisional licensee, upon written notice received as
9340 provided for in this chapter, may avail himself or herself of any of the
9341 remedies provided by sections 20-511 and 20-520.

9342 (f) The Commissioner of Consumer Protection, in consultation with
9343 the commission, shall adopt regulations in accordance with the
9344 provisions of chapter 54, concerning the approval of schools,
9345 institutions or organizations offering courses in current real estate or
9346 real estate appraisal practices and licensing laws and the content of
9347 such courses. Such regulations may include, but not be limited to: (1)
9348 Specifications for meeting equivalent continuing educational
9349 experience or study; (2) exceptions from continuing education
9350 requirements for reasons of health or instances of individual hardship.

9351 Sec. 271. Section 20-540 of the general statutes is repealed and the
9352 following is substituted in lieu thereof (*Effective October 1, 2009*):

9353 (a) As used in this section and section 20-541:

9354 (1) "Gas service work" means the repair, alteration or maintenance

9355 of equipment, appliances, accessories or fixtures within or adjacent to a
9356 building or structure in connection with the utilization of gas supplied
9357 by a public service company.

9358 (2) "Public service gas technician" means an employee of a public
9359 service company, as defined in section 16-1, who is engaged in the
9360 supervision or performance of gas service work.

9361 (b) Notwithstanding any provisions of chapter 393 to the contrary, a
9362 public service gas technician shall be issued a certificate of registration
9363 by the Department of Consumer Protection in lieu of any license which
9364 otherwise might be required under said chapter, which shall entitle the
9365 holder of such certificate to perform gas service work only as provided
9366 in this section, provided the public service company which employs
9367 the public service gas technician certifies to the Department of
9368 Consumer Protection that the employee has obtained such training
9369 and experience deemed necessary by the public service company to
9370 perform gas service work included in such employee's job functions.
9371 All public service gas technicians employed by a public service
9372 company prior to July 1, 1995, who have completed a gas public
9373 service company's training program or are participating in such a
9374 program on said date shall be issued a certificate of registration upon
9375 the payment of the fee required in subsection (h) of this section.

9376 (c) The content and duration of the training and experience
9377 programs provided by the public service company shall be relevant to
9378 the duties of the employee and shall be approved biennially by the
9379 Labor Department. In reviewing the programs and training provided
9380 by a public service company, the Labor Department shall consider the
9381 specialization of the employees of the company, the employee's
9382 previous company training, the service record of the company, the
9383 experience of the company in training employees to perform gas
9384 service work and the quality assurance measures used by the
9385 company.

9386 (d) An employee enrolled in the company's training programs shall

9387 be issued a trainee's certificate by such company valid for the duration
9388 of the training program and may perform gas service work only under
9389 the supervision of an employee of the public service company who is a
9390 registered public service gas technician or holds a journeyman's
9391 license.

9392 (e) A public service company employing a public service gas
9393 technician shall inform the Department of Consumer Protection upon
9394 the change in job description or termination of any registered public
9395 service gas technician previously certified pursuant to subsection (b) of
9396 this section and upon the issuance or termination of a trainee's
9397 certificate provided to an employee pursuant to subsection (d) of this
9398 section.

9399 (f) A registered public service gas technician or employee of a public
9400 service company issued a trainee's certificate by such company may
9401 only perform such work on behalf of such public service company and
9402 only while in the direct employment of such public service company.
9403 Such registration or trainee's certificate shall be immediately
9404 relinquished upon termination of employment from such public
9405 service company.

9406 (g) A registered public service gas technician may not supervise any
9407 duly registered apprentice performing work under a permit issued
9408 pursuant to subdivision (4) of subsection (a) of section 20-334a.

9409 (h) The public service gas technician's registration shall expire
9410 annually. Upon application for a license, the applicant shall pay to the
9411 department a nonrefundable application fee of **[**forty-five**]** <u>ninety</u>
9412 dollars. The fee for registration as a public service gas technician shall
9413 be the same fee as that charged for a journeyman's license under
9414 section 20-335.

9415 (i) The Department of Consumer Protection may suspend or revoke
9416 a certificate granted or issued by it pursuant to this section if the
9417 holder of such certificate is convicted of a felony, is grossly

9418 incompetent, engages in malpractice or unethical conduct or
9419 knowingly makes false, misleading or deceptive representations
9420 regarding his work. Prior to such suspension or revocation, such
9421 holder shall be given notice and an opportunity for hearing as
9422 provided in regulations adopted by the Commissioner of Consumer
9423 Protection. Any person whose certificate has been suspended may,
9424 after ninety days, apply to the department to have such certificate
9425 reinstated.

9426 (j) The Department of Consumer Protection may, after notice and
9427 hearing, impose a civil penalty on any person who (1) engages in or
9428 practices gas service work without having first obtained a trainee's
9429 certificate or a certificate of registration for such work, (2) wilfully
9430 employs a person who does not have a certificate for such work, (3)
9431 wilfully and falsely pretends to qualify to engage in or practice such
9432 work, or (4) engages in or practices such work after the expiration of
9433 his certificate. Such penalty shall be in an amount not more than five
9434 hundred dollars for a first violation of this subsection, not more than
9435 seven hundred fifty dollars for a second violation and not more than
9436 one thousand five hundred dollars for each violation of this subsection
9437 occurring less than three years after a second or subsequent violation
9438 of this subsection.

9439 (k) The Department of Consumer Protection may act in accordance
9440 with the provisions of subdivision (7) of section 21a-7 in the case of a
9441 person who: (1) Knowingly engages in fraud or material deception in
9442 order to obtain a certificate to perform gas service work or doing so in
9443 order to aid another in obtaining such a certificate; (2) performs work
9444 beyond the scope of such a certificate; (3) illegally uses or transfers
9445 such a certificate; (4) performs incompetent or negligent gas service
9446 work; (5) knowingly makes false, misleading or deceptive
9447 representations to the public regarding gas service work to be
9448 performed; or (6) violates any provision of the general statutes or any
9449 regulation adopted thereunder, relating to his profession or
9450 occupation.

9451 (l) In lieu of displaying a contractor's license number, each public
9452 service company authorized pursuant to this section to employ
9453 registered public service gas technicians shall display its name, logo or
9454 other trademark which clearly identifies the company on all
9455 commercial vehicles used in its business and in a conspicuous manner
9456 on all printed advertisements, bid proposals, contracts, invoices and on
9457 all stationery used in its business.

9458 Sec. 272. Section 20-559h of the general statutes is repealed and the
9459 following is substituted in lieu thereof (*Effective October 1, 2009*):

9460 An application for registration or renewal of registration shall be
9461 accompanied by a fee in the following amount:

9462 (1) Two hundred fifty dollars for an initial application for
9463 registration;

9464 (2) Two hundred fifty dollars for an application for registration
9465 based upon a certificate of registration or licensure issued by another
9466 state;

9467 (3) Two hundred fifty dollars for an application for renewal of
9468 registration; or

9469 (4) Two hundred fifty dollars for an application for renewal of
9470 registration based upon an application for renewal of registration or
9471 licensure submitted in another state.

9472 Sec. 273. Section 20-601 of the general statutes is repealed and the
9473 following is substituted in lieu thereof (*Effective October 1, 2009*):

9474 The department shall collect the following nonrefundable fees:

9475 (1) The fee for issuance of a pharmacist license is **[**one**]** two hundred
9476 dollars, payable at the date of application for the license.

9477 (2) The fee for applying to take the pharmacist license examination
9478 required in section 20-590 and in section 20-591 is one hundred **[**fifty**]**

9479 ninety dollars, payable at the date of application for the pharmacist
9480 license.

9481 (3) The fee for renewal of a pharmacist license is the professional
9482 services fee for class A, as defined in section 33-182*l*. Before the
9483 commission grants a license to an applicant who has not held a license
9484 authorized by the commission within five years of the date of
9485 application, the applicant shall pay the fees required in subdivisions
9486 (1) and (2) of this section.

9487 (4) The fee for issuance of a pharmacy license is **[**six hundred**]** seven
9488 hundred fifty dollars.

9489 (5) The fee for renewal of a pharmacy license is one hundred **[**fifty**]**
9490 ninety dollars.

9491 (6) The late fee for an application for renewal of a license to practice
9492 pharmacy, a pharmacy license or a permit to sell nonlegend drugs is
9493 the amount set forth in section 21a-4.

9494 (7) The fee for notice of a change in officers or directors of a
9495 corporation holding a pharmacy license is **[**thirty**]** sixty dollars for each
9496 pharmacy license held. A late fee for failing to give such notice within
9497 ten days of the change is **[**twenty-five**]** fifty dollars in addition to the
9498 fee for notice.

9499 (8) The fee for filing notice of a change in name, ownership or
9500 management of a pharmacy is **[**forty-five**]** ninety dollars. A late fee for
9501 failing to give such notice within ten days of the change is **[**twenty-
9502 five**]** fifty dollars in addition to the fee for notice.

9503 (9) The fee for application for registration as a pharmacy intern is
9504 **[**thirty**]** sixty dollars.

9505 (10) The fee for application for a permit to sell nonlegend drugs is
9506 **[**seventy**]** one hundred forty dollars.

9507 (11) The fee for renewal of a permit to sell nonlegend drugs is [fifty]
9508 one hundred dollars.

9509 (12) The late fee for failing to notify the commission of a change of
9510 ownership, name or location of the premises of a permit to sell
9511 nonlegend drugs within five days of the change is [ten] twenty dollars.

9512 (13) The fee for issuance of a nonresident pharmacy certificate of
9513 registration is [six hundred] seven hundred fifty dollars.

9514 (14) The fee for renewal of a nonresident pharmacy certificate of
9515 registration is one hundred [fifty] ninety dollars.

9516 (15) The fee for application for registration as a pharmacy technician
9517 is [fifty] one hundred dollars.

9518 (16) The fee for renewal of a registration as a pharmacy technician is
9519 [twenty-five] fifty dollars.

9520 (17) The fee for issuance of a temporary permit to practice pharmacy
9521 is [one] two hundred dollars.

9522 Sec. 274. Section 20-653 of the general statutes is repealed and the
9523 following is substituted in lieu thereof (*Effective October 1, 2009*):

9524 (a) Any person seeking a license under the provisions of sections 20-
9525 650 to 20-656, inclusive, shall apply to the board in writing on a form
9526 provided by the board. Such application shall include the applicant's
9527 name, residence address, business address and such other information
9528 as the Commissioner of Consumer Protection may require by
9529 regulation adopted in accordance with chapter 54 upon the
9530 recommendation of the board.

9531 (b) Each application for a license under the provisions of sections 20-
9532 650 to 20-656, inclusive, shall be accompanied by a nonrefundable
9533 application fee of [fifty] one hundred dollars and a license fee of one
9534 hundred [fifty] ninety dollars. The fee for the renewal of any license

9535 issued under the provisions of sections 20-650 to 20-656, inclusive,
9536 shall be one hundred [fifty] ninety dollars.

9537 Sec. 275. Section 20-660 of the general statutes is repealed and the
9538 following is substituted in lieu thereof (*Effective October 1, 2009*):

9539 (a) No person shall practice hypnosis or hold himself or herself out
9540 as a hypnotist in this state without first registering with the
9541 Department of Consumer Protection pursuant to subsection (b) of this
9542 section.

9543 (b) Each person who practices hypnosis in this state shall, upon
9544 payment of an application fee of [fifty] one hundred dollars, register
9545 with the Department of Consumer Protection on a form provided by
9546 the department with such information and attestation as the
9547 Commissioner of Consumer Protection deems necessary, including,
9548 but not limited to, (1) such person's name in full, (2) such person's
9549 residential and business addresses, and (3) a representation, in writing,
9550 that such person is not subject to the registration requirements of
9551 chapter 969. Each such person shall notify the department, in writing,
9552 not later than thirty days after the date of any change in such person's
9553 name, residential address or business address or if such person
9554 becomes subject to the registration requirements of chapter 969. A
9555 registration shall expire annually and may be renewed upon payment
9556 of a renewal fee of [fifty] one hundred dollars.

9557 (c) The Commissioner of Consumer Protection may deny
9558 registration as a hypnotist to an individual who has been the subject of
9559 a finding rendered pursuant to subsection (d) of this section. The
9560 registry shall contain information concerning any individual who has
9561 been denied said registration, as well as any brief statement disputing
9562 such denial by such individual.

9563 (d) The Department of Consumer Protection shall receive and
9564 investigate complaints against individuals who are practicing or have
9565 practiced hypnosis in this state and may cause a prosecution to be

9566 instigated based on such investigation. The grounds for complaint
9567 shall include physical or sexual abuse, misappropriation of property,
9568 and fraud or deceit in obtaining or attempting to obtain registration as
9569 a hypnotist. A hypnotist shall be given written notice by certified mail
9570 by the commissioner of any complaint against him or her. A hypnotist
9571 who wishes to appeal a complaint against him or her shall, not later
9572 than thirty days after the date of the mailing, file with the department
9573 a request in writing for a hearing to contest the complaint. Any such
9574 hearing shall be conducted pursuant to chapter 54. The commissioner
9575 shall render a finding on such complaint and enter such finding on the
9576 registry. The commissioner shall have the authority to render a finding
9577 and enter such finding on the registry against an individual who is
9578 practicing or has practiced hypnosis in this state, without regard to
9579 whether such individual is on the registry or has obtained registration
9580 as a hypnotist from the department.

9581 (e) A hypnotist may petition the Commissioner of Consumer
9582 Protection to have the finding removed from the registry upon a
9583 determination by the commissioner that: (1) The employment and
9584 personal history of the hypnotist does not reflect a pattern of abusive,
9585 deceitful or fraudulent behavior; and (2) the conduct involved in the
9586 original finding was a singular occurrence. In no case shall a
9587 determination on a petition submitted under this subsection be made
9588 prior to the expiration of a one-year period beginning on the date on
9589 which the finding was added to the registry pursuant to subsection (d)
9590 of this section.

9591 (f) The Commissioner of Consumer Protection may, after notice and
9592 hearing, in accordance with the provisions of chapter 54, assess a civil
9593 penalty of not more than one hundred dollars against any person who
9594 has practiced hypnosis in this state without first registering with the
9595 department pursuant to subsection (b) of this section.

9596 (g) The Commissioner of Consumer Protection shall revoke the
9597 registration of a person under this section after notice and hearing in

9598 accordance with the provisions of chapter 54 if such person becomes
9599 subject to the registration requirements of chapter 969.

9600 (h) The provisions of this section do not apply to any person
9601 licensed in this state to provide medical, dental, nursing, counseling or
9602 other health care, substance abuse or mental health services.

9603 (i) The Commissioner of Consumer Protection, in consultation with
9604 the Commissioner of Public Health, may adopt regulations, in
9605 accordance with chapter 54, to implement the provisions of this
9606 section.

9607 (j) For purposes of this section, "hypnosis" means an artificially
9608 induced altered state of consciousness, characterized by heightened
9609 suggestibility and receptivity to direction.

9610 Sec. 276. Section 20-672 of the general statutes is repealed and the
9611 following is substituted in lieu thereof (*Effective October 1, 2009*):

9612 (a) Any person seeking a certificate of registration as a homemaker-
9613 companion agency shall apply to the Commissioner of Consumer
9614 Protection, in writing, on a form provided by the commissioner. The
9615 application shall include the applicant's name, residence address,
9616 business address, business telephone number and such other
9617 information as the commissioner may require. An applicant shall also
9618 be required to certify under oath to the commissioner that: (1) Such
9619 agency complies with the requirements of section 20-678 concerning
9620 employee comprehensive background checks, (2) such agency
9621 provides all persons receiving homemaker or companion services with
9622 a written individualized contract or service plan that specifically
9623 identifies the anticipated scope, type, frequency and duration of
9624 homemaker or companion services provided by the agency to the
9625 person, (3) such agency maintains a surety bond, and (4) all records
9626 maintained by such agency shall be open, at all reasonable hours, for
9627 inspection, copying or audit by the commissioner.

9628 (b) Each application for a certificate of registration as a homemaker-
9629 companion agency shall be accompanied by a fee of three seventy-five
9630 hundred dollars.

9631 (c) Upon the failure by a homemaker-companion agency to comply
9632 with the registration provisions of this section, the Attorney General, at
9633 the request of the Commissioner of Consumer Protection, is authorized
9634 to apply in the name of the state of Connecticut to the Superior Court
9635 for an order temporarily or permanently restraining and enjoining a
9636 homemaker-companion agency from continuing to do business in the
9637 state.

9638 Sec. 277. Section 21-28 of the general statutes is repealed and the
9639 following is substituted in lieu thereof (*Effective October 1, 2009*):

9640 (a) Each itinerant vendor or managing itinerant vendor shall obtain
9641 a license from the Department of Consumer Protection prior to
9642 conducting business in this state. Application for such license shall be
9643 made on a form prescribed by the Commissioner of Consumer
9644 Protection and the commissioner shall require as a condition to the
9645 issuance and renewal of any license obtained under this chapter that
9646 the application for such license shall be accompanied by a license fee of
9647 **[**one**]** two hundred dollars, together with a fee of **[**one**]** two hundred
9648 dollars payable to the Itinerant Vendor Guaranty Fund established in
9649 section 21-33b. Such license shall authorize the licensee to do business
9650 in this state in conformity with the provisions of this chapter for the
9651 term of one year from the date thereof. Each license shall set forth a
9652 copy of the application upon which it is granted and shall not be
9653 transferable. Each itinerant vendor or managing itinerant vendor
9654 licensed under this chapter shall display in a conspicuous manner in
9655 all printed advertisements, the license number and the name under
9656 which the license is issued. Any license obtained, held or used in
9657 violation of law shall be void. All applications for state licenses shall be
9658 sworn to, shall disclose the names and residences of the owner or
9659 owners or parties in whose interest the business is to be conducted,

9660 and shall be kept on file by the commissioner, and a record shall be
9661 kept by him of all licenses issued upon such applications. All files and
9662 records, both of the commissioner and of the several towns, cities and
9663 boroughs, relative to such licenses shall be in convenient form and
9664 open for public inspection.

9665 (b) At least ten days prior to the commencement of any organized
9666 show of itinerant vendors, each managing itinerant vendor shall
9667 submit a list of participating vendors to the commissioner, together
9668 with any other information which the commissioner may prescribe.
9669 The list of participating itinerant vendors in each show shall be
9670 maintained by the managing itinerant vendor for a period of one year
9671 and shall be made available to the commissioner within ten days of a
9672 written request by the commissioner.

9673 (c) For the purposes of this chapter, any itinerant vendor who
9674 participates in any show under the direction and control of a managing
9675 itinerant vendor, shall be deemed to be an agent of the managing
9676 itinerant vendor and shall not be required to obtain an individual
9677 itinerant vendor license.

9678 (d) The commissioner, after providing notice and conducting a
9679 hearing in accordance with the provisions of chapter 54, may revoke,
9680 suspend or refuse to issue an itinerant vendor license or a managing
9681 itinerant vendor license to any person who (1) engages in conduct of a
9682 character likely to mislead, deceive or defraud the public or the
9683 commissioner; (2) engages in any untruthful or misleading advertising;
9684 or (3) violates any provision of the general statutes relating to this
9685 chapter or any regulation adopted pursuant to section 21-33a or 42-
9686 110b.

9687 Sec. 278. Section 21-35m of the general statutes is repealed and the
9688 following is substituted in lieu thereof (*Effective October 1, 2009*):

9689 (a) No person shall act as a promoter, as defined in section 21-35a,
9690 for any closing-out sale unless he has first registered with the

9691 commissioner. Applications for registration and for the renewal of a
9692 registration shall be in writing, under oath in the form prescribed by
9693 the commissioner and shall be accompanied by a fee of [one] two
9694 hundred dollars. The application shall contain such information as the
9695 commissioner shall require. Each registration shall be valid for one
9696 year and may be renewed for additional one-year periods.

9697 (b) Each agreement between a promoter and a closing-out sale
9698 licensee shall: (1) Be in writing; (2) contain the date of the agreement;
9699 (3) contain the entire agreement between the promoter and licensee; (4)
9700 contain the name and address of the promoter; and (5) be signed by
9701 both parties.

9702 (c) The commissioner, after providing notice and conducting a
9703 hearing in accordance with the provisions of chapter 54, may revoke or
9704 suspend the registration of any person as a promoter for (1) conduct of
9705 a character likely to mislead, deceive or defraud the public or the
9706 commissioner; (2) engaging in any untruthful or misleading
9707 advertising; or (3) violating any provision of this chapter relating to
9708 closing-out sales or any regulation established pursuant to section 21-
9709 35i or 42-110b. In addition, the commissioner, after providing notice
9710 and conducting a hearing in accordance with the provisions of chapter
9711 54 may impose a civil penalty of not more than five hundred dollars
9712 for each offense. Each violation with respect to each separate item of
9713 merchandise shall be deemed a separate offense.

9714 Sec. 279. Section 21-67 of the general statutes is repealed and the
9715 following is substituted in lieu thereof (*Effective October 1, 2009*):

9716 (a) Application for a license to operate a mobile manufactured home
9717 park shall be made in writing to the department on such forms and in
9718 such manner and accompanied by such evidence in support of the
9719 application as the department may prescribe together with a fee
9720 determined in accordance with subsection (c) of this section.
9721 Certification of approval by the appropriate local official or
9722 commission of compliance with the State Building Code and any

9723 existing municipal ordinance or planning or zoning regulation shall
9724 accompany such application.

9725 (b) The department shall, within sixty-five days after the receipt of
9726 the application, review the application, plans and specifications and
9727 inspect the location. If the department finds that the proposed park
9728 meets the provisions of this chapter and of any other state statutes or
9729 regulations and municipal ordinances or regulations, it shall approve
9730 the application and, subject to reinspection and approval on
9731 completion of the park or sections of the park and payment of the
9732 annual license fee as provided in subsection (c), shall issue a license
9733 effective for one year.

9734 (c) The annual license fee for each mobile manufactured home park
9735 shall be computed on the basis of the number of mobile manufactured
9736 home spaces located in the park in accordance with the following
9737 schedule:

T3555 Not more than twenty-nine	
T3556 spaces	**[**One hundred
T3557	twenty-five**]** two
	hundred fifty dollars
T3558	plus three dollars
T3559	for each space
T3560 More than twenty-nine	
T3561 but not more than	
T3562 fifty spaces	**[**Six hundred
T3563	eighty-eight**]** eight
	hundred sixty dollars
T3564 More than fifty	
T3565 but not more than	
T3566 one hundred spaces	One thousand
T3567	**[**sixty-three**]** three
	hundred fifteen

		dollars
T3568	More than one hundred spaces	One thousand [two
T3569		hundred fifty] five hundred dollars

9738 No municipality shall charge any fee or assessment under a mobile
9739 manufactured home or trailer ordinance or zoning regulation other
9740 than a fee for seasonal use.

9741 (d) The department shall, upon receipt of a renewal application,
9742 accompanied by the annual license fee, and after inspection of the
9743 mobile manufactured home park and determination that the park
9744 continues to conform with the requirements of this chapter, issue a
9745 renewal license.

9746 (e) The department shall annually issue a mobile manufactured
9747 home seller's license to any person who, on October 1, 1992, has a valid
9748 Department of Motor Vehicles dealers' and repairers' license under
9749 which the licensee has engaged in the sale or resale of mobile
9750 manufactured homes. The mobile manufactured home seller's license
9751 shall allow the licensee, or any of his employees, to sell new or used
9752 mobile manufactured homes. The mobile manufactured home seller's
9753 license shall be issued annually after payment of an annual licensing
9754 fee of three hundred seventy-five dollars. No person, except a person
9755 licensed or specifically exempted under chapter 392, shall act as a real
9756 estate broker or a real estate agent for the resale of a mobile
9757 manufactured home without a license issued pursuant to this
9758 subsection.

9759 Sec. 280. Section 21a-36 of the general statutes is repealed and the
9760 following is substituted in lieu thereof (*Effective October 1, 2009*):

9761 (a) The applicant for a vending machine operator's license shall pay
9762 a license fee according to the following schedule: For machines
9763 vending products at one penny; a fee of [ten] twenty dollars for the

9764 first three machines; a fee of [twenty] forty dollars for four but not
9765 more than fifty machines; a fee of [forty] eighty dollars for fifty-one but
9766 not more than one hundred machines; and for operators of more than
9767 one hundred machines, a fee of [forty] eighty dollars for each one
9768 hundred machines or fraction thereof. For machines vending products
9769 at five cents or more; a fee of [twenty] forty dollars for the first three
9770 machines; a fee of [fifty] one hundred dollars for four but not more
9771 than fifty machines; a fee of [one] two hundred dollars for fifty-one but
9772 not more than one hundred machines; and for operators of more than
9773 one hundred machines, a fee of [one] two hundred dollars for each one
9774 hundred machines or fraction thereof. An operator may place
9775 machines in operation in excess of the number permitted by the fee
9776 schedule for his license, during the period covered by such license,
9777 provided he shall pay the higher fee required by the fee schedule for
9778 the applicable number of machines, less the fee previously paid for
9779 such period.

9780 (b) An applicant who operates machines in both vending price
9781 categories shall pay the sum of the fees in each appropriate category.

9782 (c) The provisions of this section shall not apply to any religious
9783 association or society, any department or agency of the United States,
9784 the state or any political subdivision of this state, or to any person
9785 exempted under the provisions of section 10-303. The commissioner
9786 may exempt from the provisions of this section any amateur athletic
9787 group composed principally of minors, any association of youths
9788 sponsored by the Division of State Police within the Department of
9789 Public Safety or a municipal police department or the members
9790 thereof, and any charitable or philanthropic organization registered
9791 with the Commissioner of Consumer Protection under the provisions
9792 of section 21a-190b or exempted from such registration under the
9793 provisions of section 21a-190d upon finding that the application of this
9794 section to any such group, association or organization would not
9795 materially aid in its administration and that such exception would not
9796 be inimical to public health and safety.

9797 Sec. 281. Section 21a-52 of the general statutes is repealed and the
9798 following is substituted in lieu thereof (*Effective October 1, 2009*):

9799 The license fee for a retail manufacturer of frozen desserts shall be
9800 **[**twenty-five**]** fifty dollars for each plant. The license fee for a wholesale
9801 manufacturer to manufacture frozen desserts or frozen dessert mix
9802 within Connecticut or to sell within Connecticut, as the case may be,
9803 shall be **[**fifty**]** one hundred dollars for the first twenty-five thousand
9804 gallons or fraction thereof and an additional **[**seventy-five**]** one dollar
9805 and fifty cents per thousand gallons or fraction thereof above twenty-
9806 five thousand gallons manufactured or sold in Connecticut during the
9807 previous calendar year, provided such fee shall not exceed **[**twenty-
9808 five hundred**]** two thousand seven hundred fifty dollars. In any case
9809 where dessert mix is manufactured by a particular manufacturer and
9810 such mix is subsequently converted by the same manufacturer into
9811 frozen dessert, either in the same plant or in another owned by such
9812 manufacturer, the license fee payable by such manufacturer on account
9813 of all of the processes wherein such mix is concerned shall be
9814 computed on the basis of the total number of gallons of finished frozen
9815 desserts so manufactured using such mix, and no license fee shall be
9816 due or payable on any such frozen mix so manufactured and used. The
9817 fee shall be tendered to the Commissioner of Consumer Protection
9818 with the application and, upon the issuance of the license, shall be
9819 remitted by the commissioner to the State Treasurer.

9820 Sec. 282. Section 21a-70 of the general statutes is repealed and the
9821 following is substituted in lieu thereof (*Effective October 1, 2009*):

9822 (a) As used in this section: (1) "Wholesaler" or "distributor" means a
9823 person, whether within or without the boundaries of the state of
9824 Connecticut, who supplies drugs, medical devices or cosmetics
9825 prepared, produced or packaged by manufacturers, to other
9826 wholesalers, manufacturers, distributors, hospitals, prescribing
9827 practitioners, as defined in subdivision (22) of section 20-571,
9828 pharmacies, federal, state or municipal agencies, clinics or any other

9829 person as permitted under subsection (h) of this section, except that a
9830 retail pharmacy or a pharmacy within a licensed hospital which
9831 supplies to another such pharmacy a quantity of a noncontrolled drug
9832 or a schedule III, IV or V controlled substance normally stocked by
9833 such pharmacies to provide for the immediate needs of a patient
9834 pursuant to a prescription or medication order of an authorized
9835 practitioner, a pharmacy within a licensed hospital which supplies
9836 drugs to another hospital or an authorized practitioner for research
9837 purposes, and a retail pharmacy which supplies a limited quantity of a
9838 noncontrolled drug or of a schedule II, III, IV or V controlled substance
9839 for emergency stock to a practitioner who is a medical director of a
9840 chronic and convalescent nursing home, of a rest home with nursing
9841 supervision or of a state correctional institution shall not be deemed a
9842 wholesaler under this section; (2) "manufacturer" means a person
9843 whether within or without the boundaries of the state of Connecticut
9844 who produces, prepares, cultivates, grows, propagates, compounds,
9845 converts or processes, directly or indirectly, by extraction from
9846 substances of natural origin or by means of chemical synthesis or by a
9847 combination of extraction and chemical synthesis, or who packages,
9848 repackages, labels or relabels a container under such manufacturer's
9849 own or any other trademark or label any drug, device or cosmetic for
9850 the purpose of selling such items. The words "drugs", "devices" and
9851 "cosmetics" shall have the meaning ascribed to them in section 21a-92;
9852 and (3) "commissioner" means the Commissioner of Consumer
9853 Protection.

9854 (b) No wholesaler or manufacturer shall operate as such until he has
9855 received a certificate of registration issued by the commissioner, which
9856 certificate shall be renewed annually, provided no such certificate shall
9857 be required of a manufacturer whose principal place of business is
9858 located outside the state, who is registered with the federal Food and
9859 Drug Administration or any successor agency and who files a copy of
9860 such registration with the commissioner. A fee of one hundred **[**fifty**]**
9861 ninety dollars shall be charged for each wholesaler's certificate and
9862 renewal thereof and the fee for a manufacturer's certificate and

9863 renewal thereof shall be two hundred [twenty-five] eighty-five dollars
9864 for manufacturers employing not more than five licensed pharmacists
9865 or qualified chemists or both; three hundred seventy-five dollars for
9866 manufacturers employing not more than ten licensed pharmacists or
9867 qualified chemists or both; and [seven hundred fifty] nine hundred
9868 forty dollars for manufacturers employing more than ten licensed
9869 pharmacists or qualified chemists or both. No such certificate shall be
9870 issued to a manufacturer unless such drugs, medical devices or
9871 cosmetics are manufactured or compounded under the direct
9872 supervision of a licensed pharmacist or a qualified chemist. No
9873 certificate of registration shall be issued under this section until the
9874 applicant has furnished proof satisfactory to the commissioner that the
9875 applicant is equipped as to facilities and apparatus to properly carry
9876 on the business described in his application and that the applicant
9877 conforms to chapter 418 and regulations adopted thereunder.

9878 (c) The commissioner shall have the right to deny a certificate of
9879 registration if he determines that the issuance of such registration is
9880 inconsistent with the public interest. In determining the public interest,
9881 the commissioner shall consider, at a minimum, the following factors:

9882 (1) Any convictions or regulatory actions involving the applicant
9883 under any federal, state or local law relating to drug samples,
9884 wholesale or retail drug distribution, or distribution or possession of
9885 drugs including controlled substances;

9886 (2) Any felony convictions of the applicant under federal, state or
9887 local laws;

9888 (3) The applicant's past experience in the manufacture or
9889 distribution of drugs;

9890 (4) The furnishing by the applicant of false or fraudulent material in
9891 any application made in connection with drug manufacturing or
9892 distribution;

9893 (5) Suspension, revocation or other sanction by federal, state or local
9894 government of any license or registration currently or previously held
9895 by the applicant for the manufacture or distribution of any drugs;

9896 (6) Compliance with licensing or registration requirements under
9897 previously granted licenses or registrations;

9898 (7) Compliance with requirements to maintain or make available to
9899 the commissioner or to federal, state or local law enforcement officials
9900 those records required by any federal or state statute or regulation;

9901 (8) Failure to provide adequate control against the diversion, theft
9902 and loss of drugs;

9903 (9) Provision of required security for legend drugs and, in the case
9904 of controlled substances, compliance with security requirements for
9905 wholesalers set forth in regulations adopted under chapter 420b; and

9906 (10) Compliance with all regulations adopted to enforce the
9907 provisions of this section.

9908 (d) The commissioner may suspend, revoke or refuse to renew a
9909 registration, or may issue a letter of reprimand or place a registrant on
9910 probationary status, for sufficient cause. Any of the following shall be
9911 sufficient cause for such action:

9912 (1) The furnishing of false or fraudulent information in any
9913 application or other document filed with the commissioner;

9914 (2) Any criminal conviction of the registrant under any federal or
9915 state statute concerning drugs;

9916 (3) The suspension, revocation or other restriction or penalty issued
9917 against a license or registration related to drugs;

9918 (4) Failure to provide adequate control against the diversion, theft
9919 and loss of drugs; or

9920 (5) A violation of any provision of any federal or state statute or
9921 regulation concerning drugs.

9922 (e) Wholesalers shall operate in compliance with applicable federal,
9923 state and local statutes, regulations and ordinances, including any
9924 applicable laws concerning controlled substances, drug product
9925 salvaging or reprocessing.

9926 (f) Wholesalers and manufacturers shall permit the commissioner,
9927 or his authorized representatives, to enter and inspect their premises
9928 and delivery vehicles, and to audit their records and written operating
9929 procedures, at reasonable times and in a reasonable manner.

9930 (g) Before denying, suspending, revoking or refusing to renew a
9931 registration, or before issuing a letter of reprimand or placing a
9932 registrant on probationary status, the commissioner shall afford the
9933 applicant or registrant an opportunity for a hearing in accordance with
9934 the provisions of chapter 54. Notice of such hearing may be given by
9935 certified mail. The commissioner may subpoena witnesses and require
9936 the production of records, papers and documents pertinent to such
9937 hearing.

9938 (h) No manufacturer or wholesaler shall sell any drugs except to the
9939 state or any political subdivision thereof, to another manufacturer or
9940 wholesaler, to any hospital recognized by the state as a general or
9941 specialty hospital, to any institution having a full-time pharmacist who
9942 is actively engaged in the practice of pharmacy in such institution not
9943 less than thirty-five hours a week, to a chronic and convalescent
9944 nursing home having a pharmacist actively engaged in the practice of
9945 pharmacy based upon the ratio of one-tenth of one hour per patient
9946 per week but not less than twelve hours per week, to a practicing
9947 physician, podiatrist, dentist, optometrist or veterinarian or to a
9948 licensed pharmacy or a store to which a permit to sell nonlegend drugs
9949 has been issued as provided in section 20-624. The commissioner may
9950 adopt such regulations as are necessary to administer and enforce the
9951 provisions of this section.

9952 (i) Any person who violates any provision of this section shall be
9953 fined not more than five hundred dollars or imprisoned not more than
9954 six months, or both.

9955 Sec. 283. Section 21a-79 of the general statutes is repealed and the
9956 following is substituted in lieu thereof (*Effective October 1, 2009*):

9957 (a) For the purposes of this section (1) "consumer commodity" and
9958 "unit of a consumer commodity" have the same meaning as in section
9959 21a-73, except that consumer commodity does not include alcoholic
9960 liquor, as defined in subdivision (3) of section 30-1, or a carbonated
9961 soft drink container; (2) "carbonated soft drink container" means an
9962 individual, separate, sealed glass, metal or plastic bottle, can, jar or
9963 carton containing a carbonated liquid soft drink sold separately or in
9964 packages of not more than twenty-four individual containers; (3)
9965 "universal product coding" means any system of coding that entails
9966 electronic pricing; (4) an electronic shelf labeling system is an
9967 electronic system that utilizes an electronic device attached to the shelf
9968 or at any other point of sale, immediately below or above the item, that
9969 conspicuously and clearly displays to the consumer the unit price and
9970 the price of the consumer commodity. Such electronic shelf labeling
9971 system reads the exact same data as the electronic cash register
9972 scanning system; and (5) an electronic pricing system is a system that
9973 utilizes the universal product coding bar code by means of a scanner in
9974 combination with the cash register to record and total a customer's
9975 purchases.

9976 (b) (1) (A) Any person, firm, partnership, association or corporation
9977 that utilizes universal product coding in totaling a retail customer's
9978 purchases shall mark or cause to be marked each consumer
9979 commodity that bears a Universal Product Code with its retail price.

9980 (B) Any person, firm, partnership, association or corporation that
9981 utilizes an electronic pricing system in totaling a retail consumer's
9982 purchases shall provide each consumer with an item-by-item digital
9983 display, plainly visible to the consumer as each universal pricing code

9984 is scanned, of the price of each consumer commodity or carbonated
9985 soft drink container, or both, selected for purchase by such consumer
9986 prior to accepting payment from such consumer for such commodity
9987 or container. The provisions of this subparagraph do not apply to any
9988 person, firm, partnership, association or corporation operating in a
9989 retail sales area of not more than ten thousand square feet.

9990 (2) The provisions of subparagraph (A) of subdivision (1) of this
9991 subsection shall not apply if: (A) The Commissioner of Consumer
9992 Protection, by regulation, allows for the utilization of electronic shelf
9993 labeling systems; (B) a retailer is granted approval to utilize an
9994 electronic shelf labeling system by the commissioner; (C) the retailer
9995 has demonstrated to the satisfaction of the commissioner that such
9996 electronic shelf labeling system is supported by an electronic pricing
9997 system that utilizes universal product coding in totaling a retail
9998 customer's purchases; and (D) the retailer has received approval for
9999 such an electronic pricing system by the commissioner.

10000 (3) The provisions of subparagraph (A) of subdivision (1) of this
10001 subsection shall not apply if: (A) The retailer has met the conditions of
10002 subdivision (2) of this subsection; and (B) the retailer has received
10003 permission by the commissioner to suspend implementation of the
10004 electronic pricing system for a period not to exceed thirty days in order
10005 to allow the retailer or an agent acting on behalf of the retailer to reset,
10006 remodel, repair or otherwise modify such system at the retail
10007 establishment.

10008 (4) The provisions of subparagraph (A) of subdivision (1) of this
10009 subsection shall not apply if: (A) The retailer applies and is approved
10010 for an exemption by the Commissioner of Consumer Protection, (B) the
10011 retailer demonstrates to the satisfaction of the commissioner that the
10012 retailer has achieved price scanner accuracy of at least ninety-eight per
10013 cent, as determined by the latest version of the National Institute of
10014 Standards and Technology Handbook 130, "Examination Procedures
10015 for Price Verification, as adopted by The National Conference on

10016 Weights and Measures", (C) the retailer pays an application fee, to be
10017 used to offset annual inspection costs, of [two hundred fifty] three
10018 hundred fifteen dollars if the premises consists of less than twenty
10019 thousand square feet of retail space and [five hundred] six hundred
10020 twenty-five dollars if the premises consists of twenty thousand square
10021 feet or more of retail space, (D) the retailer makes available a consumer
10022 price test scanner approved by the commissioner and located
10023 prominently in an easily accessible location for each twelve thousand
10024 square feet of retail floor space, or fraction thereof, and (E) price
10025 accuracy inspections resulting in less than ninety-eight per cent price
10026 scanner accuracy are reinspected without penalty and the retailer pays
10027 a [two-hundred-dollar] two-hundred-fifty-dollar reinspection fee.

10028 (5) Notwithstanding any provision of this subsection, consumer
10029 commodities that are offered for sale and that are located on an end
10030 cap display within the retail sales area are not subject to the
10031 requirements specified under this subsection, provided any
10032 information that would have been available to a consumer pursuant to
10033 this section is clearly and conspicuously posted on or adjacent to such
10034 end cap. For purposes of this subdivision, "end cap display" means the
10035 location in the retail sales area that is at the immediate end of an aisle.

10036 (6) Consumer commodities that are advertised in a publicly-
10037 circulated printed form as being offered for sale at a reduced price for
10038 a minimum seven-day period need not be individually marked at such
10039 reduced retail price, provided such consumer commodities are
10040 individually marked with their regular retail price and a conspicuous
10041 sign is adjacent to such consumer commodities, which sign discloses:
10042 (A) The reduced retail price and its unit price; and (B) a statement that
10043 the item will be electronically priced at the reduced price by the
10044 cashier.

10045 (7) If a consumer commodity is offered for sale and its electronic
10046 price is higher than the posted price, then one item of such consumer
10047 commodity, up to a value of twenty dollars, shall be given to the

10048 consumer at no cost. A conspicuous sign shall adequately disclose to
10049 the consumer that in the event the electronic price is higher than the
10050 posted retail price, one item of such consumer commodity shall be
10051 given to the customer at no cost.

10052 (c) (1) The Commissioner of Consumer Protection may adopt
10053 regulations, in accordance with the provisions of chapter 54,
10054 concerning the marking of prices and use of universal product coding
10055 on each unit of a consumer commodity.

10056 (2) The Commissioner of Consumer Protection may adopt
10057 regulations, in accordance with the provisions of chapter 54,
10058 designating not more than twelve consumer commodities that need
10059 not be marked in accordance with subdivision (1) of subsection (b) of
10060 this section and specifying the method of providing adequate
10061 disclosure to consumers to insure that the electronic pricing of the
10062 designated consumer commodities is accurate. The commissioner may
10063 establish by regulation methods to protect consumers against
10064 electronic pricing errors of such designated consumer commodities
10065 and to insure that the electronic prices of such designated consumer
10066 commodities are accurate. Among the methods that the commissioner
10067 may consider are conditions similar to those set forth in subdivision (5)
10068 of subsection (b) of this section.

10069 (d) The Commissioner of Consumer Protection, after providing
10070 notice and conducting a hearing in accordance with the provisions of
10071 chapter 54, may issue a warning citation or impose a civil penalty of
10072 not more than one hundred dollars for the first offense and not more
10073 than five hundred dollars for each subsequent offense on any person,
10074 firm, partnership, association or corporation that violates any
10075 provision of subsection (b) of this section or any regulation adopted
10076 pursuant to subsection (c) of this section. Any person, firm,
10077 partnership, association or corporation that violates any provision of
10078 subsection (b) of this section or any regulation adopted pursuant to
10079 subsection (c) of this section shall be fined not more than two hundred

10080 dollars for the first offense and not more than one thousand dollars for
10081 each subsequent offense. Each violation with respect to all units of a
10082 particular consumer commodity on any single day shall be deemed a
10083 single offense.

10084 Sec. 284. Section 21a-137 of the general statutes is repealed and the
10085 following is substituted in lieu thereof (*Effective October 1, 2009*):

10086 A fee of **[**seventy-five**]** one hundred fifty dollars shall accompany
10087 each application for the license provided for in section 21a-136. Each
10088 such license shall expire annually. Such license shall be in such form as
10089 the commissioner determines and shall be kept exposed to view in a
10090 conspicuous place upon the premises where such business is
10091 conducted or carried on. All fees received for such licenses shall be
10092 paid by the commissioner to the State Treasurer. No person, firm or
10093 corporation shall sell or offer for sale within the state any beverages
10094 manufactured or bottled beyond the boundaries of the state unless
10095 such person, firm or corporation has made application for and secured
10096 a license from said commissioner upon the payment of **[**seventy-five**]**
10097 one hundred fifty dollars, and no such license shall be issued by said
10098 commissioner until such establishment has been inspected by him or
10099 his agent or until such establishment has furnished said commissioner
10100 a certificate from the commission having the enforcement of the
10101 beverage law in the state where such establishment is located that such
10102 establishment complies in every respect with the requirements of the
10103 Connecticut beverage law. The provisions of this section shall not
10104 apply to out-of-state manufacturers, bottlers or distributors of malt
10105 and cereal drinks, grape juice, lime juice, fruit-flavored syrups,
10106 powders or mixtures, concentrated fruit juices or fruit and vegetable
10107 juices.

10108 Sec. 285. Section 21a-146 of the general statutes is repealed and the
10109 following is substituted in lieu thereof (*Effective October 1, 2009*):

10110 (a) Under the provisions of this part apple juice is exempted from
10111 the provisions of part I. Any plant or place where juice is extracted

10112 from apples or put in containers shall be registered with the
10113 Commissioner of Consumer Protection and shall be subject to sanitary
10114 inspection by the commissioner or his agents and to labeling
10115 regulations promulgated by the commissioner. The registration fee
10116 shall be **[**ten**]** twenty dollars per year and shall accompany each
10117 registration application. Each registration shall expire annually. The
10118 form of registration application shall be specified by the commissioner.

10119 (b) Each container in which unpasteurized apple juice or cider is
10120 sold shall carry a label stating that such apple juice or cider is not
10121 pasteurized. Such label shall be printed in at least ten-point type.

10122 Sec. 286. Section 21a-152 of the general statutes is repealed and the
10123 following is substituted in lieu thereof (*Effective October 1, 2009*):

10124 (a) Each building or room occupied as a bakery shall be so situated
10125 as not to be exposed to contamination from its surroundings, shall be
10126 drained and plumbed in a manner conducive to a healthful and
10127 sanitary condition, shall be adequately lighted and shall have such air-
10128 shafts and windows or ventilating pipes, to insure ventilation, as the
10129 Commissioner of Consumer Protection directs. Each bakery shall be
10130 provided with a washroom and lavatory facilities apart from the bake-
10131 room and any room where the manufacture of food products is
10132 conducted and suitable locker space shall be provided for each
10133 employee. Lavatory facilities shall not be within, or communicate
10134 directly with, production areas of a bakery. All bakery rooms shall be
10135 of a height adequate for proper ventilation. The walls and ceilings of
10136 preparation areas shall be constructed of a smooth material which is
10137 impervious to water and which is easily cleaned. Floors and walls shall
10138 fit tightly to prevent the accumulation of filth. All bakeries shall be free
10139 of vermin. Doors, windows, transoms, skylights and other openings
10140 shall be tightly screened between May first and November first of each
10141 year. The furniture, utensils and floors of such rooms shall be kept in a
10142 sanitary condition and fly-tight metal or plastic refuse containers shall
10143 be provided and emptied each day. Bakery products shall not be

10144 produced, prepared, packed or held under unsanitary conditions
10145 whereby they may be rendered unwholesome or otherwise injurious to
10146 health. The manufactured flour or meal food products shall be kept in
10147 clean, dry and airy rooms. Hot and cold running water under pressure
10148 shall be provided at a sink of sufficient size to be used for the washing
10149 of baking utensils. A sink suitable for washing hands shall be provided
10150 in the production area. Flour shall be stored on suitable racks at least
10151 six inches above the floor and all raw materials shall be protected in a
10152 sanitary manner at all times. Sleeping rooms shall be separated from
10153 the rooms where bakery products are manufactured or stored.

10154 (b) No person, firm or corporation shall operate a bakery without
10155 having obtained from said commissioner a bakery license. Application
10156 for such license shall be made on forms, furnished by the
10157 commissioner, showing the name and address of such bakery and the
10158 number of persons engaged in the production of bread and pastry
10159 products, excluding porters, dishwashers, drivers, sales personnel and
10160 other employees not directly engaged in such production. The
10161 commissioner shall cause an inspection to be made of the premises
10162 described in the application and, if conditions are found satisfactory,
10163 such license shall be issued. No person, firm or corporation operating a
10164 bakery, or any agent, servant or employee thereof, shall refuse, hinder
10165 or otherwise interfere with access by the commissioner or his
10166 authorized representative for the purpose of conducting an inspection.
10167 No person, firm or corporation shall sell or distribute bread, cakes,
10168 doughnuts, crullers, pies, cookies, crackers, spaghetti, macaroni or
10169 other food products, including frozen or canned baked goods made in
10170 whole or in part of flour or meal produced in any bakery located
10171 within or beyond the boundaries of this state, unless such bakery has
10172 obtained a license from said commissioner. The commissioner may
10173 promulgate regulations excepting out-of-state manufacturers of
10174 products, commonly known as cookies, crackers, brown bread or plum
10175 puddings in hermetically sealed containers and other similar products,
10176 from the license provisions of this section. Such license shall be valid
10177 for one year and a fee therefor shall be collected as follows: From a

10178 person, firm or corporation owning or conducting a bakery in which
10179 there are four persons or fewer engaged in the production of bread
10180 and pastry products, [ten] twenty dollars; in which there are not fewer
10181 than five nor more than nine persons so engaged, [twenty] forty
10182 dollars; in which there are not fewer than ten nor more than twenty-
10183 four persons so engaged, [fifty] one hundred dollars; in which there
10184 are not fewer than twenty-five nor more than ninety-nine persons so
10185 engaged, [one] two hundred dollars; in which there are more than one
10186 hundred persons so engaged, two hundred fifty dollars.

10187 (c) A bakery license may be revoked by said commissioner for
10188 violation of this chapter after a hearing conducted in accordance with
10189 chapter 54. In addition, a bakery license may be summarily suspended
10190 pending a hearing if said commissioner has reason to believe that the
10191 public health, safety or welfare imperatively requires emergency
10192 action. Within ten days following the suspension order said
10193 commissioner shall cause to be held a hearing which shall be
10194 conducted in accordance with the provisions of said chapter 54.
10195 Following said hearing said commissioner shall dissolve such
10196 suspension or order revocation of the bakery license. Any person, firm
10197 or corporation whose license has been revoked may make application
10198 for a new license and said commissioner shall act on such application
10199 within thirty days of receipt. The costs of any inspections necessary to
10200 determine whether or not an applicant, whose license has been
10201 revoked, is entitled to have a new license granted shall be borne by the
10202 applicant at such rates as the commissioner may determine. Said
10203 commissioner may refuse to grant any bakery license if he finds that
10204 the applicant has evidenced a pattern of noncompliance with the
10205 provisions of this chapter. Prima facie evidence of a pattern of
10206 noncompliance shall be established if said commissioner shows that
10207 the applicant has had two or more bakery licenses revoked.

10208 (d) All vehicles used in the transportation of bakery products shall
10209 be kept in a sanitary condition and shall have the name and address of
10210 the bakery, owner, operator or distributor legibly printed on both

10211 sides. Each compartment in which unwrapped bakery products are
10212 transported shall be enclosed in a manner approved by the
10213 commissioner.

10214 (e) The provisions of this section shall not prevent local health
10215 authorities from enforcing orders or regulations concerning the
10216 sanitary condition of bakeries.

10217 Sec. 287. Section 21a-223 of the general statutes is repealed and the
10218 following is substituted in lieu thereof (*Effective October 1, 2009*):

10219 (a) Each individual place of business of each health club shall obtain
10220 a license from the Department of Consumer Protection prior to the sale
10221 of any health club contract. Application for such license shall be made
10222 on forms provided by the Commissioner of Consumer Protection and
10223 said commissioner shall require as a condition to the issuance and
10224 renewal of any license obtained under this chapter (1) that the
10225 applicant provide for and maintain on the premises of the health club
10226 sanitary facilities; (2) that the application be accompanied by (A) a
10227 license or renewal fee of two hundred fifty dollars, (B) a list of the
10228 equipment and each service which the applicant intends to have
10229 available for use by buyers during the year of operations following
10230 licensure or renewal, and (C) two copies of each health club contract
10231 which the applicant is currently using or intends to use; and (3)
10232 compliance with the requirements of section 21a-226. Such licenses
10233 shall be renewed annually. The commissioner may impose a civil
10234 penalty of not more than three hundred dollars against any health club
10235 that continues to sell or offer for sale health club contracts for any
10236 location but fails to submit a license renewal and license renewal fee
10237 for such location not later than thirty days after such license's
10238 expiration date.

10239 (b) No health club shall (1) engage in any act or practice which is in
10240 violation of or contrary to the provisions of this chapter or any
10241 regulation adopted to carry out the provisions of this chapter,
10242 including the use of contracts which do not conform to the

10243 requirements of this chapter, or (2) engage in conduct of a character
10244 likely to mislead, deceive or defraud the buyer, the public or the
10245 commissioner. The Commissioner of Consumer Protection may refuse
10246 to grant or renew a license to, or may suspend or revoke the license of,
10247 any health club which engages in any conduct prohibited by this
10248 chapter.

10249 (c) If the commissioner refuses to grant or renew a license of any
10250 health club, the commissioner shall notify the applicant or licensee of
10251 the refusal, and of his right to request a hearing within ten days from
10252 the date of receipt of the notice of refusal. If the applicant or licensee
10253 requests a hearing within ten days, the commissioner shall give notice
10254 of the grounds for his refusal and shall conduct a hearing concerning
10255 such refusal in accordance with the provisions of chapter 54
10256 concerning contested matters.

10257 (d) The Attorney General at the request of the Commissioner of
10258 Consumer Protection is authorized to apply in the name of the state of
10259 Connecticut to the Superior Court for an order temporarily or
10260 permanently restraining and enjoining any health club from operating
10261 in violation of any provision of this chapter.

10262 Sec. 288. Section 21a-234 of the general statutes is repealed and the
10263 following is substituted in lieu thereof (*Effective October 1, 2009*):

10264 (a) No person shall act as a manufacturer, supply dealer, importer,
10265 renovator or secondhand dealer without first completing an
10266 application and obtaining a numbered license from the commissioner.
10267 Based on the information furnished in the application, the
10268 commissioner shall determine and issue the appropriate license. The
10269 license shall be conspicuously posted in the establishment of the
10270 person to whom the license is issued. A license shall be valid for one
10271 year.

10272 (b) Any method of sterilization or sanitation used in connection
10273 with this chapter shall require the prior approval of the commissioner.

10274 Each person who wishes to sterilize or sanitize bedding or filling
10275 material shall complete an application and obtain a numbered permit
10276 from the commissioner. The permit must be conspicuously posted in
10277 the establishment of the person to whom the permit is issued. Each
10278 permit shall cost twenty-five dollars and shall be valid for one year.

10279 (c) Manufacturers shall pay, prior to the issuance or reissuance of a
10280 manufacturers' license, a fee of **[**fifty**]** one hundred dollars. The
10281 licensee may then operate as a manufacturer, supply dealer, renovator
10282 or secondhand dealer. Supply dealers shall pay, prior to the issuance
10283 or reissuance of a supply dealers' license, a fee of **[**fifty**]** one hundred
10284 dollars. The licensee may then operate as a supply dealer, renovator or
10285 secondhand dealer. Renovators shall pay, prior to the issuance or
10286 reissuance of a renovators' license, a fee of **[**twenty-five**]** fifty dollars.
10287 The licensee may then operate as a renovator and secondhand dealer.
10288 Secondhand dealers shall pay, prior to the issuance or reissuance of a
10289 secondhand dealers' license, a fee of **[**twenty-five**]** fifty dollars. The
10290 licensee may then operate as a secondhand dealer. Importers shall pay,
10291 prior to the issuance or reissuance of an importer's license, a fee of one
10292 hundred dollars.

10293 (d) A person shall be entitled to a refund of a license or permit fee
10294 only in the case of error on the part of the department.

10295 Sec. 289. Section 21a-246 of the general statutes is repealed and the
10296 following is substituted in lieu thereof (*Effective October 1, 2009*):

10297 (a) No person within this state shall manufacture, wholesale,
10298 repackage, supply, compound, mix, cultivate or grow, or by other
10299 process produce or prepare, controlled substances without first
10300 obtaining a license to do so from the Commissioner of Consumer
10301 Protection and no person within this state shall operate a laboratory
10302 for the purpose of research or analysis using controlled substances
10303 without first obtaining a license to do so from the Commissioner of
10304 Consumer Protection, except that such activities by pharmacists or
10305 pharmacies in the filling and dispensing of prescriptions or activities

10306 incident thereto, or the dispensing or administering of controlled
10307 substances by dentists, podiatrists, physicians or veterinarians, or
10308 other persons acting under their supervision, in the treatment of
10309 patients shall not be subject to the provisions of this section, and
10310 provided laboratories for instruction in dentistry, medicine, nursing,
10311 pharmacy, pharmacology and pharmacognosy in institutions duly
10312 licensed for such purposes in this state shall not be subject to the
10313 provisions of this section except with respect to narcotic drugs and
10314 schedule I and II controlled substances. Upon application of any
10315 physician licensed pursuant to chapter 370, the Commissioner of
10316 Consumer Protection shall without unnecessary delay, license such
10317 physician to possess and supply marijuana for the treatment of
10318 glaucoma or the side effects of chemotherapy. No person outside this
10319 state shall sell or supply controlled substances within this state
10320 without first obtaining a license to do so from the Commissioner of
10321 Consumer Protection, provided no such license shall be required of a
10322 manufacturer whose principal place of business is located outside this
10323 state and who is registered with the federal Drug Enforcement
10324 Administration or other federal agency, and who files a copy of such
10325 registration with the appropriate licensing authority under this
10326 chapter.

10327 (b) Such licenses shall expire annually, and may be renewed by
10328 application to the licensing authority. The Commissioner of Consumer
10329 Protection following a hearing as prescribed in section 21a-275, may
10330 revoke or suspend any license granted by him pursuant to this section
10331 for violation of the provisions of any statute relative to controlled
10332 substances or of any regulation made hereunder. The licensing
10333 authority, upon application of any person whose license has been
10334 suspended or revoked, may reinstate such license upon a showing of
10335 good cause.

10336 (c) The fee for licenses provided pursuant to this section shall be
10337 according to the following schedule: For any wholesaler, one hundred
10338 **[**fifty**]** <u>ninety</u> dollars per annum; for manufacturers employing not

10339 more than five licensed pharmacists or qualified chemists or both, two
10340 hundred [twenty-five] eighty-five dollars per annum; for
10341 manufacturers employing six to ten licensed pharmacists or qualified
10342 chemists or both, three hundred seventy-five dollars per annum; for
10343 manufacturers employing more than ten licensed pharmacists or
10344 qualified chemists or both, [seven hundred fifty] nine hundred forty
10345 dollars per annum; for laboratories, [forty] eighty dollars per annum.
10346 A separate fee is required for each place of business or professional
10347 practice where the licensee uses, manufactures, stores, distributes,
10348 analyzes or dispenses controlled drugs.

10349 (d) Controlled substances which are possessed, kept or stored at an
10350 address or location other than the address or location indicated on the
10351 registration required by chapter 420c or by federal laws and
10352 regulations shall be deemed to be possessed, kept or stored illegally
10353 and shall be subject to seizure and forfeited to the state. The following
10354 are subject to forfeitures: (1) All controlled substances which have been
10355 manufactured, distributed, dispensed or acquired in violation of this
10356 chapter; (2) all raw materials, products and equipment of any kind
10357 which are used, or intended for use, in manufacturing, compounding,
10358 processing, delivering, importing, or exporting any controlled
10359 substance in violation of this chapter; (3) all property which is used, or
10360 intended for use, as a container for property described in paragraph (1)
10361 or (2); (4) all conveyances, including aircraft, vehicles or vessels, which
10362 are used, or intended for use, to transport or in any manner to facilitate
10363 the transportation, for the purpose of sale or receipt of property
10364 described in paragraph (1) or (2), but (i) no conveyance used by any
10365 person as a common carrier is subject to forfeiture under this chapter
10366 unless it appears that the owner or other person in charge of the
10367 conveyance is a consenting party or privy to a violation of this chapter;
10368 (ii) no conveyance is subject to forfeiture under this chapter by reason
10369 of any act or omission established by the owner thereof to have been
10370 committed or omitted without his knowledge or consent.

10371 Sec. 290. Section 21a-321 of the general statutes is repealed and the

10372 following is substituted in lieu thereof (*Effective October 1, 2009*):

10373 Registration may be renewed by application to the Commissioner of
10374 Consumer Protection. Renewal applications shall be in such form as
10375 the commissioner shall prescribe and shall be accompanied by a
10376 biennial renewal fee of **[**twenty**]** forty dollars. A separate fee shall be
10377 required for each place of business or professional practice where the
10378 practitioner stores, distributes or dispenses controlled substances.

10379 Sec. 291. Section 22-12b of the general statutes is repealed and the
10380 following is substituted in lieu thereof (*Effective October 1, 2009*):

10381 The breeding and raising in captivity of foxes, mink, chinchilla,
10382 marten, fisher, nutria and muskrat, and the marketing of such animals,
10383 shall be classified as farming and as an agricultural pursuit and all
10384 such animals so raised in captivity, or lawfully acquired, shall be
10385 classified as domestic animals. No person shall possess two or more
10386 such animals of opposite sex without first obtaining a fur breeder's
10387 license from the Department of Agriculture. The fee for such license
10388 shall be **[**eight**]** sixteen dollars. Such license shall be annual and
10389 nontransferable and shall expire on the thirty-first day of December
10390 after its issuance. All applications for such licenses shall be upon
10391 blanks prepared and furnished by the Commissioner of Agriculture.
10392 All license fees received by the commissioner under the provisions of
10393 this section shall be transmitted to the State Treasurer and by him be
10394 applied to the General Fund. All licensees shall keep a record of all
10395 such animals exchanged or transported by such licensees, whether the
10396 same are alive or dead, and shall report to the commissioner at the
10397 expiration of the license period, on forms furnished by the
10398 commissioner, the number of animals possessed at the beginning of
10399 the license period, those disposed of during such period and the
10400 number of animals on hand at the close of the period. For purposes of
10401 disease control, the commissioner at his discretion may require special
10402 import or export permits for any specified period. Said commissioner,
10403 in the interest of protecting game or domestic animals from disease,

10404 may confiscate animals possessed by licensees referred to herein, and
10405 may quarantine the same, and may destroy such animals when, in his
10406 opinion, such action is advisable. Any license granted under the
10407 provisions of this section may be revoked by the commissioner for a
10408 violation of any regulation made by him or a violation of any provision
10409 of this section. Any person who violates any provision of this section
10410 shall be fined not more than one hundred dollars or imprisoned not
10411 more than thirty days, or both.

10412 Sec. 292. Section 22-57 of the general statutes is repealed and the
10413 following is substituted in lieu thereof (*Effective October 1, 2009*):

10414 (a) No person shall sell, offer for sale, expose for sale or transport for
10415 sale any agricultural or vegetable seed or seed used for lawn or turf
10416 purposes within this state unless the person is registered with the
10417 Commissioner of Agriculture, except that any person selling only
10418 seeds which are supplied and labeled by a registered distributor is not
10419 required to be registered. The application for registration shall be
10420 submitted to the commissioner on a form furnished by the
10421 commissioner. The application shall be accompanied by a fee of **[**fifty**]**
10422 one hundred dollars. On and after January 1, 1993, said fee shall be
10423 established by the commissioner by regulations adopted in accordance
10424 with the provisions of chapter 54. All registrations shall expire on
10425 March thirty-first of each year.

10426 (b) No person shall sell, offer for sale, expose for sale or transport
10427 for sale any agricultural or vegetable seed or seed used for lawn or turf
10428 purposes within this state unless the following conditions are
10429 complied with: (1) The test to determine the percentage of germination
10430 required by section 22-56 was completed within the nine-month
10431 period, exclusive of the calendar month in which the test was
10432 completed, immediately prior to the sale, exposure for sale or offering
10433 for sale or transportation. Any seed not sold within the nine-month
10434 period shall be retested with test samples taken from stock at the point
10435 of wholesale and retail sale; (2) the seed is labeled in accordance with

10436 the provisions of this chapter and the labeling is not false or
10437 misleading and the seed has not been advertised in a false or
10438 misleading manner; (3) the labeling, advertising or other
10439 representations subject to this chapter shall represent the seed as
10440 certified or registered if: (A) A seed-certifying agency has determined
10441 that the seed was produced, processed and packaged, and conforms to
10442 purity standards for the kind or variety of seed, in compliance with the
10443 rules and regulations of the agency pertaining to the seed and (B) the
10444 seed bears an official label of the certifying agency stating that the seed
10445 is certified or registered, and (4) the seed does not contain: (A)
10446 Prohibited noxious weed seeds subject to tolerances; (B) restricted
10447 noxious-weed seeds per pound in excess of the number prescribed by
10448 the regulations adopted in accordance with the provisions of this
10449 chapter, or in excess of the number declared on the label attached to
10450 the container of the seed or associated with the seed within recognized
10451 tolerances, and (C) more than two and one-half per cent by weight of
10452 all weed seeds.

10453 (c) No person shall, within this state: (1) Detach, alter, deface or
10454 destroy any label provided for in this chapter or the regulations
10455 adopted thereunder, or alter or substitute seed, in a manner that may
10456 defeat the purposes of this chapter; (2) disseminate any false or
10457 misleading advertisement concerning agricultural or vegetable seed;
10458 (3) hinder or obstruct any authorized person in the performance of his
10459 duties under this chapter; (4) fail to comply with a "stop-sale" order, or
10460 move or otherwise handle or dispose of any lot of seed held under a
10461 "stop-sale" order or tags attached thereto, except with express
10462 permission of the enforcing officer and for the purpose specified
10463 thereby; (5) use the word "trace" as a substitute for any statement
10464 which is required, or (6) use the word "type" in any labeling in
10465 connection with the name of any agricultural or vegetable seed variety.
10466 Each person whose name appears on the label as handling agricultural
10467 or vegetable seeds subject to this chapter shall keep for a period of two
10468 years complete records of each lot of agricultural or vegetable seed
10469 handled, and keep for one year a file sample of each lot of seed after

10470 final disposition of such lot. All records and samples pertaining to the
10471 shipment or shipments involved shall be accessible for inspection by
10472 the Commissioner of Agriculture or the commissioner's authorized
10473 agents during usual business hours.

10474 Sec. 293. Section 22-236 of the general statutes is repealed and the
10475 following is substituted in lieu thereof (*Effective October 1, 2009*):

10476 (a) The annual license fee for each milk dealer, yogurt manufacturer,
10477 or subdealer shall be **[**fifty**]** one hundred dollars. The license fee for
10478 dealers and subdealers with yearly sales in excess of one hundred
10479 thousand quarts shall be increased at a rate of .021 cents per one
10480 hundred quarts of milk product sold during the reporting period.

10481 (b) The license fee for each cheese manufacturer shall be **[**fifty**]** one
10482 hundred dollars.

10483 (c) The license fee for each dry milk manufacturer shall be **[**fifty**]** one
10484 hundred dollars.

10485 (d) The license fee for each store shall be **[**thirty**]** sixty dollars.

10486 (e) The Commissioner of Agriculture shall adopt regulations, in
10487 accordance with the provisions of chapter 54, necessary to carry out
10488 the provisions of this section.

10489 (f) The commissioner may grant a waiver from any fee established
10490 in this chapter to any nonprofit organization, as defined in Section
10491 501(c)(3) of the United States Internal Revenue Code, upon
10492 presentation to the commissioner of adequate proof of the
10493 organization's nonprofit status.

10494 Sec. 294. Section 22-277 of the general statutes is repealed and the
10495 following is substituted in lieu thereof (*Effective October 1, 2009*):

10496 (a) As used in this section, "livestock animal" means any camelid or
10497 hooved animal raised for domestic or commercial use. The

10498 Commissioner of Agriculture shall supervise commission sales stables
10499 where livestock animals are sold at public auctions. Any person, firm
10500 or corporation engaged in the business of selling livestock animals at
10501 such auctions or sales shall annually apply to said commissioner for a
10502 license upon a form to be prescribed by the commissioner. The fee for
10503 each such license shall be one hundred **[**fifty**]** ninety dollars, payable to
10504 said commissioner. Each such license shall be issued for the period of
10505 one year from July first and may be revoked for cause. If, in the
10506 judgment of the commissioner, any provision of this section has been
10507 violated, the commissioner shall send notice by registered or certified
10508 mail to the licensee, who shall be given a hearing, and, if violation is
10509 proven, the license shall be revoked. If a license to deal in livestock,
10510 issued to any person, firm or corporation by another state, has been
10511 suspended or revoked by such state within five years next preceding
10512 the date of issuance or renewal of a license to such person, firm or
10513 corporation under the provisions of this section, such suspension or
10514 revocation shall constitute just cause for revocation under this section.
10515 All dairy animals to be sold at such auction shall be segregated from
10516 beef animals prior to such sales. The sale of dairy animals shall precede
10517 the sale of those assigned for slaughter. All bovines more than three
10518 hundred pounds in weight, except dairy and breeding animals, that
10519 are delivered to a sale shall be branded with the letter "S" in a
10520 conspicuous place or identified in a manner acceptable to the
10521 commissioner or the commissioner's designee by the operator of the
10522 sale or the operator's representative. All dairy and breeding animals
10523 from within the state arriving at a sale shall be from a herd that: (1) Is
10524 under state supervision for the control of brucellosis and tuberculosis
10525 and that has been tested for brucellosis and tuberculosis less than
10526 fourteen months before the sale, (2) has been tested for tuberculosis
10527 less than fourteen months before the sale and is regularly tested under
10528 the brucellosis ring test program of the Department of Agriculture or
10529 (3) is certified to be brucellosis-free under the program established
10530 pursuant to section 22-299a. All dairy and breeding animals arriving at
10531 a sale from outside the state shall comply with section 22-304 and be

10532 accompanied by a health certificate issued by the livestock official of
10533 the state of their origin and by a permit from the commissioner. All
10534 animals offered for dairy or breeding purposes over six months of age
10535 shall be identified by an official ear tag, a tattoo or by registration
10536 papers. All female dairy or breeding animals over six months of age
10537 shall have been calfhood vaccinated against brucellosis. Animals
10538 consigned for slaughter shall be sold only to owners or agents of
10539 slaughtering establishments and moved directly to such slaughtering
10540 establishments for immediate slaughter. All stables and sales rings
10541 shall be kept clean and shall be suitably disinfected prior to each sale.
10542 The provisions of this section shall not apply to the sale of an
10543 individual herd at an auction conducted by the owner thereof. Any
10544 person, or any officer or agent of any corporation, who violates any
10545 provision of this section or who obstructs or attempts to obstruct the
10546 Commissioner of Agriculture or the commissioner's deputy or
10547 assistants in the performance of their duty, shall be fined not more
10548 than two hundred dollars or imprisoned not more than thirty days, or
10549 both.

10550 (b) Any person, firm or corporation licensed pursuant to subsection
10551 (a) of this section shall make, execute and thereafter maintain on file
10552 with the Commissioner of Agriculture a bond to the state, satisfactory
10553 to the commissioner, to secure the performance of obligations incurred
10554 in this state or in lieu thereof, and a bond filed with the United States
10555 Department of Agriculture in the amount as required herein, pursuant
10556 to the provisions of the Packers and Stockyards Act (7 USC 181 et seq.).
10557 The amount of each such bond shall be based on the amount of one
10558 average sale of such person, firm or corporation. One average sale shall
10559 be computed by dividing the total yearly gross receipts from the sale of
10560 all livestock during the preceding twelve months by the number of
10561 sales during such time, provided the number of sales used to compute
10562 one average sale shall not be greater than one hundred thirty. If the
10563 amount of one average sale is ten thousand dollars or less the amount
10564 of the bond shall be ten thousand dollars. If the amount of one average
10565 sale is more than ten thousand dollars but not more than twenty-six

10566 thousand dollars, the amount of the bond shall be not less than the
10567 next multiple of two thousand dollars above such amount. If the
10568 amount of one average sale is more than twenty-six thousand dollars
10569 but not more than thirty thousand dollars, the amount of such bond
10570 shall be thirty thousand dollars. If the amount of one average sale is
10571 more than thirty thousand dollars, the amount of the bond shall be not
10572 less than the next multiple of five thousand dollars above such
10573 amount.

10574 Sec. 295. Section 22-320c of the general statutes is repealed and the
10575 following is substituted in lieu thereof (*Effective October 1, 2009*):

10576 No person shall feed garbage to swine on any premises unless such
10577 premises have been registered with the department. Upon receipt of an
10578 application for registration on a form provided by the department,
10579 which application shall be accompanied by a registration fee of **[**five**]**
10580 fifteen dollars, unless the applicant is the state or any political
10581 subdivision thereof, the department shall send an authorized
10582 representative familiar with equipment used to cook garbage on swine
10583 farms to inspect the premises where the applicant desires to conduct
10584 garbage cooking. If such representative finds that such premises
10585 cannot be approved under sections 22-320a to 22-320h, inclusive, and
10586 regulations promulgated thereunder, he shall notify the applicant
10587 wherein he fails to comply. If, within a reasonable time thereafter, to be
10588 fixed by the department, the specified defects are remedied, the
10589 department shall make a second inspection and proceed therewith as
10590 in the case of the original inspection. No registration granted under
10591 this section shall be transferable by the registrant and each registration
10592 shall apply to only one place of business, which shall be specified in
10593 the registration. There shall be only one registrant for each place of
10594 business. No registration shall be issued by the department to conduct
10595 a garbage-feeding swine farm, nor shall any place be used for that
10596 purpose, unless the department is satisfied that all regulations of the
10597 department will be complied with and that all garbage fed to swine
10598 will be satisfactorily treated as required by section 22-320b.

10599 Sec. 296. Section 22-326f of the general statutes is repealed and the
10600 following is substituted in lieu thereof (*Effective October 1, 2009*):

10601 (a) On and after July 1, 1989, no person shall commence an intensive
10602 poultry farming operation without a permit from the Commissioner of
10603 Agriculture. Any person seeking such a permit shall apply on forms
10604 provided by the commissioner and pay an application fee of **[**ten**]**
10605 twenty dollars. Upon receipt of a completed application the
10606 commissioner shall cause an inspection to be made of the premises
10607 where the applicant desires to conduct an intensive poultry farming
10608 operation. If the commissioner finds that such premises meet the
10609 requirements of sections 22-323a to 22-324a, inclusive, and applicable
10610 regulations and may reasonably be expected to continue to meet such
10611 requirements, he shall issue the permit. If the commissioner finds that
10612 the premises do not meet such requirements, or may not reasonably be
10613 expected to continue to meet such requirements, the application shall
10614 be denied. When any permit has been denied the applicant may,
10615 within ten days of the notification of the denial, request in writing a
10616 hearing and appeal before the commissioner or his designee. Any
10617 person aggrieved by the decision of the commissioner after a hearing
10618 may appeal to the superior court for the judicial district in which he
10619 seeks to conduct such farming operation. No permit granted under this
10620 section shall be transferable by the permittee, and each permit shall
10621 apply to only one premise, which shall be specified in the permit. The
10622 commissioner may issue only one permit for a premise.

10623 (b) The commissioner may require a surety bond in an amount not
10624 exceeding ten thousand dollars as a condition of the permit described
10625 in subsection (a) of this section. The bond shall indemnify the
10626 commissioner for expenses he may incur in carrying out the provisions
10627 of section 22-326d.

10628 (c) The commissioner may suspend or revoke a permit issued
10629 pursuant to subsection (a) of this section for failure to operate in
10630 compliance with the provisions of sections 22-323a to 22-324a,

10631 inclusive, and applicable regulations. Whenever the commissioner is
10632 satisfied of the existence of one or more reasons for suspending or
10633 revoking a permit, he shall give notice to the permittee by registered
10634 mail of a hearing to be held in accordance with the provisions of
10635 chapter 54 at the time stated in the notice. The commissioner may
10636 compel the attendance of witnesses and the person complained against
10637 shall have the opportunity to produce witnesses or other evidence in
10638 his behalf. Any person aggrieved by the decision of the commissioner
10639 after a hearing may appeal to the superior court for the judicial district
10640 in which he conducts such farming operation.

10641 Sec. 297. Section 22-332b of the general statutes is repealed and the
10642 following is substituted in lieu thereof (*Effective October 1, 2009*):

10643 (a) Any hospital, educational institution or laboratory desiring to
10644 obtain a license to use living dogs in medical or biological teaching,
10645 research or study shall apply to the Commissioner of Public Health, on
10646 forms which said commissioner shall provide, giving its name,
10647 address, the nature of the activity for which a license is desired and the
10648 location at which such activity is to be conducted. Such application
10649 shall be accompanied by a fee of **[**two hundred fifty**]** <u>three hundred</u>
10650 <u>fifteen</u> dollars. Upon receipt of an application and fee, the
10651 Commissioner of Public Health shall cause an investigation to be made
10652 of the applicant and shall issue a license upon finding that the
10653 applicant (1) has adequate land, buildings, equipment and facilities to
10654 engage in the activity described in the application<u>,</u> and (2) agrees to
10655 comply with all laws and regulations respecting the housing and care
10656 of dogs. Each license shall be in lieu of any license required by sections
10657 22-338, 22-339, 22-342 and 22-344<u>, as amended by this act,</u> and shall be
10658 issued only for the premises and activity described in the application.
10659 No license shall be transferable. Each license shall expire on June
10660 thirtieth following the date of issue and shall be renewable annually
10661 upon application and payment of a fee of **[**two hundred fifty**]** <u>three</u>
10662 <u>hundred fifteen</u> dollars.

10663 (b) The Commissioner of Public Health shall suspend or revoke a
10664 license for wilful or material failure to comply with the provisions of
10665 this section or any law or regulation relating to the acquisition,
10666 housing and care of dogs. No such suspension or revocation shall be
10667 ordered except upon notice and hearing. Such notice shall be in
10668 writing and shall inform the licensee of the substance of the violation
10669 charged and that an opportunity for hearing will be provided upon
10670 written request filed within ten days after receipt of such notice. The
10671 Commissioner of Public Health shall file with each order suspending
10672 or revoking a license a finding of fact and statement of his conclusions
10673 and serve upon the licensee, by registered or certified mail, a copy of
10674 such order, finding and statement. Any person whose application for a
10675 license is denied or whose license is revoked or suspended under the
10676 provisions of this section may appeal therefrom in accordance with the
10677 provisions of section 4-183.

10678 (c) The Commissioner of Public Health shall adopt regulations in
10679 accordance with chapter 54, establishing humane standards for the
10680 proper housing, care, treatment, handling and disposition of dogs used
10681 by licensees under this section.

10682 Sec. 298. Section 22-344 of the general statutes, as amended by
10683 section 2 of public act 09-52, is repealed and the following is
10684 substituted in lieu thereof (*Effective October 1, 2009*):

10685 (a) No person shall maintain a commercial kennel until he has
10686 obtained from the commissioner a license to maintain such kennel
10687 under such regulations as the commissioner provides as to sanitation,
10688 disease and humane treatment of dogs or cats and the protection of the
10689 public safety. Upon written application and the payment of a fee of
10690 **[**one**]** two hundred dollars, the commissioner shall issue such license to
10691 be effective until the ensuing December thirty-first provided the
10692 commissioner finds (1) that such regulations have been complied with,
10693 and (2) in the case of each initial application for such license, that the
10694 zoning enforcement official of the municipality wherein such kennel is

10695 to be maintained has certified that the kennel conforms to the
10696 municipal zoning regulations. Such license shall be renewed annually,
10697 not later than December thirty-first, in accordance with the provisions
10698 of this section, and may be transferred by the licensee to another
10699 premises upon approval of the commissioner.

10700 (b) No person shall maintain a pet shop until he has obtained from
10701 the commissioner a license to maintain such pet shop under such
10702 regulations as the commissioner provides as to sanitation, disease and
10703 humane treatment of animals and the protection of the public safety.
10704 Upon written application and the payment of a fee of two hundred
10705 dollars, the commissioner shall issue such license to be effective until
10706 the ensuing December thirty-first provided the commissioner finds (1)
10707 that such regulations have been complied with and (2) in the case of
10708 each initial application for such license, that the zoning enforcement
10709 official of the municipality wherein such pet shop is to be maintained
10710 has certified that the pet shop conforms to the municipal zoning
10711 regulations. Such pet shop license may be transferred by the licensee to
10712 another premises upon the approval of the commissioner. The
10713 commissioner, after consultation with the Commissioners of Public
10714 Health and Environmental Protection, shall establish and maintain,
10715 pursuant to regulations adopted in accordance with chapter 54, a list of
10716 animals which are deemed to be injurious to the health and safety of
10717 the public or whose maintenance in captivity is detrimental to the
10718 health and safety of the animal. The sale or offer of sale of any animal
10719 which is on said list is prohibited and any person who violates this
10720 provision shall be fined not more than five hundred dollars.

10721 (c) No person shall engage in the business of grooming or
10722 maintaining a grooming facility until such person has obtained from
10723 the commissioner a license to maintain such facility under such
10724 regulations as the commissioner provides as to sanitation, disease and
10725 humane treatment of such animals and the protection of the public
10726 safety. Upon written application and the payment of a fee of one
10727 hundred dollars, the commissioner shall issue such license to be

10728 effective until the ensuing December thirty-first provided the
10729 commissioner finds (1) that such regulations have been complied with,
10730 and (2) in the case of each initial application for such license, that the
10731 zoning enforcement official of the municipality wherein such
10732 grooming is to be maintained has certified that the facility conforms to
10733 the municipal zoning regulations. Such license shall be renewed
10734 annually, not later than December thirty-first, in accordance with the
10735 provisions of this section, and may be transferred by the licensee to
10736 other premises upon approval of the commissioner.

10737 (d) No person shall maintain a training facility until such person has
10738 obtained from the commissioner a license to maintain such facility
10739 under such regulations as the commissioner provides as to sanitation,
10740 disease and humane treatment of such animals and the protection of
10741 public safety. Upon written application and the payment of a fee of
10742 one hundred dollars, the commissioner shall issue such license to be
10743 effective until the ensuing December thirty-first provided the
10744 commissioner finds (1) that such regulations have been complied with
10745 and (2) in the case of each initial application for such license, that the
10746 zoning enforcement official of the municipality wherein such training
10747 facility is to be maintained has certified that the facility conforms to the
10748 municipal zoning regulations. Such license shall be renewed annually
10749 upon the terms required for the original license and may be transferred
10750 by the licensee to another premises upon approval of the
10751 commissioner.

10752 (e) The commissioner may, at any time, inspect or cause to be
10753 inspected by the commissioner's agents any such commercial kennel,
10754 pet shop, grooming facility or training facility, and if, (1) in the
10755 commissioner's judgment such kennel, pet shop, grooming facility or
10756 training facility is not being maintained in a sanitary and humane
10757 manner or in a manner that protects the public safety, (2) the
10758 commissioner finds that contagious, infectious or communicable
10759 disease or other unsatisfactory conditions exist, or (3) in the case of a
10760 pet shop, the commissioner finds any violation of the provisions of

10761 section 22a-381d, as amended by [this act] section 3 of public act 09-52,
10762 the commissioner may issue such orders as the commissioner deems
10763 necessary for the correction of such conditions and may quarantine the
10764 premises and animals. If the owner or keeper of such kennel, pet shop,
10765 grooming facility or training facility fails to comply with the
10766 regulations or orders of the commissioner, or fails to comply with any
10767 provision of the statutes or regulations relating to dogs or other
10768 animals, the commissioner may revoke or suspend such license. Any
10769 person aggrieved by any order issued under the provisions of this
10770 section may appeal therefrom in accordance with the provisions of
10771 section 4-183. Any person maintaining any commercial kennel, pet
10772 shop, grooming facility or training facility without having obtained a
10773 license for the same or after any such license has been revoked or
10774 suspended as provided herein shall be fined not more than two
10775 hundred dollars. The provisions of this section shall not apply to
10776 veterinary hospitals, except those boarding or grooming dogs for
10777 nonmedical purposes, and other establishments where all the dogs or
10778 animals were born and raised on the premises where they are kept for
10779 sale.

10780 (f) The provisions of subsections (a) to (d), inclusive, of this section
10781 requiring certification by the zoning enforcement official that every
10782 commercial kennel, pet shop, grooming facility and training facility
10783 conforms to the zoning regulations of the municipality wherein such
10784 kennel, pet shop, grooming facility or training facility is maintained
10785 shall not apply to any person who is licensed under said subsections
10786 and maintained any such kennel, pet shop or grooming facility prior to
10787 October 1, 1977, provided such person does not relocate such kennel,
10788 pet shop, grooming facility or training facility in a zone in which such
10789 kennel, pet shop, grooming facility or training facility is not a
10790 permitted use. In addition, the provisions of said subsections requiring
10791 certification by the zoning enforcement official that every commercial
10792 kennel, pet shop, grooming facility and training facility conforms to
10793 the zoning regulations of the municipality wherein such kennel, pet
10794 shop, grooming facility or training facility is maintained shall not

10795 apply when a zone in which such kennel, pet shop, grooming facility
10796 or training facility is maintained is changed to a use which does not
10797 permit such kennel, pet shop, grooming facility or training facility in
10798 such zone.

10799 Sec. 299. Section 22-384 of the general statutes is repealed and the
10800 following is substituted in lieu thereof (*Effective October 1, 2009*):

10801 Any person before engaging in the business of a dealer or broker
10802 shall file an application with the commissioner on a form prescribed by
10803 the commissioner and pay a license fee. The fee shall be one hundred
10804 **[**fifty**]** ninety dollars, provided the fee may be increased by the
10805 commissioner by regulations adopted in accordance with the
10806 provisions of chapter 54. Such application shall state the nature of the
10807 business, the type of livestock the applicant proposes to handle, the
10808 name of the person applying for a license and, if the applicant is a firm,
10809 association, partnership or corporation, the full name of each member
10810 of such firm, association or partnership or the names of the officers of
10811 the corporation, and the name of the agent or agents of the applicant,
10812 the municipality and post-office address at which business is to be
10813 conducted and such other facts as the commissioner may prescribe.
10814 The applicant shall further satisfy the commissioner as to the
10815 applicant's character, financial responsibility and good faith in seeking
10816 to engage in the business.

10817 Sec. 300. Section 22-385 of the general statutes is repealed and the
10818 following is substituted in lieu thereof (*Effective October 1, 2009*):

10819 Upon compliance by the applicant with section 22-384, as amended
10820 by this act, the commissioner shall, subject to the provisions of this
10821 chapter, issue a license entitling the applicant or the applicant's agents
10822 to conduct the business of buying or receiving livestock or receiving,
10823 selling, exchanging or soliciting or negotiating the sale, resale,
10824 exchange or shipment of livestock at the place named in the
10825 application until June thirtieth next following. Such license shall be
10826 renewable annually, unless suspended or revoked, on payment of a fee

10827 of [fifty] one hundred dollars.

10828 Sec. 301. Section 22-414 of the general statutes is repealed and the
10829 following is substituted in lieu thereof (*Effective October 1, 2009*):

10830 The Commissioner of Agriculture shall supervise commission sales
10831 stables where equines are sold at public auctions. Any person, firm or
10832 corporation engaged in the business of selling equines at auctions shall
10833 annually apply to the commissioner for a license upon a form to be
10834 prescribed by the commissioner. The fee for a license to hold one
10835 public auction annually shall be [fifteen] thirty dollars and the fee for a
10836 license to hold more than one public auction annually shall be [fifty]
10837 one hundred dollars. Each such license shall be issued for the period of
10838 one year from July first and may be revoked for cause. If, in the
10839 judgment of the commissioner, any provision of this section has been
10840 violated, the commissioner shall send notice by registered or certified
10841 mail to the licensee, who shall be given a hearing, and, if violation is
10842 proven, the licensee's license shall be revoked. All stables and sales
10843 rings shall be kept clean and shall be suitably disinfected prior to each
10844 sale. The provisions of this section shall not apply to the private sale of
10845 equines conducted by the owner thereof. Any person, or any officer or
10846 agent of any corporation, who violates any provision of this section or
10847 who obstructs or attempts to obstruct the Commissioner of Agriculture
10848 or the commissioner's deputy or any of the commissioner's assistants
10849 in the performance of the commissioner's duty shall be fined not less
10850 than one hundred dollars or more than five hundred dollars.

10851 Sec. 302. Section 25-129 of the general statutes is repealed and the
10852 following is substituted in lieu thereof (*Effective October 1, 2009*):

10853 (a) The Commissioner of Consumer Protection, with the advice and
10854 assistance of the board, shall establish the requirements of registration
10855 for well drilling contractors. Each person, before engaging in the
10856 business of well drilling or pump installing, shall obtain annually from
10857 the Department of Consumer Protection a certificate of registration as a
10858 well drilling contractor, using an application blank prepared by said

department. Each application for issuance or renewal of a certificate of registration shall be accompanied by a certificate of liability coverage for bodily injury of at least one hundred thousand dollars per person with an aggregate of at least three hundred thousand dollars and for property damage of at least fifty thousand dollars per accident with an aggregate of at least one hundred thousand dollars. The applicant shall pay a registration fee of **[**forty-four**]** eighty-eight dollars with the application and an annual renewal registration fee of **[**one hundred twenty-five**]** two hundred fifty dollars for renewals on and after April 1, 1984. A certificate of registration is not transferable and expires annually. A lost, destroyed or mutilated registration certificate may be replaced by a duplicate upon payment of a lost fee of **[**three**]** fifteen dollars. One seal shall be issued to each registrant as provided in subsection (b) of this section. Additional seals may be obtained at a fee of three dollars each.

(b) A well drilling contractor shall place in a conspicuous location on both sides of his well drilling machine his registration number in letters not less than two inches high. A seal furnished by said department designating the year the certificate of registration was issued or renewed and the words "Connecticut registered well drilling contractor" shall be affixed directly adjacent to the registration number.

(c) A governmental unit engaged in water-supply well drilling shall be registered under this chapter, but shall be exempt from paying the registration fees. A governmental unit engaged in non-water-supply well drilling shall be exempt from the requirements for registration under this chapter if the drilling is done by regular employees of, and with equipment owned by, the unit and the work is on non-water-supply wells intended for use by the governmental unit.

(d) This chapter shall not restrict a plumber or electrician from engaging in the trade for which he has been licensed.

(e) (1) A certificate of registration may be refused, or a certificate of registration duly issued may be suspended or revoked, or the renewal

10891 thereof refused by the board if said board has good and sufficient
10892 reason to believe or finds that the applicant for or the holder of such a
10893 certificate has: (A) Made a material misstatement in the application for
10894 a registration of any application for renewal thereof; or (B) obtained
10895 the registration through wilful fraud or misrepresentation; or (C)
10896 demonstrated gross incompetency to act as a well driller; or (D) been
10897 guilty of failure to comply with the provisions of this chapter or the
10898 State Well Drilling Code, as from time to time amended; or (E) refused
10899 to file reports of wells drilled as required by subsection (a) of section
10900 25-131; or (F) been found guilty by the board, the Commissioner of
10901 Public Health or by a court of competent jurisdiction, of any fraud,
10902 deceit, gross negligence, incompetency or misconduct in the industry,
10903 operations or business of well drilling.

10904 (2) Before any certificate of registration shall be refused, suspended
10905 or revoked, or the renewal thereof refused, the board shall give notice
10906 of the intended action and afford opportunity for hearing in
10907 accordance with regulations adopted pursuant to this chapter.

10908 (3) Appeal from the decisions of the board may be taken in
10909 accordance with the provisions of section 4-183.

10910 (4) After one year from the date of refusal or revocation of a
10911 registration, application to register may be made again by the person
10912 affected.

10913 (f) The department shall prepare a roster of all registered well
10914 drillers and distribute it annually to the local director of health or his
10915 agent and the building inspector, if there is one, of each town.

10916 (g) The Commissioner of Consumer Protection, with the advice and
10917 assistance of the board, shall adopt regulations, in accordance with the
10918 provisions of chapter 54, to establish certificates of registration for
10919 limited contractor and limited journeyperson well casing extension.
10920 Such certificates of registration shall permit persons licensed to
10921 perform plumbing and piping work pursuant to chapter 393 to

10922 perform well casing extension, repair and maintenance work. Upon
10923 initial application, an applicant shall demonstrate knowledge of well
10924 casing extension, repair and maintenance work by passing an
10925 examination subject to the provisions of section 20-333. The applicant
10926 shall pay a registration fee of **[**twenty-five**]** fifty dollars upon initial
10927 application and an annual renewal registration fee of **[**twenty-five**]**
10928 fifty dollars. A certificate of registration under this subsection is
10929 nontransferable and expires annually.

10930 Sec. 303. Section 26-212 of the general statutes is repealed and the
10931 following is substituted in lieu thereof (*Effective October 1, 2009*):

10932 No person shall take or gather for commercial purposes oysters,
10933 clams, mussels or other molluscan shellfish from any natural shellfish
10934 bed in the state in any boat or vessel unless it is licensed and
10935 numbered in the manner provided in this section. Any person desiring
10936 to use any boat or vessel for such purpose may make written
10937 application to the Commissioner of Agriculture, stating the name,
10938 owner, rig, general description and tonnage of such boat or vessel and
10939 the place where it is owned, and the commissioner shall issue to the
10940 owner of such boat or vessel a license to take and gather for
10941 commercial purposes oysters, clams, mussels or other molluscan
10942 shellfish from the natural shellfish beds in the state for the term
10943 expiring on the next succeeding twentieth day of July, unless sooner
10944 revoked, upon the payment of **[**fifteen**]** thirty dollars; provided, before
10945 such license is granted, the owner or master shall prove to the
10946 satisfaction of the commissioner that such boat or vessel may legally be
10947 used on work on the public beds of the state and that the dredges and
10948 other contrivances do not weigh more than thirty pounds. Each boat or
10949 vessel so licensed shall, while at work upon any of the natural shellfish
10950 beds of the state, display the number of such license in black figures
10951 not less than one foot in length. No such license may be transferred.
10952 The sale of any boat so licensed shall operate as a forfeiture and
10953 revocation of the license, and the license certificate shall be
10954 surrendered to the commissioner.

10955 Sec. 304. Section 26-213 of the general statutes is repealed and the
10956 following is substituted in lieu thereof (*Effective October 1, 2009*):

10957 No person shall take or gather for commercial purposes oysters,
10958 clams, mussels or other molluscan shellfish from any natural shellfish
10959 bed in the state and no person shall be permitted upon any boat,
10960 licensed pursuant to the provisions of section 26-212, as amended by
10961 this act, while the boat is being used for such taking or gathering until
10962 the person has been licensed in the manner provided in this section.
10963 The person shall apply in writing, to the Commissioner of Agriculture
10964 upon blanks to be furnished by the commissioner, stating his name,
10965 residence, post-office address and such other information as may be
10966 required by said commissioner, and said commissioner, upon payment
10967 of a fee of **[**ten**]** twenty dollars, shall issue to the person a license for
10968 such purpose. All licenses so issued shall be revocable at any time by
10969 the commissioner and shall expire on the twentieth day of July in each
10970 year. The commissioner shall account to the Treasurer for all money
10971 received for licenses under the provisions of this section. Any person
10972 who violates any of the provisions of this section relating to licensing
10973 shall be fined not more than one hundred dollars or imprisoned not
10974 more than thirty days, or both.

10975 Sec. 305. Section 26-219 of the general statutes is repealed and the
10976 following is substituted in lieu thereof (*Effective October 1, 2009*):

10977 Any person may apply to the Commissioner of Agriculture for a
10978 license to take conchs in excess of one-half bushel daily. Such license
10979 shall not apply to any area lawfully designated as oyster, clam or
10980 mussel beds under town or state jurisdiction. Such application shall
10981 state the name, residence and post-office address of the applicant and
10982 such other information as said commissioner requires. Such license
10983 shall be valid for one year from the date of its issuance, and a fee of
10984 **[**fifty**]** one hundred dollars shall be charged therefor. Any person who
10985 takes any conchs in excess of one-half bushel daily without having
10986 obtained such a license shall be fined not more than two hundred

10987 dollars or imprisoned not more than thirty days, or both.

10988 Sec. 306. Section 29-10b of the general statutes is repealed and the
10989 following is substituted in lieu thereof (*Effective October 1, 2009*):

10990 The Commissioner of Public Safety shall charge the following fees
10991 for the item or service indicated:

10992 (1) Each search of the record files made pursuant to a request for a
10993 copy of an accident or investigative report which results in no
10994 document being produced, six dollars, and on and after July 1, 1993,
10995 **[**eight**]** sixteen dollars.

10996 (2) Each copy of an accident or investigative report, six dollars, and
10997 on and after July 1, 1993, **[**eight**]** sixteen dollars.

10998 Sec. 307. Section 29-11 of the general statutes is repealed and the
10999 following is substituted in lieu thereof (*Effective October 1, 2009*):

11000 (a) The bureau in the Division of State Police within the Department
11001 of Public Safety known as the State Police Bureau of Identification shall
11002 be maintained for the purposes (1) of providing an authentic record of
11003 each person sixteen years of age or over who is charged with the
11004 commission of any crime involving moral turpitude, (2) of providing
11005 definite information relative to the identity of each person so arrested,
11006 (3) of providing a record of the final judgment of the court resulting
11007 from such arrest, unless such record has been erased pursuant to
11008 section 54-142a, and (4) for maintaining a central repository of
11009 complete criminal history record disposition information. The
11010 Commissioner of Public Safety is directed to maintain the State Police
11011 Bureau of Identification, which bureau shall receive, classify and file in
11012 an orderly manner all fingerprints, pictures and descriptions,
11013 including previous criminal records as far as known of all persons so
11014 arrested, and shall classify and file in a like manner all identification
11015 material and records received from the government of the United
11016 States and from the various state governments and subdivisions

11017 thereof, and shall cooperate with such governmental units in the
11018 exchange of information relative to criminals. The State Police Bureau
11019 of Identification shall accept fingerprints of applicants for admission to
11020 the bar of the state and, to the extent permitted by federal law, shall
11021 exchange state, multistate and federal criminal history records with the
11022 State Bar Examining Committee for purposes of investigation of the
11023 qualifications of any applicant for admission as an attorney under
11024 section 51-80. The record of all arrests reported to the bureau after
11025 March 16, 1976, shall contain information of any disposition within
11026 ninety days after the disposition has occurred.

11027 (b) Any cost incurred by the State Police Bureau of Identification in
11028 conducting any name search and fingerprinting of applicants for
11029 admission to the bar of the state shall be paid from fees collected by the
11030 State Bar Examining Committee.

11031 (c) The Commissioner of Public Safety shall charge the following
11032 fees for the service indicated: (1) Name search, **[**eighteen**]** thirty-six
11033 dollars; (2) fingerprint search, **[**twenty-five**]** fifty dollars; (3) personal
11034 record search, **[**twenty-five**]** fifty dollars; (4) letters of good conduct
11035 search, **[**twenty-five**]** fifty dollars; (5) bar association search, **[**twenty-
11036 five**]** fifty dollars; (6) fingerprinting, **[**five**]** fifteen dollars; (7) criminal
11037 history record information search, **[**twenty-five**]** fifty dollars. Except as
11038 provided in subsection (b) of this section, the provisions of this
11039 subsection shall not apply to any federal, state or municipal agency.

11040 (d) The Commissioner of Public Safety may adopt regulations, in
11041 accordance with the provisions of chapter 54, necessary to implement
11042 the provisions of the National Child Protection Act of 1993, the Violent
11043 Crime Control and Law Enforcement Act of 1994, the Volunteers for
11044 Children Act of 1998, and the National Crime Prevention and Privacy
11045 Compact as provided in section 29-164f to provide for national
11046 criminal history records checks to determine an employee's or
11047 volunteer's suitability and fitness to care for the safety and well-being
11048 of children, the elderly and individuals with disabilities.

11049 Sec. 308. Section 29-17a of the general statutes is repealed and the
11050 following is substituted in lieu thereof (*Effective October 1, 2009*):

11051 (a) If a criminal history records check is required pursuant to any
11052 provision of the general statutes, such check shall be requested from
11053 the State Police Bureau of Identification and shall be applicable to the
11054 individual identified in the request. The requesting party shall arrange
11055 for the fingerprinting of the individual or for conducting any other
11056 method of positive identification required by the State Police Bureau of
11057 Identification and, if a national criminal history records check is
11058 requested, by the Federal Bureau of Investigation. The fingerprints or
11059 other positive identifying information shall be forwarded to the State
11060 Police Bureau of Identification which shall conduct a state criminal
11061 history records check. If a national criminal history records check is
11062 requested, the State Police Bureau of Identification shall submit the
11063 fingerprints or other positive identifying information to the Federal
11064 Bureau of Investigation for a national criminal history records check,
11065 unless the Federal Bureau of Investigation permits direct submission of
11066 the fingerprints or other positive identifying information by the
11067 requesting party.

11068 (b) The Commissioner of Public Safety may charge fees for
11069 conducting criminal history background checks as follows:

11070 (1) Except as provided in subdivision (2) of this subsection, for a
11071 person requesting (A) a state criminal history records check, the fee
11072 charged by the Department of Public Safety for performing such check,
11073 and (B) a national criminal history records check, the fee charged by
11074 the Federal Bureau of Investigation for performing such check.

11075 (2) For a state agency requesting a national criminal history records
11076 check of a person, the fee charged by the Federal Bureau of
11077 Investigation for performing such check. The state agency shall
11078 reimburse the Department of Public Safety for such cost. Unless
11079 otherwise provided by the provision of the general statutes requiring
11080 the criminal history records check, the state agency may charge the

11081 person a fee equal to the amount paid by the state agency under this
11082 subdivision.

11083 (c) The Commissioner of Public Safety may provide an expedited
11084 service for persons requesting criminal history records checks in
11085 accordance with this section. Such expedited service shall include
11086 making the results of such records checks available to the requesting
11087 party through the Internet. The commissioner may enter into a contract
11088 with any person, firm or corporation to establish and administer such
11089 expedited service. The commissioner shall charge, in addition to the
11090 fees charged pursuant to subsection (b) of this section, a fee of **[**twenty-
11091 five**]** fifty dollars for each expedited criminal history record check
11092 provided. The fee charged pursuant to subsection (b) of this section
11093 and the expedited service fee charged pursuant to this subsection shall
11094 be paid by the requesting party in such manner as may be required by
11095 the commissioner.

11096 Sec. 309. Section 29-30 of the general statutes is repealed and the
11097 following is substituted in lieu thereof (*Effective October 1, 2009*):

11098 (a) The fee for each permit originally issued under the provisions of
11099 subsection (a) of section 29-28 for the sale at retail of pistols and
11100 revolvers shall be **[**one**]** two hundred dollars and for each renewal
11101 thereof **[**one**]** two hundred dollars. The fee for each state permit
11102 originally issued under the provisions of subsection (b) of section 29-28
11103 for the carrying of pistols and revolvers shall be **[**seventy**]** one hundred
11104 forty dollars plus sufficient funds as required to be transmitted to the
11105 Federal Bureau of Investigation to cover the cost of a national criminal
11106 history records check. The local authority shall forward sufficient
11107 funds for the national criminal history records check to the
11108 commissioner no later than five business days after receipt by the local
11109 authority of the application for the temporary state permit. Thirty-five
11110 dollars shall be retained by the local authority. Upon approval by the
11111 local authority of the application for a temporary state permit, **[**thirty-
11112 five**]** seventy dollars shall be sent to the commissioner. The fee to

11113 renew each state permit originally issued under the provisions of
11114 subsection (b) of section 29-28 shall be [thirty-five] seventy dollars.
11115 Upon deposit of such fees in the General Fund, ten dollars of each fee
11116 shall be credited within thirty days to the appropriation for the
11117 Department of Public Safety to a separate nonlapsing account for the
11118 purposes of the issuance of permits under subsections (a) and (b) of
11119 section 29-28.

11120 (b) A local permit originally issued before October 1, 2001, whether
11121 for the sale at retail of pistols and revolvers or for the carrying of
11122 pistols and revolvers, shall expire five years after the date it becomes
11123 effective and each renewal thereof shall expire five years after the
11124 expiration date of the permit being renewed. On and after October 1,
11125 2001, no local permit for the carrying of pistols and revolvers shall be
11126 renewed.

11127 (c) A state permit originally issued under the provisions of section
11128 29-28 for the carrying of pistols and revolvers shall expire five years
11129 after the date such permit becomes effective and each renewal thereof
11130 shall expire five years after the expiration date of the state permit being
11131 renewed and such renewal shall not be contingent on the renewal or
11132 issuance of a local permit. A temporary state permit issued for the
11133 carrying of pistols and revolvers shall expire sixty days after the date it
11134 becomes effective, and may not be renewed.

11135 (d) The renewal fee required pursuant to subsection (a) of this
11136 section shall apply for each renewal which is requested not earlier than
11137 thirty-one days before, and not later than thirty-one days after, the
11138 expiration date of the state permit being renewed.

11139 (e) No fee or portion thereof paid under the provisions of this
11140 section for issuance or renewal of a state permit shall be refundable
11141 except if such permit for which the fee or portion thereof was paid was
11142 not issued or renewed. The portion of the fee expended on the national
11143 criminal history records check for any such permit that was not issued
11144 or renewed shall not be refunded.

11145 (f) The issuing authority shall send a notice of the expiration of a
11146 state permit to carry a pistol or revolver, issued pursuant to section 29-
11147 28, to the holder of such permit, by first class mail, not less than ninety
11148 days before such expiration, and shall enclose with such notice a form
11149 for the renewal of said state permit. A state permit to carry a pistol or
11150 revolver, issued pursuant to section 29-28, shall be valid for a period of
11151 ninety days after the expiration date, except this provision shall not
11152 apply to any state permit to carry a pistol or revolver which has been
11153 revoked or for which revocation is pending, pursuant to section 29-32.

11154 Sec. 310. Section 29-130 of the general statutes is repealed and the
11155 following is substituted in lieu thereof (*Effective October 1, 2009*):

11156 The Commissioner of Public Safety shall prescribe a form of
11157 application to be signed by each applicant and may require such
11158 information respecting the business in which the applicant proposes to
11159 engage as he finds necessary to safeguard the public from all forms of
11160 lascivious conduct, immoral practices, vice or violations of the law.
11161 Said commissioner or any employee of the Department of Public
11162 Safety authorized by him for said purpose may enter into any place so
11163 licensed or upon the premises where such business is being conducted
11164 for the purpose of observing the conduct of the same. Said
11165 commissioner shall issue to each applicant so licensed a certificate to
11166 be designated "amusement park license", and each certificate shall state
11167 the name of the applicant, the location of the place where such
11168 amusement, entertainment, diversion or recreation may be conducted
11169 and the hours each day during which the same may be conducted.
11170 Each certificate shall be displayed conspicuously for public view by
11171 the licensee at the place where the business so licensed is conducted.
11172 Any such license may be suspended or revoked by said commissioner
11173 whenever it appears that any of the conditions required to be stated in
11174 such license have been violated. Such applications and license
11175 certificates shall be printed at the expense of the state. The annual
11176 license fee shall be **[**fifty**]** <u>one hundred</u> dollars to be paid by the
11177 applicant to the Commissioner of Public Safety with each application

11178 for such license. Such licenses shall not be transferable and, if any
11179 licensee voluntarily discontinues operations thereunder, all rights
11180 secured thereby shall terminate. On and after January 1, 1986, the
11181 license year shall be from January first until December thirty-first
11182 following, inclusive. Each such license shall be for a period of one
11183 license year.

11184 Sec. 311. Section 29-134 of the general statutes is repealed and the
11185 following is substituted in lieu thereof (*Effective October 1, 2009*):

11186 No owner shall exhibit or provide any amusement, as defined in
11187 section 29-133, in this state unless he has obtained a license therefor as
11188 hereinafter provided and otherwise complies with the provisions of
11189 sections 29-133 to 29-142, inclusive. An annual license fee of **[**one**]** <u>two</u>
11190 hundred dollars shall be paid by the applicant to the Commissioner of
11191 Public Safety with each application for such amusement license.

11192 Sec. 312. Section 29-143j of the general statutes is repealed and the
11193 following is substituted in lieu thereof (*Effective October 1, 2009*):

11194 (a) As used in this chapter, "commissioner" means the
11195 Commissioner of Public Safety.

11196 (b) The commissioner shall have sole control of and jurisdiction over
11197 all amateur and professional boxing and sparring matches held,
11198 conducted or given within the state by any person or persons, club,
11199 corporation or association, except amateur boxing and sparring
11200 matches held under the supervision of any school, college or university
11201 having an academic course of study or of the recognized athletic
11202 association connected with such school, college or university or
11203 amateur boxing and sparring matches held under the auspices of any
11204 amateur athletic association that has been determined by the
11205 commissioner to be capable of ensuring the health and safety of the
11206 participants; provided the commissioner may at any time assume
11207 jurisdiction over any amateur boxing or sparring match if the
11208 commissioner determines that the health and safety of the participants

11209 is not being sufficiently safeguarded. The commissioner may appoint
11210 inspectors who shall, on the order of the commissioner, represent the
11211 commissioner at all boxing matches. The commissioner may appoint a
11212 secretary who shall prepare for service such notices and papers as may
11213 be required and perform such other duties as the commissioner
11214 directs.

11215 (c) The commissioner or the commissioner's authorized
11216 representative may cause a full investigation to be made of the location
11217 of, and paraphernalia and equipment to be used in any boxing or
11218 sparring match and all other matters and shall determine whether or
11219 not such match will be reasonably safe for the participants and for
11220 public attendance and may make reasonable orders concerning
11221 alterations or betterments to the equipment and paraphernalia, and
11222 concerning the character and arrangement of the seating, means of
11223 egress, lighting, firefighting appliances, fire and police protection and
11224 such other provisions as shall make the match reasonably safe against
11225 both fire and casualty hazards.

11226 (d) When any serious physical injury, as defined in subdivision (4)
11227 of section 53a-3, or death occurs in connection with a boxing or
11228 sparring match, the owner of the location of the match shall, not later
11229 than four hours after such occurrence, report the injury or death to the
11230 commissioner or the commissioner's designee. Not later than four
11231 hours after receipt of such report, the commissioner or the
11232 commissioner's designee shall cause an investigation of the occurrence
11233 to determine the cause of such serious physical injury or death. The
11234 commissioner or the commissioner's designee may enter into any place
11235 or upon any premises so registered or licensed in furtherance of such
11236 investigation and inspection.

11237 (e) The commissioner, in consultation with the Connecticut Boxing
11238 Commission, shall adopt such regulations in accordance with chapter
11239 54 as the commissioner deems necessary and desirable for the conduct,
11240 supervision and safety of boxing matches, including the licensing of

11241 the sponsors and the participants of such boxing matches, and for the
11242 development and promotion of the sport of boxing in this state,
11243 including, but not limited to, regulations to improve the
11244 competitiveness of the sport of boxing in this state relative to other
11245 states. Such regulations shall require fees for the issuance of licenses to
11246 such sponsors and participants as follows: (1) For referees, a fee of not
11247 less than [sixty-three] one hundred twenty-six dollars; (2) for
11248 matchmakers and assistant matchmakers, a fee of not less than
11249 [sixty-three] one hundred twenty-six dollars; (3) for timekeepers, a fee
11250 of not less than [thirteen] twenty-six dollars; (4) for professional
11251 boxers, a fee of not less than [thirteen] twenty-six dollars; (5) for
11252 amateur boxers, a fee of not less than [three] fifteen dollars; (6) for
11253 managers, a fee of not less than [sixty-three] one hundred twenty-six
11254 dollars; (7) for trainers, a fee of not less than [thirteen] twenty-six
11255 dollars; (8) for seconds, a fee of not less than [thirteen] twenty-six
11256 dollars; (9) for announcers, a fee of not less than [thirteen] twenty-six
11257 dollars; and (10) for promoters, a fee of not less than [two hundred
11258 fifty] three hundred fifteen dollars.

11259 (f) No organization, gymnasium or independent club shall host a
11260 sparring match unless such organization, gymnasium or independent
11261 club registers with the Department of Public Safety in accordance with
11262 this subsection. The commissioner shall register any organization,
11263 gymnasium or independent club that the commissioner deems
11264 qualified to host such matches. Application for such registration shall
11265 be made on forms provided by the department and accompanied by a
11266 fee of [fifty] one hundred dollars. For the purpose of enforcing the
11267 provisions of this chapter, the commissioner or an authorized
11268 representative may inspect the facility of any such organization,
11269 gymnasium or independent club. The Attorney General, at the request
11270 of the Commissioner of Public Safety, may apply in the name of the
11271 state of Connecticut to the Superior Court for an order temporarily or
11272 permanently restraining any organization, gymnasium or independent
11273 club from operating in violation of any provision of this chapter or the
11274 regulations adopted pursuant to this subsection. The commissioner, in

11275 consultation with the Connecticut Boxing Commission, shall adopt
11276 such regulations, in accordance with chapter 54, as the commissioner
11277 deems necessary for the conduct, supervision and safety of sparring
11278 matches.

11279 (g) The state, acting by and in the discretion of the commissioner,
11280 may enter into a contract with any person for the services of such
11281 person acting as an inspector appointed in accordance with the
11282 provisions of this section.

11283 Sec. 313. Section 29-146 of the general statutes is repealed and the
11284 following is substituted in lieu thereof (*Effective October 1, 2009*):

11285 The Commissioner of Public Safety shall, upon receipt of such
11286 application, cause an investigation to be made of the character and
11287 financial responsibility of the applicant and, if he finds that such
11288 applicant is a resident elector of good moral character and of sound
11289 financial responsibility, he shall, upon payment by such applicant to
11290 the state of a license fee of **[**one**]** <u>two</u> hundred dollars, issue a license to
11291 such applicant to do business in this state as a professional bondsman.
11292 Each such license shall be for such term not exceeding one year as said
11293 commissioner determines.

11294 Sec. 314. Section 29-152g of the general statutes is repealed and the
11295 following is substituted in lieu thereof (*Effective October 1, 2009*):

11296 Upon being satisfied, after investigation, that the applicant is a
11297 suitable person to receive a license as a bail enforcement agent, and
11298 that the applicant meets the licensing requirements of section 29-152f,
11299 the Commissioner of Public Safety may issue a license to such
11300 applicant to do business in this state as a bail enforcement agent. The
11301 fee for such license shall be **[**one**]** <u>two</u> hundred dollars. Each such
11302 license shall be for such term not exceeding one year as said
11303 commissioner determines. Any bail enforcement agent holding a
11304 license issued pursuant to this section or section 29-152h shall notify
11305 the commissioner within two business days of any change of address.

11306 The notification shall include the bail enforcement agent's old address
11307 and new address.

11308 Sec. 315. Section 29-152m of the general statutes is repealed and the
11309 following is substituted in lieu thereof (*Effective October 1, 2009*):

11310 (a) No professional bondsman licensed under chapter 533, surety
11311 bail bond agent licensed under chapter 700f or bail enforcement agent
11312 licensed under sections 29-152f to 29-152i, inclusive, shall carry a
11313 pistol, revolver or other firearm while engaging in the business of a
11314 professional bondsman, surety bail bond agent or bail enforcement
11315 agent, as the case may be, or while traveling to or from such business
11316 unless such bondsman or agent obtains a special permit from the
11317 Commissioner of Public Safety in accordance with the provisions of
11318 subsection (b) of this section. The permit required under this section
11319 shall be in addition to the permit requirement imposed under section
11320 29-28.

11321 (b) The Commissioner of Public Safety may grant to any
11322 professional bondsman licensed under chapter 533, surety bail bond
11323 agent licensed under chapter 700f or bail enforcement agent licensed
11324 under sections 29-152f to 29-152i, inclusive, a permit to carry a pistol or
11325 revolver or other firearm while engaging in the business of
11326 professional bondsman, surety bail bond agent or bail enforcement
11327 agent, as the case may be, or while traveling to or from such business,
11328 provided that such bondsman or agent has proven to the satisfaction of
11329 the commissioner that such bondsman or agent has successfully
11330 completed a course, approved by the commissioner, of training in the
11331 safety and use of firearms. The commissioner shall adopt regulations
11332 in accordance with the provisions of chapter 54 concerning the
11333 approval of schools, institutions or organizations offering such
11334 courses, requirements for instructors and the required number of
11335 hours and content of such courses.

11336 (c) Application for a permit issued pursuant to this section shall be
11337 made on forms provided by the commissioner and shall be

11338 accompanied by a [thirty-one-] sixty-two dollar fee. Such permit shall
11339 have an expiration date that coincides with that of the state permit to
11340 carry a pistol or revolver issued pursuant to section 29-28. A permit
11341 issued pursuant to this section shall be renewable every five years with
11342 a renewal fee of [thirty-one] sixty-two dollars. The commissioner shall
11343 send, by first class mail, a notice of expiration of the bail enforcement
11344 agent firearms permit issued pursuant to this section, together with a
11345 notice of expiration of the permit to carry a pistol or revolver issued
11346 pursuant to section 29-28, in one combined form. The commissioner
11347 shall send such combined notice to the holder of the permits not later
11348 than ninety days before the date of the expiration of both permits, and
11349 shall enclose a form for renewal of the permits. A bail enforcement
11350 agent firearms permit issued pursuant to this section shall be valid for
11351 a period of ninety days after the expiration date, except this provision
11352 shall not apply if the permit to carry a pistol or revolver has been
11353 revoked or revocation is pending pursuant to section 29-32, in which
11354 case the bail enforcement agent firearms permit shall also be revoked.

11355 Sec. 316. Section 29-155c of the general statutes is repealed and the
11356 following is substituted in lieu thereof (*Effective October 1, 2009*):

11357 The fee for an individual private detective shall, for an original
11358 license, be one thousand [two hundred] four hundred fifty dollars and
11359 for renewal of any such license, [five hundred] six hundred twenty-
11360 five dollars every two years. The fee for a private detective agency
11361 shall, for an original license, be one thousand [five hundred] seven
11362 hundred fifty dollars and for renewal of any such license, [eight
11363 hundred] one thousand dollars every two years. If a licensee fails to
11364 apply for renewal of any license within ninety days after the expiration
11365 thereof, such licensee shall pay for renewal thereof the fee provided for
11366 an original license.

11367 Sec. 317. Section 29-156a of the general statutes is repealed and the
11368 following is substituted in lieu thereof (*Effective October 1, 2009*):

11369 (a) Any licensee may employ as many private investigators as such

11370 licensee deems necessary for the conduct of such licensee's business,
11371 provided such employees shall be of good moral character and at least
11372 eighteen years of age.

11373 (b) Immediately upon hiring a private investigator, the licensee shall
11374 apply to register such employee with the Commissioner of Public
11375 Safety. Such application shall be made on forms furnished by the
11376 commissioner, and, under oath of the employee, shall give the
11377 employee's name, address, date and place of birth, employment for the
11378 past five years, experience in the position applied for, any convictions
11379 for violations of the law and such other information as the
11380 commissioner may require, by regulation, to properly investigate the
11381 character, competency and integrity of the employee.

11382 (c) The Commissioner of Public Safety shall require any applicant
11383 for registration under this section to submit to state and national
11384 criminal history records checks conducted in accordance with section
11385 29-17a, as amended by this act. The application for registration shall be
11386 accompanied by two sets of fingerprints of the employee and two full-
11387 face photographs of the employee, two inches wide by two inches
11388 high, taken no earlier than six months prior to the date of application
11389 for registration, and a **[**twenty**]** forty-dollar registration fee payable to
11390 the state. Subject to the provisions of section 46a-80, no person shall be
11391 registered who has been convicted of a felony, any sexual offense or
11392 any crime involving moral turpitude, or who has been refused a
11393 license under the provisions of this chapter for any reason except lack
11394 of minimum experience, or whose license, having been granted, has
11395 been revoked or is under suspension. The commissioner shall register
11396 all qualified employees and so notify the licensee and place the
11397 registration form and all related material on file with the Division of
11398 State Police within the Department of Public Safety.

11399 (d) The licensee shall notify the commissioner not later than five
11400 days after the termination of employment of any registered employees.

11401 (e) Any person, firm or corporation that violates any provision of

11402 this section shall be fined seventy-five dollars for each offense. Each
11403 distinct violation of this section shall be a separate offense and, in the
11404 case of a continuing violation, each day thereof shall be deemed a
11405 separate offense.

11406 Sec. 318. Section 29-161n of the general statutes is repealed and the
11407 following is substituted in lieu thereof (*Effective October 1, 2009*):

11408 The fee for an individual, association or partnership licensed as a
11409 security service shall, for an original license, be one thousand **[**two
11410 hundred**]** <u>four hundred fifty</u> dollars, and for renewal thereof, **[**five
11411 hundred**]** <u>six hundred twenty-five</u> dollars every two years. The fee for
11412 a corporation licensed as a security service shall, for an original license,
11413 be one thousand **[**five hundred**]** <u>seven hundred fifty</u> dollars and for
11414 renewal thereof **[**eight hundred**]** <u>one thousand</u> dollars every two years.
11415 If a licensee fails to apply for renewal of any license within ninety days
11416 after the expiration thereof, the licensee shall pay for renewal thereof
11417 the fee provided for an original license.

11418 Sec. 319. Section 29-161q of the general statutes is repealed and the
11419 following is substituted in lieu thereof (*Effective October 1, 2009*):

11420 (a) Any security service or business may employ as many security
11421 officers as such security service or business deems necessary for the
11422 conduct of the business, provided such security officers are of good
11423 moral character and at least eighteen years of age.

11424 (b) No person hired or otherwise engaged to perform work as a
11425 security officer, as defined in section 29-152u, shall perform the duties
11426 of a security officer prior to being licensed as a security officer by the
11427 Commissioner of Public Safety. Each applicant for a license shall
11428 complete a minimum of eight hours training in the following areas:
11429 Basic first aid, search and seizure laws and regulations, use of force,
11430 basic criminal justice and public safety issues. The training shall be
11431 approved by the commissioner in accordance with regulations adopted
11432 pursuant to section 29-161x.

11433 (1) On and after October 1, 2008, no person or employee of an
11434 association, corporation or partnership shall conduct such training
11435 without the approval of the commissioner except as provided in
11436 subdivision (2) of this subsection. Application for such approval shall
11437 be submitted on forms prescribed by the commissioner and
11438 accompanied by a fee of **[**twenty**]** forty dollars. Such application shall
11439 be made under oath and shall contain the applicant's name, address,
11440 date and place of birth, employment for the previous five years,
11441 education or training in the subjects required to be taught under this
11442 subsection, any convictions for violations of the law and such other
11443 information as the commissioner may require by regulation adopted
11444 pursuant to section 29-161x to properly investigate the character,
11445 competency and integrity of the applicant. No person shall be
11446 approved as an instructor for such training who has been convicted of
11447 a felony, a sexual offense or a crime of moral turpitude or who has
11448 been denied approval as a security service licensee, a security officer or
11449 instructor in the security industry by any licensing authority, or whose
11450 approval has been revoked or suspended. The term for such approval
11451 shall not exceed two years. Not later than two business days after a
11452 change of address, any person approved as an instructor in accordance
11453 with this section shall notify the commissioner of such change and
11454 such notification shall include both the old and new addresses.

11455 (2) If a security officer training course described in this subsection is
11456 approved by the commissioner on or before September 30, 2008, the
11457 instructor of such course shall have until April 1, 2009, to apply for
11458 approval as an instructor in accordance with subdivision (1) of this
11459 subsection.

11460 (3) Each person approved as an instructor in accordance with this
11461 section may apply for the renewal of such approval on a form
11462 approved by the commissioner, accompanied by a fee of **[**twenty**]** forty
11463 dollars. Such form may require the disclosure of any information
11464 necessary for the commissioner to determine whether the instructor's
11465 suitability to serve as an instructor has changed since the issuance of

11466 the prior approval. The term of such renewed approval shall not
11467 exceed two years.

11468 (c) Upon successful completion of the training pursuant to
11469 subsection (b) of this section, the applicant may submit an application
11470 for a license as a security officer on forms furnished by the
11471 commissioner and, under oath, shall give the applicant's name,
11472 address, date and place of birth, employment for the previous five
11473 years, experience in the position applied for, any convictions for
11474 violations of the law and such other information as the commissioner
11475 may require, by regulation, to properly investigate the character,
11476 competency and integrity of the applicant. Applicants shall submit
11477 with their application two sets of fingerprints of the employee and the
11478 Commissioner of Public Safety shall require any applicant for a license
11479 under this section to submit to state and national criminal history
11480 records checks conducted in accordance with section 29-17a, as
11481 amended by this act. Applicants shall submit with their application
11482 two sets of their fingerprints and two full-face photographs of them,
11483 two inches wide by two inches high, taken not earlier than six months
11484 prior to the date of application, and a **[**fifty-dollar**]** one-hundred-dollar
11485 licensing fee, made payable to the state. Subject to the provisions of
11486 section 46a-80, no person shall be approved for a license who has been
11487 convicted of a felony, any sexual offense or any crime involving moral
11488 turpitude, or who has been refused a license under the provisions of
11489 sections 29-161g to 29-161x, inclusive, for any reason except minimum
11490 experience, or whose license, having been granted, has been revoked
11491 or is under suspension. Upon being satisfied of the suitability of the
11492 applicant for licensure, the commissioner may license the applicant as
11493 a security officer. Such license shall be renewed every five years for a
11494 **[**fifty-dollar**]** one-hundred-dollar fee.

11495 (d) Upon the security officer's successful completion of training and
11496 licensing by the commissioner, or immediately upon hiring a licensed
11497 security officer, the security service employing such security officer
11498 shall apply to register such security officer with the commissioner on

11499 forms provided by the commissioner. Such application shall be
11500 accompanied by payment of a [twenty-dollar] forty-dollar application
11501 fee payable to the state. The Division of State Police within the
11502 Department of Public Safety shall keep on file the completed
11503 registration form and all related material. An identification card with
11504 the name, date of birth, address, full-face photograph, physical
11505 descriptors and signature of the applicant shall be issued to the
11506 security officer, and shall be carried by the security officer at all times
11507 while performing the duties associated with the security officer's
11508 employment. Registered security officers, in the course of performing
11509 their duties, shall present such card for inspection upon the request of
11510 a law enforcement officer.

11511 (e) The security service shall notify the commissioner not later than
11512 five days after the termination of employment of any registered
11513 employee.

11514 (f) Any fee or portion of a fee paid pursuant to this section shall not
11515 be refundable.

11516 (g) No person, firm or corporation shall employ or otherwise engage
11517 any person as a security officer, as defined in section 29-152u, unless
11518 such person is a licensed security officer.

11519 (h) Any person, firm or corporation that violates any provision of
11520 subsection (b), (d), (e) or (g) of this section shall be fined seventy-five
11521 dollars for each offense. Each distinct violation of this section shall be a
11522 separate offense and, in the case of a continuing violation, each day
11523 thereof shall be deemed a separate offense.

11524 Sec. 320. Section 29-161z of the general statutes is repealed and the
11525 following is substituted in lieu thereof (*Effective October 1, 2009*):

11526 (a) No employee of a licensed security service and no employee
11527 hired by a firm or corporation to perform work as a security officer
11528 may carry a pistol, revolver or other firearm while on duty or directly

11529 en route to or from such employment unless such employee obtains a
11530 special permit from the Commissioner of Public Safety in accordance
11531 with the provisions of subsection (b) of this section. No licensed
11532 security service and no firm or corporation may permit any employee
11533 to carry a pistol, revolver or other firearm while on duty or directly en
11534 route to or from such employment unless it obtains proof that such
11535 employee has obtained such permit from the commissioner. The
11536 permit required under this section shall be in addition to the permit
11537 requirement imposed under section 29-28.

11538 (b) The Commissioner of Public Safety may grant to any suitable
11539 employee of a licensed security service, or to an employee hired by a
11540 firm or corporation to perform work as a uniformed or nonuniformed
11541 security officer, a special permit to carry a pistol or revolver or other
11542 firearm while actually on duty on the premises of the employer, or,
11543 while directly en route to or from such employment, provided that
11544 such employee has proven to the satisfaction of the commissioner that
11545 such employee has successfully completed a course, approved by the
11546 commissioner, of training in the safety and use of firearms. The
11547 commissioner may grant to such employee a temporary permit
11548 pending issuance of the permit, provided such employee has
11549 submitted an application and successfully completed such training
11550 course immediately following employment. All armed security officers
11551 shall complete such safety course and yearly complete a refresher
11552 safety course approved by the commissioner. The commissioner shall
11553 adopt regulations in accordance with the provisions of chapter 54
11554 concerning the approval of schools, institutions or organizations
11555 offering such courses, requirements for instructors and the required
11556 number of hours and content of such courses.

11557 (c) Application for a special permit shall be made on forms provided
11558 by the commissioner and shall be accompanied by a **[**thirty-one-dollar**]**
11559 <u>sixty-two-dollar</u> fee. Such permit shall have the same expiration date
11560 as the pistol permit issued under subsection (b) of section 29-28 and
11561 may be renewed for additional five-year periods.

11562 (d) (1) On and after October 1, 2008, no person or employee of an
11563 association, corporation or partnership shall conduct the training
11564 pursuant to subsection (b) of this section without the approval of the
11565 commissioner, except as provided in subdivision (2) of this subsection.
11566 Application for such approval shall be submitted on forms prescribed
11567 by the commissioner, accompanied by a fee of **[**twenty**]** forty dollars.
11568 Such application shall be made under oath and shall contain the
11569 applicant's name, address, date and place of birth, employment for the
11570 previous five years, education or training in the subjects required to be
11571 taught under subsection (b) of this section, any convictions for
11572 violations of the law and such other information as the commissioner
11573 may require by regulation adopted pursuant to section 29-161x to
11574 properly investigate the character, competency and integrity of the
11575 applicant. No person shall be approved as an instructor for such
11576 training who has been convicted of a felony, a sexual offense or a crime
11577 of moral turpitude or who has been denied approval as a security
11578 service licensee, a security officer or instructor in the security industry
11579 by any licensing authority, or whose approval has been revoked or
11580 suspended. The term for such approval shall not exceed two years. Not
11581 later than two business days after a change of address, any person
11582 approved as an instructor in accordance with this section shall notify
11583 the commissioner of such change and such notification shall include
11584 both the old and new addresses.

11585 (2) If a course of training in the safety and use of firearms is
11586 approved by the commissioner in accordance with subsection (b) of
11587 this section on or before September 30, 2008, the person serving as an
11588 instructor of such course shall have until April 1, 2009, to apply for
11589 approval as an instructor in accordance with subdivision (1) of this
11590 subsection.

11591 (3) Each person approved as an instructor in accordance with this
11592 section may apply for the renewal of such approval on a form
11593 approved by the commissioner, accompanied by a fee of **[**twenty**]** forty
11594 dollars. Such form may require the disclosure of any information

11595 necessary for the commissioner to determine whether the instructor's
11596 suitability to serve as an instructor has changed since the issuance of
11597 the prior approval. The term of such renewed approval shall not
11598 exceed two years.

11599 (e) Any fee or portion of a fee paid pursuant to the provisions of this
11600 section shall not be refundable.

11601 (f) Any person, firm or corporation that violates any provision of
11602 this section shall be fined seventy-five dollars for each offense. Each
11603 violation of this section shall be a separate and distinct offense, and, in
11604 the case of a continuing violation, each day's continuance thereof shall
11605 be deemed to be a separate and distinct offense.

11606 (g) The commissioner may suspend or revoke a security service
11607 license, a special permit issued to a security officer or instructor
11608 approval upon a finding by the commissioner that such licensee,
11609 permit holder or instructor has violated any provision of this section,
11610 provided notice shall have been given to such licensee, permit holder
11611 or instructor to appear before the commissioner to show cause why the
11612 license, permit or approval should not be suspended or revoked. Any
11613 party aggrieved by an order of the commissioner may appeal
11614 therefrom in accordance with the provisions of section 4-183, except
11615 the venue for such appeal shall be the judicial district of New Britain.

11616 Sec. 321. Section 29-193 of the general statutes is repealed and the
11617 following is substituted in lieu thereof (*Effective October 1, 2009*):

11618 No new elevator or escalator shall be erected or installed and no
11619 elevator or escalator shall be relocated or altered until detailed plans
11620 and specifications of the proposed construction or other work have
11621 been submitted in triplicate to the department for approval. A fee of
11622 two hundred <u>fifty</u> dollars for each elevator or escalator payable to the
11623 department shall accompany each such proposal. Notice that such
11624 plans are approved or disapproved shall be given within a reasonable
11625 time and final inspection of the elevator or escalator, when installed,

11626 relocated or altered, shall be made before final approval for operation
11627 is given by the department. The department may issue a temporary
11628 operating permit, if necessary, pending final inspection and approval.
11629 The provisions of this chapter shall not prevent the operation of any
11630 elevator installed for temporary use in connection with building
11631 operations or the operation of any elevator for purposes connected
11632 with the installation or the testing of the same.

11633 Sec. 322. Section 29-196 of the general statutes, as amended by
11634 section 2 of public act 09-35, is repealed and the following is
11635 substituted in lieu thereof (*Effective October 1, 2009*):

11636 As soon as the department approves any new, relocated or altered
11637 elevator or escalator as being fit for operation, it shall issue to the
11638 owner a certificate of operation for a capacity and speed specified in
11639 the inspector's report. The fee for the certificate first issued shall be two
11640 hundred fifty dollars. Such certificate shall be posted conspicuously in
11641 the car or cage or on the platform of the elevator or escalator and shall
11642 be valid for twelve months. Thereafter, the certificate shall be renewed
11643 every two years upon receipt of the renewal fee of **[**one hundred
11644 twenty**]** two hundred forty dollars, except that elevators located in
11645 private residences shall not be subject to said renewal requirement. No
11646 fee shall be required of the state or any agency of the state. No elevator
11647 or escalator may be lawfully operated without such certificate.

11648 Sec. 323. Section 29-238 of the general statutes is repealed and the
11649 following is substituted in lieu thereof (*Effective October 1, 2009*):

11650 The owner or user of a boiler required by this chapter to be
11651 inspected by the Commissioner of Public Safety, state boiler inspectors
11652 or special inspectors shall pay to the commissioner the sum of **[**forty**]**
11653 eighty dollars for each operating certificate issued. No fee shall be
11654 required of the state or any agency of the state. All fees collected by the
11655 commissioner under authority of this chapter shall be transferred by
11656 the commissioner to the State Treasurer for deposit in the General
11657 Fund. If the report of inspection by the Department of Public Safety

11658 inspector or special inspector indicates that any boiler meets the
11659 requirements of this chapter and the boiler regulations, an operating
11660 certificate shall be issued by the commissioner to the owner or user.
11661 Such certificate shall state the pressure and other conditions under
11662 which such boiler may be lawfully operated. An operating certificate
11663 shall be valid for a period of not more than twelve months from the
11664 date of internal inspection, in the case of power boilers inspected
11665 pursuant to subdivision (1) of section 29-237, except that the certificate
11666 shall be valid for a period of not more than two months beyond the
11667 period set by the Commissioner of Public Safety in accordance with
11668 section 29-237. An operating certificate shall be valid for a period of
11669 not more than eighteen months from the date of internal inspection in
11670 the case of power boilers inspected pursuant to subdivision (2) of
11671 section 29-237. Operating certificates shall be valid for twenty-four
11672 months in the case of low pressure steam or vapor heating boilers, hot
11673 water heating boilers, hot water supply boilers and hot water heaters
11674 approved by a nationally recognized testing agency. If a boiler
11675 inspected by a state boiler inspector or special inspector commissioned
11676 by said commissioner is found to conform with the requirements of
11677 this chapter and the boiler regulations, an operating certificate shall be
11678 issued by said commissioner to the owner or user upon the receipt of
11679 the insuring company's report or the state boiler inspector's report.
11680 Said commissioner may order reinspection if reasonable doubt exists
11681 regarding any inspection. Such certificate shall state the pressure and
11682 other conditions under which such boiler may be lawfully operated
11683 and shall be valid not more than the period indicated in this section
11684 and shall be renewed each year in the case of power boilers inspected
11685 pursuant to subdivision (1) of section 29-237, every eighteen months in
11686 the case of power boilers inspected pursuant to subdivision (2) of
11687 section 29-237, and biennially in the case of hot water heating or hot
11688 water supply boilers and hot water heaters. An operating certificate
11689 shall be immediately invalid if the boiler is relocated or altered, unless
11690 such relocation or alteration has been approved in accordance with
11691 this chapter or the boiler code and regulations. No boiler shall be

11692 operated unless a valid operating certificate is displayed under glass in
11693 a conspicuous place in the room in which such boiler is located. If the
11694 boiler is not located within the building, the certificate shall be posted
11695 in a location convenient to the boiler inspected. In the case of a
11696 portable boiler such certificate shall be kept in a metal container to be
11697 fastened to the boiler or kept in a tool box accompanying the boiler.

11698 Sec. 324. Section 29-349 of the general statutes, as amended by
11699 section 5 of public act 09-35, is repealed and the following is
11700 substituted in lieu thereof (*Effective October 1, 2009*):

11701 (a) The Commissioner of Public Safety shall have exclusive
11702 jurisdiction in the preparation of and may enforce reasonable
11703 regulations for the safe and convenient storage, transportation and use
11704 of explosives and blasting agents used in connection therewith, which
11705 regulations shall deal in particular with the quantity and character of
11706 explosives and blasting agents to be stored, transported and used, the
11707 proximity of such storage to inhabited dwellings or other occupied
11708 buildings, public highways and railroad tracks, the character and
11709 construction of suitable magazines for such storage, protective
11710 measures to secure such stored explosives and blasting agents and the
11711 abatement of any hazard that may arise incident to the storage,
11712 transportation or use of such explosives and blasting agents.

11713 (b) No person, firm or corporation shall engage in any activity
11714 concerning the storage, transportation or use of explosives unless such
11715 person, firm or corporation has obtained a license therefor from the
11716 Commissioner of Public Safety. Such license shall be issued upon
11717 payment of a fee of **[**one**]** <u>two</u> hundred dollars and upon submission
11718 by the applicant of evidence of good moral character and of
11719 competence in the control and handling of explosives, provided, if
11720 such license is for the use of explosives, it may be issued only to an
11721 individual person after demonstration that such individual is
11722 technically qualified to detonate explosives. Any such license to use
11723 explosives shall bear both the fingerprints of the licensee obtained by

11724 the Commissioner of Public Safety at the time of licensing, and the
11725 licensee's photograph, furnished by the licensee, of a size specified by
11726 the commissioner and taken not more than one year prior to the
11727 issuance of the license. Each such license shall be valid for one year
11728 from the date of its issuance, unless sooner revoked or suspended, and
11729 may be renewed annually thereafter upon a payment of [seventy-five]
11730 one hundred fifty dollars.

11731 (c) The Commissioner of Public Safety shall require any applicant
11732 for a license under this section to submit to state and national criminal
11733 history records checks. The criminal history records checks required
11734 pursuant to this subsection shall be conducted in accordance with
11735 section 29-17a, as amended by this act.

11736 (d) No person shall manufacture, keep, store, sell or deal in any
11737 explosives unless such person has a valid license under the provisions
11738 of subsection (b) of this section and obtains from the Commissioner of
11739 Public Safety or from the fire marshal of the town where such business
11740 is conducted a written permit therefor, which permit shall not be valid
11741 for more than one year and for which such person shall pay a fee of
11742 [fifty] one hundred dollars. If the permit is issued by the
11743 Commissioner of Public Safety, the commissioner shall forward a copy
11744 thereof to the local fire marshal. Such permit so granted shall definitely
11745 state the location of the building where such business is to be carried
11746 on or such explosive deposited and shall state that such building or
11747 premises complies with the regulations provided for in this section.

11748 (e) No person shall procure, transport or use any explosives unless
11749 such person has a valid license under subsection (b) of this section and
11750 has obtained a written permit therefor signed by the Commissioner of
11751 Public Safety or by the fire marshal of the town where such explosive
11752 is to be used, specifying the name of the purchaser, the amount to be
11753 purchased and transported and the purpose for which it is to be used.
11754 Any such permit to use explosives shall state the number of years the
11755 permittee has been engaged in blasting activity. Such permit shall be

11756 valid for such period, not longer than one year, as is required to
11757 accomplish the purpose for which it was obtained. No carrier shall
11758 transport any such explosive until the vehicle transporting the
11759 explosive has been inspected and approved by the Department of
11760 Public Safety and unless such written permit accompanies the same
11761 and no person shall have in such person's possession any such
11762 explosive unless such person has a license and permit therefor. The fee
11763 for such inspection shall be **[**fifty**]** one hundred dollars. The fee for
11764 such permit shall be **[**thirty**]** sixty dollars. Each person who has in such
11765 person's custody or possession any explosive or any detonating caps
11766 for explosives shall keep the same either under personal observation or
11767 securely locked up.

11768 (f) Any license or permit issued under the provisions of this section
11769 may be suspended or revoked by the issuing authority for violation by
11770 the licensee or permittee of any provision of law or regulation relating
11771 to explosives or conviction of such licensee or permittee of any felony
11772 or misdemeanor. Suspension or revocation of a license shall
11773 automatically suspend or revoke the permit and the suspension or
11774 revocation of a permit shall automatically suspend or revoke the
11775 license.

11776 (g) Any person who, by himself or herself or by such person's
11777 employee or agent or as the employee or agent of another, violates any
11778 provision of this section, or any regulation made by the Commissioner
11779 of Public Safety pursuant to the provisions of this section, shall be
11780 fined not more than ten thousand dollars or imprisoned not more than
11781 ten years, or both.

11782 (h) As used in this section, "blasting agent" means any material,
11783 composition or mixture intended for blasting, consisting substantially
11784 of a fuel and oxidizer, none of the ingredients of which is an explosive
11785 as defined in section 29-343, and the finished product of which as
11786 mixed and packaged for use or shipment cannot be detonated by the
11787 test procedure established by regulations adopted by the

11788 Commissioner of Public Safety in accordance with chapter 54.

11789 (i) Notwithstanding the provisions of this section, the Labor
11790 Commissioner shall regulate the storage, transportation and use of
11791 explosives and blasting agents in places of employment insofar as such
11792 activities relate to employee health and safety, provided such
11793 regulations shall be no less stringent than those prepared and enforced
11794 by the Commissioner of Public Safety pursuant to this section.

11795 (j) The State Fire Marshal may grant variations or exemptions from,
11796 or approve equivalent or alternate compliance with, particular
11797 provisions of any regulation adopted under this section where strict
11798 compliance with such provisions would entail practical difficulty or
11799 unnecessary hardship or is otherwise adjudged unwarranted,
11800 provided any such variation, exemption, equivalent or alternate
11801 compliance shall, in the opinion of the State Fire Marshal, secure the
11802 public safety.
11803

11804 Sec. 325. Subsection (b) of section 29-357 of the general statutes, as
11805 amended by section 17 of public act 09-177, is repealed and the
11806 following is substituted in lieu thereof (*Effective January 1, 2011*):

11807 (b) The State Fire Marshal shall adopt reasonable regulations, in
11808 accordance with chapter 54, for the granting of permits for supervised
11809 displays of fireworks or for the indoor use of pyrotechnics, sparklers
11810 and fountains for special effects by municipalities, fair associations,
11811 amusement parks, other organizations or groups of individuals or
11812 artisans in pursuit of their trade. Such permit may be issued upon
11813 application to said State Fire Marshal and after (1) inspection of the site
11814 of such display or use by the local fire marshal to determine
11815 compliance with the requirements of such regulations, and (2)
11816 approval of the chiefs of the police and fire departments, or, if there is
11817 no police or fire department, of the first selectman, of the municipality
11818 wherein the display is to be held as is provided in this section. No such
11819 display shall be handled or fired by any person until such person has

11820 been granted a certificate of competency by the State Fire Marshal, in
11821 respect to which a fee of [one] two hundred dollars shall be payable to
11822 the State Treasurer when issued and which may be renewed every
11823 three years upon payment of a fee of one hundred [fifty] ninety dollars
11824 to the State Treasurer, provided such certificate may be suspended or
11825 revoked by said marshal at any time for cause. Such certificate of
11826 competency shall attest to the fact that such operator is competent to
11827 fire a display. Such display shall be of such a character and so located,
11828 discharged or fired as in the opinion of the chiefs of the police and fire
11829 departments or such selectman, after proper inspection, will not be
11830 hazardous to property or endanger any person or persons. In an aerial
11831 bomb, no salute, report or maroon may be used that is composed of a
11832 formula of chlorate of potash, sulphur, black needle antimony and
11833 dark aluminum. Formulas that may be used in a salute, report or
11834 maroon are as follows: (A) Perchlorate of potash, black needle
11835 antimony and dark aluminum, and (B) perchlorate of potash, dark
11836 aluminum and sulphur. No high explosive such as dynamite,
11837 fulminate of mercury or other stimulator for detonating shall be used
11838 in any aerial bomb or other pyrotechnics. Application for permits shall
11839 be made in writing at least fifteen days prior to the date of display, on
11840 such notice as the State Fire Marshal by regulation prescribes, on forms
11841 furnished by the State Fire Marshal, and a fee of [fifty] one hundred
11842 dollars shall be payable to the State Treasurer with each such
11843 application. After such permit has been granted, sales, possession, use
11844 and distribution of fireworks for such display shall be lawful for that
11845 purpose only. No permit granted hereunder shall be transferable. Any
11846 permit issued under the provisions of this section may be suspended
11847 or revoked by the State Fire Marshal or the local fire marshal for
11848 violation by the permittee of any provision of the general statutes, any
11849 regulation or any ordinance relating to fireworks.

11850 Sec. 326. Section 29-402 of the general statutes, as amended by
11851 section 6 of public act 09-35, is repealed and the following is
11852 substituted in lieu thereof (*Effective October 1, 2009*):

11853 (a) As used in this part, the term "license" includes the whole or part
11854 of any permit which the Department of Public Safety issues under
11855 authority of the general statutes, and which (1) requires persons to
11856 place their names on a list maintained by the department before they
11857 can engage in the business of demolition of buildings, (2) requires a
11858 person to demonstrate competence by examination or other means,
11859 and (3) may be revoked or suspended by the department for cause.

11860 (b) No person shall engage in the business of demolition of
11861 buildings without a license obtained from the Department of Public
11862 Safety. An applicant for an initial license shall file an application with
11863 the Department of Public Safety, furnish evidence of expertise and
11864 financial responsibility and pay a fee of **[**three hundred fifty**]** <u>four</u>
11865 <u>hundred forty</u> dollars for a class B license and **[**even hundred fifty**]**
11866 <u>nine hundred forty</u> dollars for a class A license. Each license shall be
11867 valid for twelve months from date of issuance and shall be renewable
11868 on application of the licensee upon payment of an annual fee of two
11869 hundred <u>fifty</u> dollars for a class B license and **[**six hundred**]** <u>seven</u>
11870 <u>hundred fifty</u> dollars for a class A license. The department may refuse
11871 to issue any such license for cause, and may revoke or refuse to renew
11872 any such license for failure to carry out and conform to the provisions
11873 of this part or to any regulations adopted hereunder, or for any
11874 violation of title 22a. No person shall be refused a license or a renewal
11875 thereof, and no license shall be revoked, without an opportunity for a
11876 hearing conducted by the Department of Public Safety in accordance
11877 with the provisions of chapter 54.

11878 (c) The provisions of this section shall not apply to (1) a person who
11879 is engaged in the disassembling, transportation and reconstruction of
11880 historic buildings for historical purposes or in the demolition of farm
11881 buildings or in the renovation, alteration or reconstruction of a single-
11882 family residence, (2) the removal of underground petroleum storage
11883 tanks, (3) the burning of a building or structure as part of an organized
11884 fire department training exercise, or (4) the demolition of a single-
11885 family residence or outbuilding by an owner of such structure if it does

11886 not exceed a height of thirty feet, provided (A) the owner shall be
11887 present on site while such demolition work is in progress and shall be
11888 held personally liable for any injury to individuals or damage to public
11889 or private property caused by such demolition, and (B) such
11890 demolition shall be permitted only with respect to buildings which
11891 have clearance from other structures, roads or highways equal to or
11892 greater than the height of the structure subject to demolition. The local
11893 building official may require additional clearance when deemed
11894 necessary for safety.

11895 Sec. 327. Section 30-16 of the general statutes, as amended by section
11896 1 of public act 09-47, is repealed and the following is substituted in lieu
11897 thereof (*Effective October 1, 2009*):

11898 (a) A manufacturer permit shall allow the manufacture of alcoholic
11899 liquor and the storage, bottling and wholesale distribution and sale of
11900 alcoholic liquor manufactured or bottled to permittees in this state and
11901 without the state as may be permitted by law; but no such permit shall
11902 be granted unless the place or the plan of the place of manufacture has
11903 received the approval of the Department of Consumer Protection. A
11904 holder of a manufacturer permit may apply for and shall receive an
11905 out-of-state shipper's permit for manufacturing plants and warehouse
11906 locations outside the state owned by such manufacturer or a
11907 subsidiary corporation thereof, at least eighty-five per cent of the
11908 voting stock of which is owned by such manufacturer, to bring into
11909 any of its plants or warehouses in the state alcoholic liquors for
11910 reprocessing, repackaging, reshipment or sale either (1) within the
11911 state to wholesaler permittees not owned or controlled by such
11912 manufacturer, or (2) outside the state. A holder of a manufacturer
11913 permit, except a manufacturer permit for cider, may apply for and
11914 shall receive a wholesaler permit. The annual fee for a manufacturer
11915 permit shall be one thousand **[**six**]** <u>eight</u> hundred <u>fifty</u> dollars.

11916 (b) A manufacturer permit for beer shall be in all respects the same
11917 as a manufacturer permit, except that the scope of operations of the

11918 holder shall be limited to beer, but shall permit the storage of beer in
11919 any part of the state. Such permit shall also authorize the offering and
11920 tasting, on the premises of the permittee, of free samples of beer
11921 brewed on such premises and the selling at retail from the premises of
11922 sealed bottles or other sealed containers of such beer for consumption
11923 off the premises. The offering and tasting shall be limited to visitors
11924 who have attended a tour of the premises of the permittee. Such selling
11925 at retail from the premises of sealed bottles or other sealed containers
11926 shall comply with the provisions of subsection (d) of section 30-91 and
11927 shall permit not more than eight liters of beer to be sold to any person
11928 on any day on which such sale is authorized under the provisions of
11929 subsection (d) of section 30-91. The annual fee for a manufacturer
11930 permit for beer shall be **[**eight hundred**]** one thousand dollars.

11931 (c) A manufacturer permit for cider not exceeding six per cent
11932 alcohol by volume and apple wine not exceeding fifteen per cent
11933 alcohol by volume shall allow (1) the manufacture, storage, bottling
11934 and wholesale distribution and sale at retail of such cider and apple
11935 wine to permittees and nonpermittees in this state as may be permitted
11936 by law; but no such permit shall be issued unless the place or the plan
11937 of the place of manufacture has received the approval of the
11938 department; and (2) the sale and shipment by the holder of such
11939 permit of such cider and such apple wine to persons outside the state
11940 and to consumers in this state in the same manner and subject to the
11941 same conditions as such sale and shipment is permitted for wine by a
11942 farm winery manufacturer permittee pursuant to subsection (e) of this
11943 section. The annual fee for a manufacturer permit for cider shall be
11944 **[**one hundred sixty**]** two hundred dollars.

11945 (d) A manufacturer permit for apple brandy and eau-de-vie shall be
11946 in all respects the same as a manufacturer permit, except that the scope
11947 of operations of the holder shall be limited to apple brandy or eau-de-
11948 vie, or both. The annual fee for a manufacturer permit for apple
11949 brandy and eau-de-vie shall be **[**three hundred twenty**]** four hundred
11950 dollars.

11951 (e) (1) A manufacturer permit for a farm winery shall be in all
11952 respects the same as a manufacturer permit, except that the scope of
11953 operations of the holder shall be limited to wine and brandies distilled
11954 from grape products or other fruit products, including grappa and
11955 eau-de-vie. As used in this section, "farm winery" means any place or
11956 premises, located on a farm in the state in which wine is manufactured
11957 and sold.

11958 (2) Such permit shall, at the single principal premises of the farm
11959 winery, authorize (A) the sale in bulk by the holder thereof from the
11960 premises where the products are manufactured pursuant to such
11961 permit; (B) as to a manufacturer who produces one hundred thousand
11962 gallons of wine or less per year, the sale and shipment by the holder
11963 thereof to a retailer of wine manufactured by the farm winery
11964 permittee in the original sealed containers of not more than fifteen
11965 gallons per container; (C) the sale and shipment by the holder thereof
11966 of wine manufactured by the farm winery permittee to persons outside
11967 the state; (D) the offering and tasting of free samples of such wine or
11968 brandy to visitors and prospective retail customers for consumption on
11969 the premises of the farm winery permittee; (E) the sale at retail from
11970 the premises of sealed bottles or other sealed containers of such wine
11971 or brandy for consumption off the premises; (F) the sale at retail from
11972 the premises of wine or brandy by the glass and bottle to visitors on
11973 the premises of the farm winery permittee for consumption on the
11974 premises; and (G) subject to the provisions of subdivision (3) of this
11975 subsection, the sale and delivery or shipment of wine manufactured by
11976 the permittee directly to a consumer in this state. Notwithstanding the
11977 provisions of subparagraphs (D), (E) and (F) of this subdivision, a
11978 town may, by ordinance or zoning regulation, prohibit any such
11979 offering, tasting or selling at retail at premises within such town for
11980 which a manufacturer permit for a farm winery has been issued.

11981 (3) A permittee, when selling and shipping wine directly to a
11982 consumer in this state, shall: (A) Ensure that the shipping labels on all
11983 containers of wine shipped directly to a consumer in this state

11984 conspicuously state the following: "CONTAINS ALCOHOL—
11985 SIGNATURE OF A PERSON AGE 21 OR OLDER REQUIRED FOR
11986 DELIVERY"; (B) obtain the signature of a person age twenty-one or
11987 older at the address prior to delivery, after requiring the signer to
11988 demonstrate that he or she is age twenty-one or older by providing a
11989 valid motor vehicle operator's license or a valid identity card described
11990 in section 1-1h; (C) not ship more than five gallons of wine in any two-
11991 month period to any person in this state; (D) pay, to the Department of
11992 Revenue Services, all sales taxes and alcoholic beverage taxes due
11993 under chapters 219 and 220 on sales of wine to consumers in this state,
11994 and file, with said department, all sales tax returns and alcoholic
11995 beverage tax returns relating to such sales; (E) report to the
11996 Department of Consumer Protection a separate and complete record of
11997 all sales and shipments to consumers in the state, on a ledger sheet or
11998 similar form which readily presents a chronological account of such
11999 permittee's dealings with each such consumer; (F) not ship to any
12000 address in the state where the sale of alcoholic liquor is prohibited by
12001 local option pursuant to section 30-9; and (G) hold an in-state
12002 transporter's permit pursuant to section 30-19f or make any such
12003 shipment through the use of a person who holds such an in-state
12004 transporter's permit.

12005 (4) No licensed farm winery may sell any such wine or brandy not
12006 manufactured by such winery, except a licensed farm winery may sell
12007 from the premises wine manufactured by another farm winery located
12008 in this state.

12009 (5) The farm winery permittee shall grow on the premises of the
12010 farm winery or on property under the same ownership and control of
12011 said permittee or leased by the backer of a farm winery permit or by
12012 said permittee within the farm winery's principal state an average crop
12013 of fruit equal to not less than twenty-five per cent of the fruit used in
12014 the manufacture of the farm winery permittee's wine. An average crop
12015 shall be defined each year as the average yield of the farm winery
12016 permittee's two largest annual crops out of the preceding five years,

12017 except that during the first seven years from the date of issuance of a
12018 farm winery permit, an average crop shall be defined as three tons of
12019 grapes for each acre of vineyard farmed by the farm winery permittee.
12020 In the event the farm winery consists of more than one property, the
12021 aggregate acreage of the farm winery shall not be less than five acres.

12022 (6) A holder of a manufacturer permit for a farm winery, when
12023 advertising or offering wine for direct shipment to a consumer in this
12024 state via the Internet or any other on-line computer network, shall
12025 clearly and conspicuously state such liquor permit number in its
12026 advertising.

12027 (7) The annual fee for a manufacturer permit for a farm winery shall
12028 be **[**two hundred forty**]** <u>three hundred</u> dollars.

12029 (f) A manufacturer permit for a brew pub shall allow: (1) The
12030 manufacture, storage and bottling of beer, (2) the retail sale of alcoholic
12031 liquor to be consumed on the premises with or without the sale of
12032 food, (3) the selling at retail from the premises of sealed bottles or
12033 other sealed containers of beer brewed on such premises for
12034 consumption off the premises, and (4) the sale of sealed bottles or other
12035 sealed containers of beer brewed on such premises to the holder of a
12036 wholesaler permit issued pursuant to subsection (b) of section 30-17,
12037 provided that the holder of a manufacturer permit for a brew pub
12038 produces at least five thousand gallons of beer on the premises
12039 annually. Such selling at retail from the premises of sealed bottles or
12040 other sealed containers shall comply with the provisions of subsection
12041 (d) of section 30-91 and shall permit not more than eight liters of beer
12042 to be sold to any person on any day on which such sale is authorized
12043 under the provisions of subsection (d) of section 30-91. The annual fee
12044 for a manufacturer permit for a brew pub shall be **[**two hundred forty**]**
12045 <u>three hundred</u> dollars.

12046 Sec. 328. Section 30-17 of the general statutes is repealed and the
12047 following is substituted in lieu thereof (*Effective October 1, 2009*):

12048 (a) (1) A wholesaler permit shall allow the bottling of alcoholic
12049 liquor and the wholesale sale of alcoholic liquor to permittees in this
12050 state and without the state, as may be permitted by law, and the sale of
12051 alcoholic liquors to vessels engaged in coastwise or foreign commerce,
12052 and the sale of alcohol and alcoholic liquor for industrial purposes to
12053 nonpermittees, such sales to be made in accordance with the
12054 regulations adopted by the Department of Consumer Protection, and
12055 the sale of alcohol and alcoholic liquor for medicinal purposes to
12056 hospitals and charitable institutions and to religious organizations for
12057 sacramental purposes and the receipt from out-of-state shippers of
12058 multiple packages of alcoholic liquor. The holder of a wholesaler
12059 permit may apply for and shall thereupon receive an out-of-state
12060 shipper's permit for direct importation from abroad of alcoholic
12061 liquors manufactured outside the United States and an out-of-state
12062 shipper's permit for direct importation from abroad of beer
12063 manufactured outside the United States. The annual fee for a
12064 wholesaler permit shall be two thousand **[**four**]** <u>six</u> hundred <u>fifty</u>
12065 dollars.

12066 (2) When a holder of a wholesaler permit has had the
12067 distributorship of any alcohol, beer, spirits or wine product of a
12068 manufacturer or out-of-state shipper for six months or more, such
12069 distributorship may be terminated or its geographic territory
12070 diminished upon (A) the execution of a written stipulation by the
12071 wholesaler and manufacturer or out-of-state shipper agreeing to the
12072 change and the approval of such change by the Department of
12073 Consumer Protection; or (B) the sending of a written notice by
12074 registered mail, return receipt requested, by the manufacturer or out-
12075 of-state shipper to the wholesaler, a copy of which notice has been sent
12076 simultaneously by registered mail, return receipt requested, to the
12077 Department of Consumer Protection. No such termination or
12078 diminishment shall become effective except for just and sufficient
12079 cause, provided such cause shall be set forth in such notice and the
12080 Department of Consumer Protection shall determine, after hearing,
12081 that just and sufficient cause exists. If an emergency occurs, caused by

12082 the wholesaler, prior to such hearing, which threatens the
12083 manufacturers' or out-of-state shippers' products or otherwise
12084 endangers the business of the manufacturer or out-of-state shipper and
12085 said emergency is established to the satisfaction of the Department of
12086 Consumer Protection, the department may temporarily suspend such
12087 wholesaler permit or take whatever reasonable action the department
12088 deems advisable to provide for such emergency and the department
12089 may continue such temporary action until its decision after a full
12090 hearing. The Department of Consumer Protection shall render its
12091 decision with reasonable promptness following such hearing.
12092 Notwithstanding the aforesaid, a manufacturer or out-of-state shipper
12093 may appoint one or more additional wholesalers as the distributor for
12094 an alcohol, spirits or wine product within such territory, provided
12095 such appointment shall not be effective until six months from the date
12096 such manufacturer or out-of-state shipper sets forth such intention in
12097 written notice to the existing wholesaler by registered mail, return
12098 receipt requested, with a copy of such notice simultaneously sent by
12099 registered mail, return receipt requested, to the Department of
12100 Consumer Protection. For just and sufficient cause, a manufacturer or
12101 out-of-state shipper may appoint one or more additional wholesalers
12102 as the distributor for a beer product within such territory provided
12103 such manufacturer or out-of-state shipper sets forth such intention and
12104 cause in written notice to the existing wholesaler by registered mail,
12105 return receipt requested, with a copy of such notice simultaneously
12106 sent by registered mail, return receipt requested, to the Department of
12107 Consumer Protection. For the purposes of this section, "just and
12108 sufficient cause" means the existence of circumstances which, in the
12109 opinion of a reasonable person considering all of the equities of both
12110 the wholesaler and the manufacturer or out-of-state shipper warrants a
12111 termination or a diminishment of a distributorship as the case may be.
12112 For the purposes of this section, "manufacturer or out-of-state shipper"
12113 means the manufacturer or out-of-state shipper who originally granted
12114 a distributorship of any alcohol, beer, spirits or wine product to a
12115 wholesaler, any successor to such manufacturer or out-of-state shipper,

12116 which successor has assumed the contractual relationship with such
12117 wholesaler by assignment or otherwise, or any other manufacturer or
12118 out-of-state shipper who acquires the right to ship such alcohol, beer,
12119 spirits or wine into the state.

12120 (3) Nothing contained herein shall be construed to interfere with the
12121 authority of the Department of Consumer Protection to retain or adopt
12122 reasonable regulations concerning the termination or diminishment of
12123 a distributorship held by a wholesaler for less than six months.

12124 (4) All hearings held hereunder shall be held in accordance with the
12125 provisions of chapter 54.

12126 (b) A wholesaler permit for beer shall be in all respects the same as a
12127 wholesaler permit, except that the scope of operations of the holder
12128 shall be limited to beer; but shall not prohibit the handling of
12129 nonalcoholic merchandise. The holder of a wholesaler permit for beer
12130 may apply for and shall thereupon receive an out-of-state shipper's
12131 permit for direct importation from abroad of beer manufactured
12132 outside the United States. The annual fee for a wholesaler permit for
12133 beer shall be **[**eight hundred**]** <u>one thousand</u> dollars.

12134 Sec. 329. Section 30-17b of the general statutes is repealed and the
12135 following is substituted in lieu thereof (*Effective October 1, 2009*):

12136 (a) No person shall be employed by any wholesaler of alcoholic
12137 liquor to sell or offer for sale alcoholic liquor to any retailer of alcoholic
12138 liquor unless such person holds a wholesaler's salesman certificate or
12139 files an application for such certificate not later than ten days after the
12140 date of his initial employment. Any person desiring a wholesaler's
12141 salesman certificate or renewal thereof, shall file a sworn application
12142 for such certificate upon forms to be furnished by the Department of
12143 Consumer Protection, showing his name, address and such other
12144 information as the department may require. An application for an
12145 initial certificate shall be accompanied by a nonrefundable fee in the
12146 amount of **[**twenty-five**]** <u>fifty</u> dollars. Upon approval of such

12147 application, the department shall issue a certificate which shall be
12148 renewed only upon change of employment. If a certified wholesaler's
12149 salesman changes employment, a renewal application shall be filed not
12150 later than ten days after the date such new employment commences
12151 and shall be accompanied by a nonrefundable fee in the amount of
12152 **[**twenty-five**]** fifty dollars.

12153 (b) The department shall not issue a wholesaler's salesman
12154 certificate to any person who is, by statute or regulation, declared to be
12155 an unsuitable person to hold a permit to sell alcoholic liquor.

12156 (c) The Department of Consumer Protection may, in its discretion,
12157 refuse a certificate to a wholesaler's salesman if it has reasonable
12158 ground to believe: (1) That the applicant appears to be financially
12159 irresponsible; (2) that the applicant is in the habit of using alcoholic
12160 beverages to excess; (3) that the applicant has wilfully made any false
12161 statement to the department in a material matter; or (4) that the
12162 applicant has been convicted of violating any of the liquor laws of this
12163 or any other state or the liquor laws of the United States or has been
12164 convicted of a felony as such term is defined in section 53a-25 or has
12165 such a criminal record that the department reasonably believes he is
12166 not a suitable person to hold a certificate, provided no refusal shall be
12167 rendered under this subdivision except in accordance with the
12168 provisions of sections 46a-80 and 46a-81.

12169 (d) The Department of Consumer Protection may, of its own
12170 motion, revoke or suspend a wholesaler's salesman certificate upon
12171 cause found after hearing, provided ten days' written notice of such
12172 hearing has been given to the holder of the certificate setting forth,
12173 with the particulars required in civil pleadings, the charges upon
12174 which such proposed revocation or suspension is predicated and
12175 provided no certificate shall be suspended or revoked for any violation
12176 of this chapter of which the holder of the certificate was finally found
12177 not guilty by, or received dismissal in, a court having jurisdiction
12178 thereof, and no disciplinary action shall be taken thereafter by said

12179 department against the holder of the certificate, and provided the
12180 department shall not initiate hearing proceedings pursuant to this
12181 section based upon any arrest which has not resulted in a conviction.
12182 Any appeal from such order of revocation or suspension shall be taken
12183 in accordance with the provisions of section 4-183.

12184 (e) Any person who applies for a wholesaler's salesman certificate or
12185 for the renewal of such certificate, whose application is refused or any
12186 person who holds a certificate which is revoked or suspended by the
12187 Department of Consumer Protection may appeal therefrom in the
12188 same manner as provided in section 30-60.

12189 Sec. 330. Section 30-18 of the general statutes is repealed and the
12190 following is substituted in lieu thereof (*Effective October 1, 2009*):

12191 (a) An out-of-state shipper's permit for alcoholic liquor other than
12192 beer shall allow the sale of such alcoholic liquor to manufacturer and
12193 wholesaler permittees in this state as permitted by law and, as to any
12194 out-of-state shipper operating a farm winery who produces not more
12195 than one hundred thousand gallons of wine per year, the sale and
12196 shipment by the holder thereof to a retailer of wine manufactured by
12197 such permittee on the permitted premises in the original sealed
12198 containers of not more than fifteen gallons per container. The permit
12199 premises of an out-of-state shipper's permit for alcoholic liquor may be
12200 located within this state or outside this state. The annual fee for an out-
12201 of-state shipper's permit for alcoholic liquor other than beer shall be
12202 **[**forty-five**]** <u>ninety</u> dollars for a Connecticut manufacturer or
12203 wholesaler holding such a permit and shall be one thousand <u>two</u>
12204 <u>hundred fifty</u> dollars for any other person holding such a permit. For
12205 purposes of this subsection, "farm winery" means any place or
12206 premises, located on a farm in which wine is manufactured and sold
12207 provided not less than twenty-five per cent of the fruit used in the
12208 manufacture of such wine is produced on such farm.

12209 (b) Subject to the provisions of this subsection, an out-of-state
12210 shipper's permit for alcoholic liquor other than beer shall allow the sale

12211 and delivery or shipment of wine manufactured by the permittee on
12212 the permitted premises directly to a consumer in this state. Such
12213 permittee, when selling and shipping wine directly to a consumer in
12214 this state, shall: (1) Ensure that the shipping labels on all containers of
12215 wine shipped directly to a consumer in this state conspicuously state
12216 the following: "CONTAINS ALCOHOL—SIGNATURE OF A PERSON
12217 AGE 21 OR OLDER REQUIRED FOR DELIVERY"; (2) obtain the
12218 signature of a person age twenty-one or older at the address prior to
12219 delivery, after requiring the signer to demonstrate that he or she is age
12220 twenty-one or older by providing a valid motor vehicle operator's
12221 license or a valid identity card described in section 1-1h; (3) not ship
12222 more than five gallons of wine in any two-month period to any person
12223 in this state and not ship any wine until such permittee is registered,
12224 with respect to the permittee's sales of wine to consumers in this state,
12225 for purposes of the taxes imposed under chapters 219 and 220, with the
12226 Department of Revenue Services; (4) pay, to the Department of
12227 Revenue Services, all sales taxes and alcoholic beverage taxes due
12228 under chapters 219 and 220 on sales of wine to consumers in this state,
12229 and file, with said department, all sales tax returns and alcoholic
12230 beverage tax returns relating to such sales, with the amount of such
12231 taxes to be calculated as if the sale were in this state at the location
12232 where delivery is made; (5) report to the Department of Consumer
12233 Protection a separate and complete record of all sales and shipments to
12234 consumers in the state, on a ledger sheet or similar form which readily
12235 presents a chronological account of such permittee's dealings with
12236 each such consumer; (6) permit the Department of Consumer
12237 Protection and Department of Revenue Services, separately or jointly,
12238 to perform an audit of the permittee's records upon request; (7) not
12239 ship to any address in the state where the sale of alcoholic liquor is
12240 prohibited by local option pursuant to section 30-9; (8) hold an in-state
12241 transporter's permit pursuant to section 30-19f or make any such
12242 shipment through the use of a person who holds such an in-state
12243 transporter's permit; and (9) execute a written consent to the
12244 jurisdiction of this state, its agencies and instrumentalities and the

12245 courts of this state concerning the enforcement of this section and any
12246 related laws, rules, or regulations, including, but not limited to, tax
12247 laws, rules or regulations.

12248 (c) The Department of Consumer Protection, in consultation with
12249 the Department of Revenue Services, may adopt regulations, in
12250 accordance with the provisions of chapter 54, to assure compliance
12251 with the provisions of subsection (b) of this section.

12252 (d) A holder of an out-of-state shipper's permit for alcoholic liquor
12253 other than beer, when advertising or offering wine for direct shipment
12254 to a consumer in this state via the Internet or any other on-line
12255 computer network, shall clearly and conspicuously state such liquor
12256 permit number in its advertising.

12257 (e) (1) For purposes of chapter 219, the holder of an out-of-state
12258 shipper's permit for alcoholic liquor other than beer, when shipping
12259 wine directly to a consumer in this state, shall be deemed to be a
12260 retailer engaged in business in this state, as defined in chapter 219, and
12261 shall be required to be issued a seller's permit pursuant to chapter 219.

12262 (2) For purposes of chapter 220, the holder of an out-of-state
12263 shipper's permit for alcoholic liquor other than beer, when shipping
12264 wine directly to a consumer in this state, shall be deemed to be a
12265 distributor as defined in chapter 220 and shall be required to be
12266 licensed pursuant to chapter 220.

12267 (f) As used in this section, "out-of-state" means any state other than
12268 Connecticut, any territory or possession of the United States, the
12269 District of Columbia or the Commonwealth of Puerto Rico, but does
12270 not include any foreign country.

12271 Sec. 331. Section 30-18a of the general statutes, as amended by
12272 section 2 of public act 09-47, is repealed and the following is
12273 substituted in lieu thereof (*Effective October 1, 2009*):

12274 (a) An out-of-state winery shipper's permit for wine shall allow the

12275 sale of wine to manufacturer and wholesaler permittees in this state as
12276 permitted by law and for those shippers that produce not more than
12277 one hundred thousand gallons of wine per year, the sale and shipment
12278 by the holder thereof to a retailer of wine manufactured by such
12279 permittee in the original sealed containers of not more than fifteen
12280 gallons per container. For purposes of this section, "wine" shall include
12281 cider not exceeding six per cent alcohol by volume and apple wine not
12282 exceeding fifteen per cent alcohol by volume.

12283 (b) Subject to the provisions of this subsection, an out-of-state
12284 winery shipper's permit for wine shall allow the sale and delivery or
12285 shipment of wine manufactured by the permittee directly to a
12286 consumer in this state. Such permittee, when selling and shipping
12287 wine directly to a consumer in this state, shall: (1) Ensure that the
12288 shipping labels on all containers of wine shipped directly to a
12289 consumer in this state conspicuously state the following: "CONTAINS
12290 ALCOHOL—SIGNATURE OF A PERSON AGE 21 OR OLDER
12291 REQUIRED FOR DELIVERY"; (2) obtain the signature of a person age
12292 twenty-one or older at the address prior to delivery, after requiring the
12293 signer to demonstrate that he or she is age twenty-one or older by
12294 providing a valid motor vehicle operator's license or a valid identity
12295 card described in section 1-1h; (3) not ship more than five gallons of
12296 wine in any two-month period to any person in this state and not ship
12297 any wine until such permittee is registered, with respect to the
12298 permittee's sales of wine to consumers in this state, for purposes of the
12299 taxes imposed under chapters 219 and 220, with the Department of
12300 Revenue Services; (4) pay, to the Department of Revenue Services, all
12301 sales taxes and alcoholic beverage taxes due under chapters 219 and
12302 220 on sales of wine to consumers in this state, and file, with said
12303 department, all sales tax returns and alcoholic beverage tax returns
12304 relating to such sales, with the amount of such taxes to be calculated as
12305 if the sale were in this state at the location where delivery is made; (5)
12306 report to the Department of Consumer Protection a separate and
12307 complete record of all sales and shipments to consumers in the state,
12308 on a ledger sheet or similar form which readily presents a

12309 chronological account of such permittee's dealings with each such
12310 consumer; (6) permit the Department of Consumer Protection and
12311 Department of Revenue Services, separately or jointly, to perform an
12312 audit of the permittee's records upon request; (7) not ship to any
12313 address in the state where the sale of alcoholic liquor is prohibited by
12314 local option pursuant to section 30-9; (8) hold an in-state transporter's
12315 permit pursuant to section 30-19f or make any such shipment through
12316 the use of a person who holds such an in-state transporter's permit;
12317 and (9) execute a written consent to the jurisdiction of this state, its
12318 agencies and instrumentalities and the courts of this state concerning
12319 the enforcement of this section and any related laws, rules, or
12320 regulations, including tax laws, rules or regulations.

12321 (c) The Department of Consumer Protection, in consultation with
12322 the Department of Revenue Services, may adopt regulations in
12323 accordance with the provisions of chapter 54 to assure compliance
12324 with the provisions of subsection (b) of this section.

12325 (d) A holder of an out-of-state winery shipper's permit for wine,
12326 when advertising or offering wine for direct shipment to a consumer in
12327 this state via the Internet or any other on-line computer network, shall
12328 clearly and conspicuously state such liquor permit number in its
12329 advertising.

12330 (e) (1) For purposes of chapter 219, the holder of an out-of-state
12331 winery shipper's permit for wine, when shipping wine directly to a
12332 consumer in this state, shall be deemed to be a retailer engaged in
12333 business in this state as defined in chapter 219 and shall be required to
12334 be issued a seller's permit pursuant to chapter 219.

12335 (2) For purposes of chapter 220, the holder of an out-of-state winery
12336 shipper's permit for wine, when shipping wine directly to a consumer
12337 in this state, shall be deemed to be a distributor as defined in chapter
12338 220 and shall be required to be licensed pursuant to chapter 220.

12339 (f) Any person who applies for an out-of-state winery shipper's

12340 permit for wine or for the renewal of such permit shall furnish an
12341 affidavit to the Department of Consumer Protection, in such form as
12342 may be prescribed by the department, affirming whether the out-of-
12343 state winery that is the subject of such permit produced more than one
12344 hundred thousand gallons of wine during the most recently completed
12345 calendar year.

12346 (g) The annual fee for an out-of-state winery shipper's permit for
12347 wine shall be **[**two hundred fifty**]** <u>three hundred fifteen</u> dollars.

12348 (h) As used in this section, "out-of-state" means any state other than
12349 Connecticut, any territory or possession of the United States, the
12350 District of Columbia or the Commonwealth of Puerto Rico, but does
12351 not include any foreign country.

12352 Sec. 332. Section 30-19 of the general statutes is repealed and the
12353 following is substituted in lieu thereof (*Effective October 1, 2009*):

12354 An out-of-state shipper's permit for beer shall allow the sale of beer
12355 to manufacturer and wholesaler permittees in this state as permitted
12356 by law. The permit premises of an out-of-state shipper's permit for
12357 beer may be located within this state or outside this state. The annual
12358 fee for an out-of-state shipper's permit for beer shall be **[**forty-five**]**
12359 <u>ninety</u> dollars for a Connecticut manufacturer or wholesaler holding
12360 such a permit and shall be one thousand <u>two hundred fifty</u> dollars for
12361 any other person holding such a permit.

12362 Sec. 333. Section 30-19f of the general statutes is repealed and the
12363 following is substituted in lieu thereof (*Effective October 1, 2009*):

12364 (a) An in-state transporter's permit for alcoholic liquor shall allow
12365 the commercial transportation of any alcoholic liquor as permitted by
12366 law. The annual fee for an in-state transporter's liquor permit shall be
12367 one thousand <u>two hundred fifty</u> dollars.

12368 (b) No person, corporation, trust, partnership, incorporated or
12369 unincorporated association, and any other legal entity except: (1) The

12370 holder of an out-of-state shipper's permit issued pursuant to section
12371 30-18 or 30-19; (2) the holder of a manufacturer's permit issued
12372 pursuant to section 30-16 other than the holder of a manufacturer's
12373 permit for a farm winery; and (3) the holder of a wholesaler's permit
12374 issued pursuant to section 30-17 shall transport any alcoholic
12375 beverages imported into this state unless such person holds an in-state
12376 transporter's permit and the tax imposed on such alcoholic liquor by
12377 section 12-435 has been paid and, if applicable, the tax imposed on the
12378 sale of such alcoholic liquor pursuant to chapter 219 has been paid.

12379 (c) An in-state transporter, when shipping or delivering wine
12380 directly to a consumer in this state, shall: (1) Ensure that the shipping
12381 labels on all containers of wine shipped directly to a consumer in this
12382 state conspicuously state the following: "CONTAINS ALCOHOL—
12383 SIGNATURE OF A PERSON AGE 21 OR OLDER REQUIRED FOR
12384 DELIVERY"; (2) obtain the signature of a person age twenty-one or
12385 older at the address prior to delivery, after requiring the signer to
12386 demonstrate that he or she is age twenty-one or older by providing a
12387 valid motor vehicle operator's license or a valid identity card described
12388 in section 1-1h; and (3) not ship to any address in the state where the
12389 sale of alcoholic liquor is prohibited by local option pursuant to section
12390 30-9.

12391 (d) Any person convicted of violating subsections (a), (b) and (c) of
12392 this section shall be fined not more than two thousand dollars for each
12393 offense.

12394 Sec. 334. Section 30-20 of the general statutes is repealed and the
12395 following is substituted in lieu thereof (*Effective October 1, 2009*):

12396 (a) A package store permit shall allow the retail sale of alcoholic
12397 liquor not to be consumed on the premises, such sales to be made only
12398 in sealed bottles or other containers. The holder of a package store
12399 permit may, in accordance with regulations adopted by the
12400 Department of Consumer Protection pursuant to the provisions of
12401 chapter 54, offer free samples of alcoholic liquor for tasting on the

12402 premises, conduct demonstrations and conduct tastings or
12403 demonstrations provided by a permittee or backer of a package store
12404 for a nominal charge to charitable nonprofit organizations. Any
12405 offering, tasting or demonstration held on permit premises shall be
12406 conducted only during the hours a package store is permitted to sell
12407 alcoholic liquor under section 30-91. No store operating under a
12408 package store permit shall sell any commodity other than alcoholic
12409 liquor except that, notwithstanding any other provision of law, such
12410 store may sell (1) cigarettes, (2) publications, (3) bar utensils, which
12411 shall include, but need not be limited to, corkscrews, beverage
12412 strainers, stirrers or other similar items used to consume or related to
12413 the consumption of alcoholic liquor, (4) gift packages of alcoholic
12414 liquor shipped into the state by a manufacturer or out-of-state shipper,
12415 which may include a nonalcoholic item in the gift package that may be
12416 any item, except food or tobacco products, provided the dollar value of
12417 the nonalcoholic items does not exceed the dollar value of the alcoholic
12418 items of the package, (5) nonalcoholic beverages, (6) concentrates used
12419 in the preparation of mixed alcoholic beverages, (7) beer and wine-
12420 making kits and products related to beer and wine-making kits, (8) ice
12421 in any form, (9) articles of clothing imprinted with advertising related
12422 to the alcoholic liquor industry, (10) gift baskets or other containers of
12423 alcoholic liquor, (11) multiple packages of alcoholic liquors, as defined
12424 in subdivision (3) of section 30-1, provided in all such cases the
12425 minimum retail selling price for such alcoholic liquor shall apply, and
12426 (12) lottery tickets authorized by the Division of Special Revenue, if
12427 licensed as an agent to sell such tickets by said division. A package
12428 store permit shall also allow the taking and transmitting of orders for
12429 delivery of such merchandise in other states. Notwithstanding any
12430 other provision of law, a package store permit shall allow the
12431 participation in any lottery ticket promotion or giveaway sponsored by
12432 the Division of Special Revenue. The annual fee for a package store
12433 permit shall be **[**four**]** <u>five</u> hundred dollars plus the sum required by
12434 section 30-66.

12435 (b) A grocery store beer permit may be granted to any grocery store

12436 and shall allow the retail sale of beer in standard size containers not to
12437 be consumed on the premises. A holder of a grocery store beer permit
12438 shall post in a prominent location adjacent to the beer display, the
12439 retail price for each brand of beer and said retail price shall include all
12440 applicable federal and state taxes including the applicable state sales
12441 taxes. The annual fee for a grocery store beer permit shall be **[**eighty**]**
12442 one hundred sixty dollars plus the sum required by section 30-66.

12443 (c) "Grocery store" means any store commonly known as a
12444 supermarket, food store, grocery store or delicatessen, primarily
12445 engaged in the retail sale of all sorts of canned goods and dry goods
12446 such as tea, coffee, spices, sugar and flour, either packaged or in bulk,
12447 with or without fresh fruits and vegetables, and with or without fresh,
12448 smoked and prepared meats, fish and poultry, except that no store
12449 primarily engaged in the retail sale of seafood, fruits and vegetables,
12450 candy, nuts and confectioneries, dairy products, bakery products or
12451 eggs and poultry shall be included in the definition of "grocery store".

12452 Sec. 335. Section 30-20a of the general statutes is repealed and the
12453 following is substituted in lieu thereof (*Effective October 1, 2009*):

12454 (a) (1) A university permit for beer shall allow the retail sale of beer
12455 on land and in a building which is subject to the care, custody and
12456 control of an institution offering a program of higher learning as
12457 defined by section 10a-34 which has been accredited by the Board of
12458 Governors of Higher Education or otherwise is authorized to award a
12459 degree pursuant to section 10a-34. Such beverages shall be available
12460 for consumption on the premises by students, faculty and staff of the
12461 institution or their guests. Such permits shall be under the supervision
12462 and control of the Department of Consumer Protection. The annual fee
12463 for a university permit for beer shall be **[**two hundred forty**]** three
12464 hundred dollars.

12465 (2) A university permit for wine and beer shall allow the retail sale
12466 of wine and beer on land and in a building which is subject to the care,
12467 custody and control of an institution offering a program of higher

12468 learning as defined by section 10a-34 which has been accredited by the
12469 Board of Governors of Higher Education or otherwise is authorized to
12470 award a degree pursuant to section 10a-34. Such beverages shall be
12471 available for consumption on the premises by students, faculty and
12472 staff of the institution or their guests. Such permits shall be under the
12473 supervision and control of the Department of Consumer Protection.
12474 The annual fee for a university permit for beer and wine shall be **[**five
12475 hundred sixty**]** seven hundred dollars.

12476 (b) A university liquor permit shall allow the retail sale of alcoholic
12477 liquor: (1) In a room that is subject to the care, custody and control of
12478 The University of Connecticut Board of Trustees, or (2) on land or in a
12479 building situated on or abutting a golf course which is subject to the
12480 care, custody and control of an institution offering a program of higher
12481 learning, as defined in section 10a-34, which has been accredited by the
12482 Board of Governors of Higher Education or otherwise is authorized to
12483 award a degree pursuant to section 10a-34. Such permits shall be
12484 under the supervision and control of the Department of Consumer
12485 Protection. The annual fee for a university liquor permit shall be **[**two
12486 hundred forty**]** three hundred dollars.

12487 Sec. 336. Section 30-21 of the general statutes is repealed and the
12488 following is substituted in lieu thereof (*Effective October 1, 2009*):

12489 (a) A hotel permit shall allow the retail sale of alcoholic liquor to be
12490 consumed on the premises of a hotel. The annual fee for a hotel permit
12491 shall be as follows: (1) In towns having a population according to the
12492 last-preceding United States census of not more than ten thousand, one
12493 thousand **[**two hundred**]** four hundred fifty dollars, (2) in towns
12494 having a population of more than ten thousand but not more than fifty
12495 thousand, one thousand **[**six hundred**]** eight hundred fifty dollars, and
12496 (3) in towns having a population of more than fifty thousand, two
12497 thousand **[**four hundred**]** six hundred fifty dollars.

12498 (b) A hotel permit for beer shall allow the retail sale of beer and of
12499 cider not exceeding six per cent of alcohol by volume to be consumed

12500 on the premises of a hotel. The annual fee for a hotel permit for beer
12501 shall be [two hundred forty] three hundred dollars.

12502 (c) (1) A patron of a dining room, restaurant or other dining facility
12503 in a hotel may remove one unsealed bottle of wine for off-premises
12504 consumption provided the patron has purchased a full course meal
12505 and consumed a portion of the bottle of wine with such meal on the
12506 hotel premises. For purposes of this section, "full course meal" means a
12507 diversified selection of food which ordinarily cannot be consumed
12508 without the use of tableware and which cannot be conveniently
12509 consumed while standing or walking.

12510 (2) A partially consumed bottle of wine that is to be removed from
12511 the dining facility premises within the hotel pursuant to this
12512 subsection shall be securely sealed and placed in a bag by the
12513 permittee or permittee's agent or employee prior to removal from such
12514 premises.

12515 (d) "Hotel" means every building or other structure kept, used,
12516 maintained, advertised or held out to the public to be a place where
12517 food is served at all times when alcoholic liquor is served and where
12518 sleeping accommodations are offered for pay to transient guests,
12519 where, in towns having a population according to the last-preceding
12520 United States census of forty thousand or less, not less than five rooms
12521 are used for the sleeping accommodations of transient guests and food
12522 is served at least five days a week, and where, in towns having a
12523 population according to the last-preceding United States census of
12524 over forty thousand, ten or more rooms are used for the sleeping
12525 accommodations of transient guests and food is served at least seven
12526 days a week and, in any case, having one or more dining rooms where
12527 meals are served to transient guests, such sleeping accommodations
12528 and dining rooms being conducted in the same building or buildings
12529 in connection therewith, and such building or buildings, structure or
12530 structures being provided, in the judgment of the department, with
12531 adequate and sanitary kitchen and dining room equipment and

12532 capacity, and having employed therein such number and kinds of
12533 servants and employees as the department may, by regulation,
12534 prescribe for preparing, cooking and serving suitable food for its
12535 guests. Golf facilities and swimming pools within the confines of the
12536 entire property owned by and under the control of the permittee or
12537 backer shall also be considered part of the hotel premises.

12538 Sec. 337. Section 30-21b of the general statutes is repealed and the
12539 following is substituted in lieu thereof (*Effective October 1, 2009*):

12540 (a) A resort permit shall allow the retail sale of alcoholic liquor to be
12541 consumed on the premises of a resort. The annual fee for a resort
12542 permit shall be one thousand **[**two**]** <u>four</u> hundred <u>fifty</u> dollars.

12543 (b) "Resort" means those premises upon which a hotel with other
12544 facilities, such as, but not limited to, a golf course, tennis courts, ski
12545 slopes or trails, riding stables or swimming facilities, is operated on a
12546 seasonal basis.

12547 Sec. 338. Section 30-22 of the general statutes is repealed and the
12548 following is substituted in lieu thereof (*Effective October 1, 2009*):

12549 (a) A restaurant permit shall allow the retail sale of alcoholic liquor
12550 to be consumed on the premises of a restaurant. A restaurant patron
12551 shall be allowed to remove one unsealed bottle of wine for off-
12552 premises consumption provided the patron has purchased such bottle
12553 of wine at such restaurant and has purchased a full course meal at
12554 such restaurant and consumed a portion of the bottle of wine with
12555 such meal on such restaurant premises. For the purposes of this
12556 section, "full course meal" means a diversified selection of food which
12557 ordinarily cannot be consumed without the use of tableware and
12558 which cannot be conveniently consumed while standing or walking. A
12559 restaurant permit, with prior approval of the Department of Consumer
12560 Protection, shall allow alcoholic liquor to be served at tables in outside
12561 areas which are screened or not screened from public view where
12562 permitted by fire, zoning and health regulations. If not required by

12563 fire, zoning or health regulations, a fence or wall enclosing such
12564 outside areas shall not be required by the Department of Consumer
12565 Protection. No fence or wall used to enclose such outside areas shall be
12566 less than thirty inches high. The annual fee for a restaurant permit
12567 shall be one thousand **[**two hundred**]** four hundred fifty dollars.

12568 (b) A restaurant permit for beer shall allow the retail sale of beer
12569 and of cider not exceeding six per cent of alcohol by volume to be
12570 consumed on the premises of a restaurant. The annual fee for a
12571 restaurant permit for beer shall be **[**two hundred forty**]** three hundred
12572 dollars.

12573 (c) A restaurant permit for wine and beer shall allow the retail sale
12574 of wine and beer and of cider not exceeding six per cent of alcohol by
12575 volume to be consumed on the premises of the restaurant. A restaurant
12576 patron may remove one unsealed bottle of wine for off-premises
12577 consumption provided the patron has purchased a full course meal
12578 and consumed a portion of the bottle of wine with such meal on the
12579 restaurant premises. The annual fee for a restaurant permit for wine
12580 and beer shall be **[**five hundred sixty**]** seven hundred dollars.

12581 (d) Repealed by P.A. 77-112, S. 1.

12582 (e) A partially consumed bottle of wine that is to be removed from
12583 the premises pursuant to subsection (a) or (c) of this section shall be
12584 securely sealed and placed in a bag by the permittee or permittee's
12585 agent or employee prior to removal from the premises.

12586 (f) "Restaurant" means space, in a suitable and permanent building,
12587 kept, used, maintained, advertised and held out to the public to be a
12588 place where hot meals are regularly served, but which has no sleeping
12589 accommodations for the public and which shall be provided with an
12590 adequate and sanitary kitchen and dining room and employs at all
12591 times an adequate number of employees.

12592 Sec. 339. Section 30-22a of the general statutes is repealed and the

12593 following is substituted in lieu thereof (*Effective October 1, 2009*):

12594 (a) A cafe permit shall allow the retail sale of alcoholic liquor to be
12595 consumed on the premises of a cafe. Premises operated under a cafe
12596 permit shall regularly keep food available for sale to its customers for
12597 consumption on the premises. The availability of sandwiches, soups or
12598 other foods, whether fresh, processed, precooked or frozen, shall be
12599 deemed compliance with this requirement. The licensed premises shall
12600 at all times comply with all the regulations of the local department of
12601 health. Nothing herein shall be construed to require that any food be
12602 sold or purchased with any liquor, nor shall any rule, regulation or
12603 standard be promulgated or enforced requiring that the sale of food be
12604 substantial or that the receipts of the business other than from the sale
12605 of liquor equal any set percentage of total receipts from sales made
12606 therein. A cafe permit shall allow, with the prior approval of the
12607 Department of Consumer Protection, alcoholic liquor to be served at
12608 tables in outside areas that are screened or not screened from public
12609 view where permitted by fire, zoning and health regulations. If not
12610 required by fire, zoning or health regulations, a fence or wall enclosing
12611 such outside areas shall not be required by the Department of
12612 Consumer Protection. No fence or wall used to enclose such outside
12613 areas shall be less than thirty inches high. The annual fee for a cafe
12614 permit shall be **[**one thousand seven hundred fifty**]** <u>two thousand</u>
12615 dollars.

12616 (b)(1) A cafe patron may remove one unsealed bottle of wine for off-
12617 premises consumption provided the patron has purchased a full
12618 course meal and consumed a portion of the wine with such meal on
12619 the cafe premises. For purposes of this section, "full course meal"
12620 means a diversified selection of food which ordinarily cannot be
12621 consumed without the use of tableware and which cannot be
12622 conveniently consumed while standing or walking.

12623 (2) A partially consumed bottle of wine that is to be removed from
12624 the premises pursuant to this subsection shall be securely sealed and

12625 placed in a bag by the permittee or the permittee's agent or employee
12626 prior to removal from the premises.

12627 (c) As used in this section, "cafe" means space in a suitable and
12628 permanent building, kept, used, maintained, advertised and held out
12629 to the public to be a place where alcoholic liquor and food is served for
12630 sale at retail for consumption on the premises but which does not
12631 necessarily serve hot meals; it shall have no sleeping accommodations
12632 for the public and need not necessarily have a kitchen or dining room
12633 but shall have employed therein at all times an adequate number of
12634 employees.

12635 Sec. 340. Section 30-22b of the general statutes is repealed and the
12636 following is substituted in lieu thereof (*Effective October 1, 2009*):

12637 (a) A restaurant permit for a catering establishment shall allow a
12638 catering establishment to serve alcoholic liquor at a function, occasion
12639 or event on the premises of a catering establishment; provided (1) that
12640 alcoholic liquor shall be sold only to persons invited to and attending
12641 such a function, occasion or event and (2) that alcoholic liquor shall be
12642 sold only during the specific hours such function, occasion or event is
12643 scheduled on the premises. The permittee shall comply with the
12644 regulations of the local department of health. The department may
12645 waive the requirements of subdivisions (1) and (2) of this subsection
12646 for not more than four functions, occasions or events of a catering
12647 establishment annually, provided such establishment makes written
12648 application to the department at least ten days prior to the scheduled
12649 date of the function, occasion or event for which a waiver is sought.
12650 The annual fee for a restaurant permit for a catering establishment
12651 shall be one thousand **[**two hundred**]** <u>four hundred fifty</u> dollars.

12652 (b) Nothing in this section shall be construed to require that any
12653 catering establishment operated under a restaurant permit for a
12654 catering establishment be open for business to the public at any time
12655 other than when a particular function, occasion or event is scheduled
12656 on such premises.

12657 (c) No organization eligible for a club or nonprofit club permit, or
12658 other entity established primarily to serve its members shall be eligible
12659 for a restaurant permit for a catering establishment.

12660 (d) "Catering establishment" means any premises that (1) has an
12661 adequate, suitable and sanitary kitchen, dining room and facilities to
12662 provide hot meals, (2) has no sleeping accommodations for the public,
12663 (3) is owned or operated by any person, firm, association, partnership
12664 or corporation that regularly furnishes for hire on such premises, one
12665 or more ballrooms, reception rooms, dining rooms, banquet halls or
12666 similar places of assemblage for a particular function, occasion or
12667 event or that furnishes provisions and services for consumption or use
12668 at such function, occasion or event, and (4) employs an adequate
12669 number of employees on such premises at the time of any such
12670 function, occasion or event.

12671 Sec. 341. Section 30-23 of the general statutes is repealed and the
12672 following is substituted in lieu thereof (*Effective October 1, 2009*):

12673 (a) A club permit shall allow the retail sale of alcoholic liquor to be
12674 consumed on the premises of a club but only by members or their
12675 guests. The annual fee for a club permit shall be **[**two hundred forty**]**
12676 <u>three hundred</u> dollars.

12677 (b) "Club" means an association of persons, whether incorporated or
12678 unincorporated, which has been in existence as a bona fide
12679 organization for at least three years prior to applying for a permit
12680 issued as provided by this chapter, or has been a bona fide national or
12681 international fraternal or social organization or affiliation thereof
12682 which has been in existence in this state for one year, for the promotion
12683 of some common object, not including associations organized for any
12684 commercial or business purpose the object of which is money profit,
12685 owning, hiring or leasing a building, or space in a building, or having
12686 substantial control of a building or space therein, of such extent and
12687 character as, in the judgment of the department, may be suitable and
12688 adequate for the reasonable and comfortable use and accommodation

12689 of its members and their guests; provided, as to such clubs as the
12690 department finds to be bona fide and which offer facilities and
12691 privileges in addition to the privileges of the club building, such as
12692 golf, tennis, bathing or beach facilities, hunting or riding, the three-
12693 year requirement shall not apply; and provided such club shall file
12694 with the department, upon request, within ten days of February first in
12695 each year, a list of the names and residences of its members, and shall
12696 similarly file, within ten days of the election of any additional member,
12697 his name and address, and provided its aggregate annual membership
12698 fees or dues and other income, exclusive of any proceeds of the sale of
12699 alcoholic liquor, shall be sufficient to defray the annual rental of its
12700 leased or rented premises, or, if such premises are owned by the club,
12701 shall be sufficient to meet the taxes, insurance and repairs and the
12702 interest on any mortgage thereof; and provided, further, its affairs and
12703 management shall be conducted by a board of directors, executive
12704 committee or similar body chosen by the members at their annual
12705 meeting, and no member or any officer, agent or employee of the club
12706 shall be paid or, directly or indirectly, shall receive in the form of
12707 salary or other compensation any profits from the disposition or sale of
12708 alcoholic liquor to the club or to the members of the club or its guests
12709 introduced by members, beyond the amount of such salary as may be
12710 fixed and voted at annual meetings by the members or by its directors
12711 or other governing body and as reported by the club to the
12712 department, within three months after such annual meeting, and as, in
12713 the judgment of the department, is reasonable and proper
12714 compensation for the services of such member, officer, agent or
12715 employee.

12716 (c) A nonprofit club permit shall allow the retail sale of alcoholic
12717 liquor to be consumed on the premises of a nonprofit club by members
12718 or their guests and by persons other than members or their guests,
12719 provided the total receipts of such club in any year, including receipts
12720 from the sale of alcoholic liquor, derived from making its facilities and
12721 services available to such persons in furtherance of such club's
12722 recreational or other nonprofit purpose shall not exceed fifteen per

12723 cent of such club's gross receipts for such year. "Nonprofit club" means
12724 a club that is exempt from federal income tax under Section 501(a) of
12725 the Internal Revenue Code and is described in Section 501(c) of the
12726 code. The annual fee for a nonprofit club permit shall be **[**six hundred
12727 fifty**]** eight hundred fifteen dollars.

12728 Sec. 342. Section 30-24a of the general statutes is repealed and the
12729 following is substituted in lieu thereof (*Effective October 1, 2009*):

12730 (a) A golf country club permit shall allow the retail sale of alcoholic
12731 liquor to be consumed on the premises of a golf country club but only
12732 by members and their guests. Notwithstanding section 30-23, in a no-
12733 permit town a golf country club permit shall allow the retail sale of
12734 alcoholic liquor to be consumed on the premises by members of a
12735 nonprofit service club located in such town at a function of such club
12736 held at such golf country club. The annual fee for a golf country club
12737 permit shall be **[**eight hundred**]** one thousand dollars.

12738 (b) A nonprofit service club as used in subsection (a) of this section
12739 shall include the Kiwanis Club, Rotary Club, Exchange Club, Lions
12740 Club, volunteer fire department association, police benevolent
12741 association and religious clubs located in the same no-permit town as
12742 the golf country club.

12743 (c) "Golf country club" means (1) an association of persons, whether
12744 incorporated or unincorporated, that has been in existence as a bona
12745 fide organization for at least one year prior to applying for a permit
12746 issued as provided by this chapter, or that at the time of applying for
12747 the permit is in existence as a bona fide organization and has not less
12748 than twenty members who have paid annual membership fees or dues
12749 and have signed affidavits of their intention to remain members of the
12750 association for not less than one year after that time, not including
12751 associations organized for any commercial or business purpose the
12752 object of which is money profit, which maintains a golf course of not
12753 less than eighteen holes and a course length of at least fifty-five
12754 hundred yards and a club house with facilities that include locker

12755 rooms, a dining room and a lounge; provided the club shall file with
12756 the department, upon request, within ten days of February first in each
12757 year, a list of the names and residences of its members, and shall
12758 similarly file, within ten days of the election of any additional member,
12759 his name and address, and provided its aggregate annual membership
12760 fees or dues and other income, exclusive of any proceeds of the sale of
12761 alcoholic liquor, shall be sufficient to defray the annual rental of its
12762 leased or rented premises, or, if the premises are owned by the club,
12763 shall be sufficient to meet the taxes, insurance and repairs and the
12764 interest on any mortgage thereof; and provided, further, its affairs and
12765 management shall be conducted by a board of directors, executive
12766 committee or similar body chosen by the members at their annual
12767 meeting, and no member or any officer, agent or employee of the club
12768 shall be paid or, directly or indirectly, shall receive in the form of
12769 salary or other compensation any profits from the disposition or sale of
12770 alcoholic liquor to the club or to the members of the club or its guests
12771 introduced by members, beyond the amount of such salary as may be
12772 fixed and voted at annual meetings by the members or by its directors
12773 or other governing body and as reported by the club to the
12774 department, within three months after the annual meeting, and as is, in
12775 the judgment of the department, reasonable and proper compensation
12776 for the services of such member, officer, agent or employee; or (2) an
12777 association of persons, whether incorporated or unincorporated, which
12778 has been in existence as a bona fide organization for at least one year
12779 prior to applying for a permit issued as provided by this chapter, or
12780 which at the time of applying for the permit is in existence as a bona
12781 fide organization and has not less than twenty members who have
12782 paid annual membership fees or dues and is directly or indirectly
12783 wholly owned by a corporation which is and continues to be nonprofit
12784 and to which the Internal Revenue Service has issued a ruling
12785 classifying it as an exempt organization under Section 501(c) of the
12786 Internal Revenue Code of 1986, or any subsequent corresponding
12787 internal revenue code of the United States as from time to time
12788 amended, which maintains a golf course of not less than eighteen holes

12789 and a course length of at least fifty-five hundred yards and a club
12790 house with facilities which include locker rooms, a dining room and a
12791 lounge; provided the club shall file with the department, upon request,
12792 within ten days of February first in each year, a list of the names and
12793 residences of its members, and shall similarly file, within ten days of
12794 the admission of any additional member, his name and address. The
12795 nonprofit corporation shall demonstrate to the commission an ability
12796 to pay any operating deficit of the golf country club, exclusive of any
12797 proceeds of the sale of alcoholic liquor; and provided, further, the
12798 affairs and the management of the nonprofit corporation are
12799 conducted by a board of directors, executive committee or similar
12800 body at least forty per cent of the members of which are chosen by the
12801 members of the nonprofit corporation at their annual meeting and the
12802 balance of the members of the board of directors are professionals
12803 chosen for their knowledge of the business of the nonprofit
12804 corporation, and all moneys earned by the golf country club shall be
12805 used to defray its expenses of operation or for charitable purposes, and
12806 any balance shall be directly or indirectly remitted to the nonprofit
12807 corporation.

12808 Sec. 343. Section 30-25 of the general statutes is repealed and the
12809 following is substituted in lieu thereof (*Effective October 1, 2009*):

12810 (a) A special club permit shall allow the sale of alcoholic liquor by
12811 the drink at retail to be consumed at the grounds of an outdoor picnic
12812 conducted by a club or golf country club. Such permits shall be issued
12813 only to holders of club or golf country club permits and shall be issued
12814 on a daily basis subject to the hours of sale in section 30-91, and shall
12815 be the same as provided therein for clubs and golf country clubs. The
12816 exception that applies to railroad and boat permits in section 30-48
12817 shall apply to such a special club permit. No such club or golf country
12818 club shall be granted more than four such special club permits during
12819 any one calendar year.

12820 (b) The Department of Consumer Protection shall have full

12821 discretion in the issuance of such special club permits as to suitability
12822 of place and may make any regulations with respect thereto.

12823 (c) The fee for such a special club permit shall be **[**twenty-five**]** fifty
12824 dollars per day.

12825 Sec. 344. Section 30-26 of the general statutes is repealed and the
12826 following is substituted in lieu thereof (*Effective October 1, 2009*):

12827 A tavern permit shall allow the retail sale of beer and of cider not
12828 exceeding six per cent of alcohol by volume and wine to be consumed
12829 on the premises of a tavern with or without the sale of food. "Tavern"
12830 means a place where beer and wine are sold under a tavern permit.
12831 The annual fee for a tavern permit shall be **[**two hundred forty**]** three
12832 hundred dollars.

12833 Sec. 345. Section 30-28 of the general statutes is repealed and the
12834 following is substituted in lieu thereof (*Effective October 1, 2009*):

12835 A railroad permit may be granted to any corporation that operates a
12836 railway in this state or that operates club, parlor, dining, buffet or
12837 lounge cars upon the lines of any such railway in this state. Such
12838 permit shall allow the sale and public consumption of alcoholic liquor
12839 in any club, parlor, dining, buffet or lounge car of a passenger train
12840 operated in this state. A railroad permit shall be subject to all the
12841 privileges, obligations and penalties provided for in this chapter except
12842 that it shall be issued to a corporation instead of to a person and if it is
12843 revoked, another application may be made by the corporation for the
12844 issuance of another railroad permit at any time after the expiration of
12845 one year after such revocation. The annual fee for a railroad permit
12846 shall be **[**four**]** five hundred dollars.

12847 Sec. 346. Section 30-28a of the general statutes is repealed and the
12848 following is substituted in lieu thereof (*Effective October 1, 2009*):

12849 (a) An airline permit shall allow such permittee to purchase from a
12850 holder of a wholesaler permit alcoholic liquor as is permitted to be

12851 sold by a holder of a package store permit and in addition alcoholic
12852 liquor in miniatures of one and six-tenths and two and zero-tenths
12853 ounces or of forty-six and eight-tenths and ninety-three and seven-
12854 tenths milliliters.

12855 (b) An airline permit, being granted to any airline, shall permit the
12856 sale or dispensing or consumption of alcoholic liquor to passengers
12857 only and while in actual transit on any aircraft being operated on
12858 regularly scheduled flights by such airline.

12859 (c) The annual fee for an airline permit shall be **[**four**]** <u>five</u> hundred
12860 dollars.

12861 Sec. 347. Section 30-29 of the general statutes is repealed and the
12862 following is substituted in lieu thereof (*Effective October 1, 2009*):

12863 A boat permit shall allow the sale and public consumption of
12864 alcoholic liquor by passengers with or without meals upon any one
12865 designated boat engaged in the transportation of passengers for hire to
12866 or from any port in this state. The annual fee for a boat permit shall be
12867 **[**four**]** <u>five</u> hundred dollars.

12868 Sec. 348. Section 30-30 of the general statutes is repealed and the
12869 following is substituted in lieu thereof (*Effective October 1, 2009*):

12870 A broker's permit shall allow the holder thereof to sell warehouse
12871 receipts, certificates or other documents pertaining to alcoholic liquor
12872 to permittees within this state upon approval of the Department of
12873 Consumer Protection of such transactions. The annual fee for a
12874 broker's permit shall be **[**one hundred sixty**]** <u>two hundred</u> dollars.

12875 Sec. 349. Section 30-33 of the general statutes is repealed and the
12876 following is substituted in lieu thereof (*Effective October 1, 2009*):

12877 A concession permit shall allow the sale and consumption of beer or
12878 wine on the premises of any fair grounds, ball park, amusement park,
12879 indoor-outdoor amphitheater, outdoor amphitheater contiguous to

12880 and under the same ownership as an amusement park, public golf
12881 course or sports arena provided no sales of alcoholic liquor shall occur
12882 within one hour of the scheduled end of a performance at an indoor-
12883 outdoor amphitheater constructed to seat not less than fifteen
12884 thousand people. A concession permit shall also allow the sale and
12885 consumption of alcohol or spirits in all enclosed nonseating areas
12886 within an indoor-outdoor amphitheater. Such areas shall be enclosed
12887 by a fence or wall not less than thirty inches high and separate from
12888 each other. Such permit shall be issued in the discretion of the
12889 Department of Consumer Protection and shall be effective only in
12890 accordance with a schedule of hours and days determined by the
12891 department for each such permit within the limitation of hours and
12892 days fixed by law. As used in this section, "public golf course" means a
12893 golf course of not less than nine holes and a course length of not less
12894 than twenty-seven hundred fifty yards. The fee for a concession permit
12895 shall be as follows: For a period of one year, **[**two hundred forty**]** <u>three</u>
12896 <u>hundred</u> dollars; for a period of six months, **[**one hundred sixty**]** <u>two</u>
12897 <u>hundred</u> dollars; and for a period of one day, **[**twenty-five**]** <u>fifty</u>
12898 dollars.

12899 Sec. 350. Section 30-33a of the general statutes is repealed and the
12900 following is substituted in lieu thereof (*Effective October 1, 2009*):

12901 (a) A coliseum permit shall allow the retail sale of alcoholic liquor in
12902 any portion of the coliseum, including the coliseum club, to be
12903 consumed on the premises of the coliseum except that the retail sale of
12904 alcoholic liquor shall not be permitted under this permit in the arena of
12905 the coliseum during a sporting event, concert, exhibition, trade show,
12906 entertainment presentation or similar function and in any public
12907 restaurant located on the premises. A coliseum permit shall allow the
12908 retail sale of alcoholic liquor in the arena of the coliseum during a
12909 convention, banquet, meeting, dance, fund-raising function or similar
12910 function provided sales of alcoholic liquor shall occur at a coliseum
12911 within one hour of the scheduled end of a function at such coliseum.
12912 The annual fee for a coliseum permit shall be two thousand <u>two</u>

12913 hundred fifty dollars.

12914 (b) A coliseum concession permit shall allow the retail sale and
12915 consumption of beer, in paper containers only, at sporting events
12916 within the arena and at concession stands within the arena or outside
12917 the arena but directly connected to the arena or in areas adjacent to the
12918 hallways for public passage around the arena. The coliseum concession
12919 permit shall allow the retail sale and consumption of beer, in paper
12920 containers only, at such concession stands only during (1) a trade show
12921 for which a ticket is required for admission; (2) an exhibition for which
12922 a ticket is required for admission; or (3) a convention. No sales of beer
12923 shall occur at a coliseum concession stand within one hour of the
12924 scheduled end of a function at such coliseum. The annual fee for a
12925 coliseum concession permit shall be one thousand two hundred fifty
12926 dollars.

12927 (c) Notwithstanding any provision of this chapter to the contrary,
12928 neither the permittee nor the backer of a coliseum permit or a coliseum
12929 concession permit need be a proprietor if the coliseum for which such
12930 permit is being applied for is owned by a municipality or a municipal
12931 authority. The Department of Consumer Protection shall have
12932 discretionary powers to waive requirements where physical conditions
12933 make compliance an impossibility.

12934 (d) "Coliseum" means a structure which contains an enclosed roofed
12935 arena constructed to seat not less than two thousand people, and any
12936 related facility which is a part of, adjacent to or connected therewith by
12937 enclosed passageways, which structure is used for sporting events,
12938 exhibitions, trade shows, entertainment presentations, conventions,
12939 banquets, meetings, dances or fund-raising functions or similar
12940 functions or a structure such as a minor league baseball stadium built
12941 around an athletic field without an enclosed roof arena constructed to
12942 seat not less than five thousand people and containing at least ten
12943 thousand square feet of enclosed buildings, and any related facility
12944 which is part of, adjacent to or connected therewith by enclosed

12945 passageways, which structure is used for sporting events, exhibitions,
12946 trade shows, entertainment presentations, conventions, banquets,
12947 meetings, dances or fund-raising functions or similar functions.
12948 "Arena" means all that portion of a coliseum containing a floor area
12949 enclosed by fixed seats. "Coliseum club" means an enclosed facility
12950 within a coliseum kept, used and maintained as a place where
12951 alcoholic liquor or food is served for sale at retail for consumption on
12952 the coliseum premises but which does not necessarily serve hot meals
12953 and need not have a kitchen or dining room but shall have employed
12954 therein at all times an adequate number of employees who shall serve
12955 only the following categories of people: (1) Persons who are in the
12956 coliseum to attend an event or function; and (2) persons who are in the
12957 coliseum club to attend a private party or banquet.

12958 Sec. 351. Section 30-33b of the general statutes is repealed and the
12959 following is substituted in lieu thereof (*Effective October 1, 2009*):

12960 (a) A special sporting facility restaurant permit shall allow the retail
12961 sale of alcoholic liquor at any location in a special sporting facility
12962 kept, used, maintained, advertised and held out to the public to be a
12963 place where hot meals are regularly served and which has an adequate
12964 and sanitary kitchen and dining room and has employed therein at all
12965 times an adequate number of employees, provided such alcoholic
12966 liquor is to be consumed within the special sporting facility. The
12967 annual fee for a special sporting facility restaurant permit shall be one
12968 thousand **[**two hundred**]** four hundred fifty dollars.

12969 (b) A special sporting facility employee recreational permit shall
12970 allow the retail sale of beer in an establishment located within a special
12971 sporting facility and created to provide eating, sleeping and
12972 recreational accommodations to any person employed within such
12973 special sporting facility, provided such beer is to be consumed within
12974 such special sporting facility. The annual fee for a special sporting
12975 facility employee recreational permit shall be **[**two hundred forty**]**
12976 three hundred dollars.

12977 (c) A special sporting facility guest permit shall allow the retail sale
12978 of alcoholic liquor at any location in a special sporting facility reserved
12979 for guests approved by the holder of such permit and by the operator
12980 of such special sporting facility, provided such alcoholic liquor is to be
12981 consumed within such special sporting facility. The annual fee for a
12982 special sporting facility guest permit shall be **[**two hundred forty**]** three
12983 hundred dollars.

12984 (d) A special sporting facility concession permit shall allow the retail
12985 sale of beer and wine at locations within a special sporting facility,
12986 provided such beer and wine is to be consumed within such special
12987 sporting facility. The annual fee for a special sporting facility
12988 concession permit shall be **[**two hundred forty**]** three hundred dollars.

12989 (e) A special sporting facility bar permit shall allow the retail sale of
12990 alcoholic liquor at any location within a special sporting facility,
12991 provided such alcoholic liquor is to be consumed within such special
12992 sporting facility. The annual fee for a special sporting facility bar
12993 permit shall be three hundred seventy-five dollars.

12994 (f) Notwithstanding the provisions of section 30-52, a coliseum
12995 concession permit that is issued to a municipality or a municipal
12996 authority shall allow the sale and consumption of beer and wine at jai
12997 alai frontons located within the boundaries of the municipality at such
12998 times when the municipality is a lessee or has physical control of the
12999 fronton; provided no such coliseum concession permit shall be issued
13000 or valid after December 31, 1982. The existence of another permit for
13001 the same fronton shall not bar sales under the coliseum concession
13002 permit and sales under a coliseum concession permit shall not bar the
13003 issuance or operation of any other permit on the fronton premises.

13004 (g) Any of the special sporting facility permits established under
13005 subsections (a) to (e), inclusive, of this section shall allow the retail sale
13006 of alcoholic liquor by such special sporting facility to any bona fide,
13007 nonprofit organization that rents, leases or otherwise uses such facility
13008 for social gatherings and events sponsored by such organization.

13009 (h) "Special sporting facility" means all of the land and buildings in
13010 which the principal business conducted is racing or jai alai exhibitions
13011 with pari-mutuel betting licensed by the gaming policy board.

13012 Sec. 352. Section 30-33c of the general statutes is repealed and the
13013 following is substituted in lieu thereof (*Effective October 1, 2009*):

13014 (a) A special outing facility beer permit shall allow the retail sale of
13015 beer by a special outing facility to be consumed on its premises by
13016 patrons.

13017 (b) A special outing facility liquor permit shall allow the retail sale
13018 of alcoholic liquor by a special outing facility to be consumed on its
13019 premises by patrons.

13020 (c) The annual fee for a special outing facility beer permit shall be
13021 **[**two hundred forty**]** <u>three hundred</u> dollars and for a special outing
13022 facility liquor permit shall be one thousand **[**two hundred**]** <u>four</u>
13023 <u>hundred fifty</u> dollars.

13024 (d) "Special outing facility" means a facility designed, constructed
13025 and used for corporate and private parties, sporting events, concerts,
13026 exhibitions, trade shows, entertainment presentations, conventions,
13027 banquets, meetings, dances, fund raising events and similar functions,
13028 located on a tract of land of not less than twenty acres containing an
13029 enclosed roofed pavilion constructed to seat not less than two hundred
13030 fifty people, where hot meals are regularly served in an adequate and
13031 sanitary dining area, such meals having been prepared in an adequate
13032 and sanitary kitchen on the premises, and employing an adequate
13033 number of employees who shall serve only persons who are at such
13034 outing facility to attend an event, function, private party or banquet.

13035 Sec. 353. Section 30-34 of the general statutes is repealed and the
13036 following is substituted in lieu thereof (*Effective October 1, 2009*):

13037 A military permit shall allow the retail sale of beer at any camp or
13038 military installation used and controlled by the Connecticut National

13039 Guard or the state guard. The annual fee for a military permit shall be
13040 **[**fifteen**]** thirty dollars.

13041 Sec. 354. Section 30-35 of the general statutes is repealed and the
13042 following is substituted in lieu thereof (*Effective October 1, 2009*):

13043 A temporary beer permit shall allow the sale of beer and a
13044 temporary liquor permit shall allow the sale of alcoholic liquor at any
13045 outing, picnic or social gathering conducted by a bona fide
13046 noncommercial organization, which organization shall be the backer of
13047 the permittee under such permit. The profits from the sale of such beer
13048 or alcoholic liquor shall be retained by the organization conducting
13049 such outing, picnic or social gathering and no portion thereof shall be
13050 paid, directly or indirectly, to any individual or other corporation.
13051 Such permit shall be issued subject to the approval of the Department
13052 of Consumer Protection and shall be effective only for the time limited
13053 by the department. The combined total of temporary beer permits and
13054 temporary liquor permits issued to an organization shall not exceed six
13055 during any one calendar year. The fee for a temporary beer permit
13056 shall be **[**fifteen**]** thirty dollars per day and for a temporary liquor
13057 permit shall be **[**twenty-five**]** fifty dollars per day.

13058 Sec. 355. Section 30-35a of the general statutes is repealed and the
13059 following is substituted in lieu thereof (*Effective October 1, 2009*):

13060 (a) A nonprofit theater permit shall allow the retail sale of alcoholic
13061 liquor by a nonprofit theater to be consumed on its premises by
13062 patrons on any day on which a performance is given and twelve other
13063 days per year; provided the proceeds derived from such sales, except
13064 for reasonable operating costs, shall be used in furtherance of the
13065 charitable, literary and educational activities of such theater. The
13066 annual fee for a nonprofit theater permit shall be two hundred fifty
13067 dollars.

13068 (b) "Nonprofit theater" means an organization organized for
13069 nonprofit, charitable, literary and educational purposes to which has

13070 been issued a ruling by the Internal Revenue Service classifying it as an
13071 exempt organization under Section 501(c)(3) of the Internal Revenue
13072 Code, and which carries on a program of performing arts for the
13073 general public at a theater located on its premises.

13074 Sec. 356. Section 30-36 of the general statutes is repealed and the
13075 following is substituted in lieu thereof (*Effective October 1, 2009*):

13076 A druggist permit may be issued by the Department of Consumer
13077 Protection to a drug store proprietor. No druggist permit shall be
13078 issued covering a new drug store or a new location for an old drug
13079 store until the Commission of Pharmacy is satisfied that a drug store at
13080 such location is necessary to the convenience and best interest of the
13081 public. A druggist permit (1) shall allow the use of alcoholic liquors for
13082 the compounding of prescriptions of physicians, advanced practice
13083 registered nurses, physician assistants and dentists and for the
13084 manufacturing of all United States Pharmacopoeia and National
13085 Formulary preparations and all other medicinal preparations, (2) shall
13086 allow the retail sale of alcoholic liquor in containers of not less than
13087 eight ounces or one hundred eighty-seven and one-half milliliters and
13088 not more than one quart or one liter capacity except that beer may be
13089 sold in containers of not more than forty ounces or twelve hundred
13090 milliliters capacity, to any person, and (3) shall forbid the drinking of
13091 such alcoholic liquor on the premises of any drug store. Such permittee
13092 shall keep all alcoholic liquors in compartments, which compartments
13093 shall be securely locked except during those hours when the sale of
13094 alcoholic liquor is permitted by law. The holder of a druggist permit
13095 shall not display any alcoholic liquors or containers, marked or labeled
13096 or in any other way suggesting the contents of intoxicating liquors, in
13097 the windows of the permit premises. The Commission of Pharmacy
13098 shall revoke or suspend the pharmacy license of any pharmacist upon
13099 whose premises any violation of any provision of this section occurs.
13100 The annual fee for a druggist permit shall be **[**four**]** <u>five</u> hundred
13101 dollars plus the sum required by section 30-66.

13102 Sec. 357. Section 30-37a of the general statutes is repealed and the
13103 following is substituted in lieu thereof (*Effective October 1, 2009*):

13104 (a) A nonprofit public museum permit shall allow the retail sale of
13105 alcoholic liquor by a nonprofit public museum only on land and in
13106 buildings that are subject to the care, custody and control of its board
13107 of trustees to be consumed on its premises by its patrons on any day
13108 on which such nonprofit public museum is open to visitors from the
13109 general public. Proceeds derived from such sales, except for reasonable
13110 operating costs, shall be used in furtherance of the charitable, literary
13111 and educational activities of such nonprofit public museum. Sections
13112 30-9 to 30-13, inclusive, and 30-91, insofar as said sections refer to local
13113 regulations of sales, shall not apply to such permit. The annual fee for
13114 a nonprofit public museum permit shall be two hundred fifty dollars.

13115 (b) "Nonprofit public museum" means any public museum
13116 organized for nonprofit, charitable, literary and educational purposes.

13117 Sec. 358. Section 30-37b of the general statutes is repealed and the
13118 following is substituted in lieu thereof (*Effective October 1, 2009*):

13119 A charitable organization permit shall allow the retail sale of
13120 alcoholic liquor by the drink to be consumed on the premises owned
13121 or leased by the organization. Such permit shall be issued on a daily
13122 basis subject to the hours of sale in section 30-91 and only eight such
13123 permits shall be issued to the same charitable organization in any
13124 calendar year. The fee for a charitable organization permit shall be
13125 **[**twenty-five**]** fifty dollars.

13126 Sec. 359. Section 30-37c of the general statutes is repealed and the
13127 following is substituted in lieu thereof (*Effective October 1, 2009*):

13128 (a) A bowling establishment permit shall allow the retail sale of
13129 alcoholic liquor to be consumed on the premises of a commercial
13130 bowling establishment containing ten or more lanes. A bowling
13131 establishment permit for beer and wine shall allow the retail sale of

13132 beer and wine to be consumed on the premises of a commercial
13133 bowling establishment containing ten or more lanes. The annual fee for
13134 a bowling establishment permit shall be two thousand two hundred
13135 fifty dollars and for a bowling establishment permit for beer and wine
13136 shall be [three hundred fifty] four hundred forty dollars.

13137 (b) A racquetball facility permit shall allow the retail sale of
13138 alcoholic liquor to be consumed on the premises of a commercial
13139 racquetball facility containing five or more courts. The annual fee for a
13140 racquetball facility permit shall be two thousand two hundred fifty
13141 dollars.

13142 Sec. 360. Section 30-37d of the general statutes is repealed and the
13143 following is substituted in lieu thereof (*Effective October 1, 2009*):

13144 (a) A nonprofit public television corporation permit shall allow the
13145 retail sale of beer and wine at auction, provided the auction is held as
13146 part of a fund-raising event to benefit the tax-exempt activities of the
13147 nonprofit public television corporation. Each permit shall allow the
13148 sale of wine at a single auction only. A maximum of three such permits
13149 may be issued to one nonprofit public television corporation in any
13150 calendar year. The fee for a nonprofit public television corporation
13151 permit shall be [twenty-five] fifty dollars for each permit.

13152 (b) "Nonprofit public television corporation" means a television
13153 broadcasting corporation organized for nonprofit, literary and
13154 educational purposes to which has been issued a ruling by the Internal
13155 Revenue Service classifying it as an exempt organization under Section
13156 501(c)(3) of the Internal Revenue Code.

13157 Sec. 361. Section 30-37e of the general statutes is repealed and the
13158 following is substituted in lieu thereof (*Effective October 1, 2009*):

13159 (a) An airport restaurant permit shall allow the retail sale of
13160 alcoholic liquor at any location in the Bradley International Airport
13161 passenger terminal complex or any location adjacent to and attached

13162 by common partition to said complex kept, used, maintained,
13163 advertised and held out to the public to be a place where hot meals are
13164 regularly served and which has an adequate and sanitary kitchen and
13165 dining room and has employed therein at all times an adequate
13166 number of employees, provided such alcoholic liquor is to be
13167 consumed on the premises. The annual fee for an airport restaurant
13168 permit shall be one thousand **[**two hundred**]** <u>four hundred fifty</u> dollars.

13169 (b) An airport bar permit shall allow the retail sale of alcoholic
13170 liquor at any location in the Bradley International Airport passenger
13171 terminal complex or any location adjacent to and attached by common
13172 partition to said complex, with or without the sale of food, for
13173 consumption on the premises. The annual fee for an airport bar permit
13174 shall be three hundred <u>seventy-five</u> dollars.

13175 (c) An airport airline club permit shall allow the retail sale of
13176 alcoholic liquor at any location in the Bradley International Airport
13177 passenger terminal complex or any location adjacent to and attached
13178 by common partition to said complex, with or without the sale of food,
13179 for consumption on the premises by airline club members or their
13180 guests. Any airline or other concessionaire under lease or other
13181 agreement with the state of Connecticut may receive an airport airline
13182 club permit. The annual fee for an airport airline club permit shall be
13183 **[**six hundred fifty**]** <u>eight hundred fifteen</u> dollars.

13184 Sec. 362. Section 30-37g of the general statutes is repealed and the
13185 following is substituted in lieu thereof (*Effective October 1, 2009*):

13186 A nonprofit golf tournament permit shall allow the retail sale of
13187 alcoholic liquor to be consumed on the premises of a golf country club
13188 at which a golf tournament, sponsored by an organization that is
13189 exempt from taxation under Section 501(c)(4) of the Internal Revenue
13190 Code of 1986 or any subsequent corresponding internal revenue code
13191 of the United States, as from time to time amended, is being
13192 conducted. Such permit shall be issued to any such organization for a
13193 period not to exceed eight days. Only one such permit shall be issued

13194 in any calendar year. Such permit shall allow the operation of not more
13195 than twenty-five consumer bars on the grounds of a golf country club.
13196 The fee for a nonprofit golf tournament permit shall be two hundred
13197 fifty dollars.

13198 Sec. 363. Section 30-37i of the general statutes is repealed and the
13199 following is substituted in lieu thereof (*Effective October 1, 2009*):

13200 (a) A hotel guest bar permit, available to a hotel permittee, shall
13201 allow the retail sale of alcoholic liquor located in registered hotel guest
13202 rooms. The annual fee for a hotel guest bar permit shall be **[**fifty**]** one
13203 hundred dollars for each hotel room equipped for the retail sale of
13204 alcoholic liquor.

13205 (b) A hotel guest bar shall: (1) Be accessible only by key, magnetic
13206 card or similar device provided by the hotel to a registered guest
13207 twenty-one years of age or older; and (2) restocked no earlier than nine
13208 o'clock a.m. and no later than one o'clock a.m.

13209 (c) The Department of Consumer Protection shall adopt regulations,
13210 in accordance with the provisions of chapter 54, for the operation of
13211 hotel guest bars.

13212 Sec. 364. Section 30-37j of the general statutes is repealed and the
13213 following is substituted in lieu thereof (*Effective October 1, 2009*):

13214 (a) A caterer liquor permit shall allow a person regularly engaged in
13215 the business of providing food and beverages to others for service at
13216 private gatherings or at special events to sell and serve alcoholic liquor
13217 for on-premises consumption at any activity, event or function for
13218 which such person has been hired. The annual fee for a caterer liquor
13219 permit shall be **[**three hundred fifty**]** four hundred forty dollars.

13220 (b) The holder of a caterer liquor permit shall, on a form prescribed
13221 by the Department of Consumer Protection or electronically, notify the
13222 department, in writing, of the date, location and hours of each event at
13223 which alcohol is served under such permit at least one business day in

13224 advance of such event. If the holder of a caterer liquor permit is unable
13225 to provide the written notice required under this section due to exigent
13226 circumstances, such holder may provide notice to the department by
13227 telephone of the date, location and hours of each event at which
13228 alcohol is served under such permit.

13229 (c) Notwithstanding the provisions of subsection (a) of section 30-48,
13230 a backer or holder of a caterer liquor permit may be a backer or holder
13231 of any other permit issued under the provisions of this chapter except
13232 a manufacturer permit issued under section 30-16 or a wholesaler
13233 permit issued under section 30-17.

13234 (d) The holder of a caterer liquor permit and any other permit
13235 issued under the provisions of this chapter that prohibits the off-
13236 premises consumption of alcoholic liquor shall be exempt from such
13237 prohibition for the purposes of conducting such holder's catering
13238 business only.

13239 (e) The holder of a caterer liquor permit shall be exempt from the
13240 provisions of sections 30-38, 30-52 and 30-54 and from the
13241 requirements to affix and maintain a placard, as provided in
13242 subdivision (3) of subsection (b) of section 30-39.

13243 Sec. 365. Section 30-37k of the general statutes is repealed and the
13244 following is substituted in lieu thereof (*Effective October 1, 2009*):

13245 (a) As used in this section and subsection (a) of section 30-91: (1)
13246 "Casino" means the premises within which a gaming facility is
13247 operated with other facilities, including, but not limited to, restaurants,
13248 hotels, nightclubs, bingo halls or convention centers; and (2) "gaming
13249 facility" means a room or rooms within which class III gaming, as
13250 defined in the Indian Gaming Regulatory Act, P.L. 100-497, 25 USC
13251 2701, et seq., is legally conducted.

13252 (b) A casino permit shall allow the retail sale of alcoholic liquor to
13253 be consumed on the premises of a casino.

13254 (c) A casino permit shall allow the manufacture, storage and
13255 bottling of beer to be consumed on the premises with or without the
13256 sale of food, provided the holder of a casino permit produces at least
13257 five thousand gallons of beer on the premises annually.

13258 (d) A casino permit shall allow the retail sale of alcoholic liquor by
13259 means of a guest bar located in hotel guest rooms provided such guest
13260 bar is: (1) Accessible only by key, magnetic card or similar device
13261 provided by the hotel to a registered guest twenty-one years of age or
13262 older; and (2) restocked no earlier than nine o'clock a.m. and no later
13263 than one o'clock a.m.

13264 (e) The annual fee for a casino permit shall be **[**two thousand four
13265 hundred**]** two thousand six hundred fifty dollars plus an additional
13266 **[**fifty**]** one hundred dollars for each guest room containing a guest bar.

13267 Sec. 366. Section 30-62a of the general statutes is repealed and the
13268 following is substituted in lieu thereof (*Effective October 1, 2009*):

13269 The Department of Consumer Protection, subject to such regulations
13270 as said department shall adopt, may permit more than one consumer
13271 bar in any premises for which a permit has been issued under this part
13272 for the retail sale of alcoholic liquor to be consumed on the premises. A
13273 consumer bar is a counter, with or without seats, at which a patron
13274 may purchase and consume or purchase alcoholic liquor. The fee for
13275 each additional consumer bar shall be one hundred **[**fifty**]** ninety
13276 dollars per annum.

13277 Sec. 367. Section 30-63 of the general statutes is repealed and the
13278 following is substituted in lieu thereof (*Effective October 1, 2009*):

13279 (a) No holder of any manufacturer, wholesaler or out-of-state
13280 shipper's permit shall ship, transport or deliver within this state, or sell
13281 or offer for sale, any alcoholic liquors unless the name of the brand,
13282 trade name or other distinctive characteristic by which such alcoholic
13283 liquors are bought and sold, the name and address of the manufacturer

13284 thereof and the name and address of each wholesaler permittee who is
13285 authorized by the manufacturer or his authorized representative to sell
13286 such alcoholic liquors are registered with the Department of Consumer
13287 Protection and until such brand, trade name or other distinctive
13288 characteristic has been approved by the department. Such registration
13289 shall be valid for a period of three years. The fee for such registration,
13290 or renewal thereof, shall be **[**one**]** two hundred dollars for out-of-state
13291 shippers and **[**three**]** fifteen dollars for Connecticut manufacturers for
13292 each brand so registered, payable by the manufacturer or such
13293 manufacturer's authorized representative when such liquors are
13294 manufactured in the United States and by the importer or such
13295 importer's authorized representative when such liquors are imported
13296 into the United States. The department shall not approve the brand
13297 registration of any fortified wine, as defined in section 12-433, which is
13298 labeled, packaged or canned so as to appear to be a wine or liquor
13299 cooler, as defined in section 12-433.

13300 (b) No manufacturer, wholesaler or out-of-state shipper permittee
13301 shall discriminate in any manner in price discounts between one
13302 permittee and another on sales or purchases of alcoholic liquors
13303 bearing the same brand or trade name and of like age, size and quality,
13304 nor shall such manufacturer, wholesaler or out-of-state shipper
13305 permittee allow in any form any discount, rebate, free goods,
13306 allowance or other inducement for the purpose of making sales or
13307 purchases. Nothing in this subsection shall be construed to prohibit
13308 beer manufacturers, beer wholesalers or beer out-of-state shipper
13309 permittees from differentiating in the manner in which their products
13310 are packaged on the basis of on-site or off-site consumption.

13311 (c) For alcoholic liquor other than beer, each manufacturer,
13312 wholesaler and out-of-state shipper permittee shall post with the
13313 department, on a monthly basis, the bottle, can and case price of any
13314 brand of goods offered for sale in Connecticut, which price when so
13315 posted shall be the controlling price for such manufacturer, wholesaler
13316 or out-of-state permittee for the month following such posting. On and

13317 after July 1, 2005, for beer, each manufacturer, wholesaler and out-of-
13318 state shipper permittee shall post with the department, on a monthly
13319 basis, the bottle, can and case price, and the price per keg or barrel or
13320 fractional unit thereof for any brand of goods offered for sale in
13321 Connecticut which price when so posted shall be the controlling price
13322 for such brand of goods offered for sale in this state for the month
13323 following such posting. Such manufacturer, wholesaler and out-of-
13324 state shipper permittee may also post additional prices for such bottle,
13325 can, case, keg or barrel or fractional unit thereof for a specified portion
13326 of the following month which prices when so posted shall be the
13327 controlling prices for such bottle, can, case, keg or barrel or fractional
13328 unit thereof for such specified portion of the following month. Notice
13329 of all manufacturer, wholesaler and out-of-state shipper permittee
13330 prices shall be given to permittee purchasers by direct mail, Internet
13331 web site or advertising in a trade publication having circulation among
13332 the retail permittees except a wholesaler permittee may give such
13333 notice by hand delivery. Price postings with the department setting
13334 forth wholesale prices to retailers shall be available for inspection
13335 during regular business hours at the offices of the department by
13336 manufacturers and wholesalers until three o'clock p.m. of the first
13337 business day after the last day for posting prices. A manufacturer or
13338 wholesaler may amend such manufacturer's or wholesaler's posted
13339 price for any month to meet a lower price posted by another
13340 manufacturer or wholesaler with respect to alcoholic liquor bearing the
13341 same brand or trade name and of like age, vintage, quality and unit
13342 container size; provided that any such amended price posting shall be
13343 filed before three o'clock p.m. of the fourth business day after the last
13344 day for posting prices; and provided further such amended posting
13345 shall not set forth prices lower than those being met. Any
13346 manufacturer or wholesaler posting an amended price shall, at the
13347 time of posting, identify in writing the specific posting being met. On
13348 and after July 1, 2005, all wholesaler postings, other than for beer, for
13349 the following month shall be provided to retail permittees not later
13350 than the twenty-seventh day of the month prior to such posting. All

13351 wholesaler postings for beer shall be provided to retail permittees not
13352 later than the twentieth day of the month prior to such posting.

13353 Sec. 368. Section 31-22r of the general statutes is repealed and the
13354 following is substituted in lieu thereof (*Effective October 1, 2009*):

13355 (a) (1) Each person who registered as an apprentice with the Labor
13356 Department before July 1, 2003, and has not completed an
13357 apprenticeship as of July 9, 2003, shall pay to the Labor Department a
13358 registration fee of twenty-five dollars on or before July 1, 2003, and a
13359 renewal registration fee of twenty-five dollars on or before July first of
13360 each subsequent year until (A) such registration is withdrawn, or (B)
13361 such person has completed an apprenticeship and possesses a valid
13362 journeyperson card of occupational license, if required.

13363 (2) Each person who initially registers as an apprentice with the
13364 Labor Department on or after July 1, 2003, shall pay to the Labor
13365 Department a registration fee of **[**twenty-five**]** fifty dollars at the time
13366 of registration and an annual renewal registration fee of **[**twenty-five**]**
13367 fifty dollars until (A) such registration is withdrawn, or (B) such
13368 person has completed an apprenticeship and possesses a valid
13369 journeyperson card of occupational license, if required.

13370 (b) Each person sponsoring an apprenticeship program registered
13371 with the Labor Department as of July 1, 2003, shall pay to the Labor
13372 Department an annual registration fee of **[**thirty**]** sixty dollars for each
13373 apprentice participating in such program until the apprentice has
13374 completed the apprenticeship and possesses a valid journeyperson
13375 card of occupational license, if required, or such program is cancelled
13376 by the sponsor or deregistered for cause by the Labor Department in
13377 accordance with regulations adopted pursuant to this chapter,
13378 whichever is earlier.

13379 (c) Any amount collected by the Labor Department pursuant to this
13380 section shall be deposited in the General Fund. **[**and credited to a
13381 separate nonlapsing appropriation to the Labor Department, for the

13382 purpose of administering the department's apprentice training
13383 program and sections 31-22m to 31-22p, inclusive.]

13384 Sec. 369. Section 33-182*l* of the general statutes is repealed and the
13385 following is substituted in lieu thereof (*Effective October 1, 2009*):

13386 The annual fee for the provision of professional services, as defined
13387 in section 33-182a, for: Class A is [thirty] sixty dollars; Class B is [fifty]
13388 one hundred dollars; Class C is [sixty] one hundred twenty dollars;
13389 Class D is [seventy-five] one hundred fifty dollars; Class E is [eighty]
13390 one hundred sixty dollars; Class F is one hundred [fifty] ninety dollars;
13391 Class G is two hundred [twenty-five] eighty-five dollars; Class H is
13392 three hundred seventy-five dollars; and Class I is [four hundred fifty]
13393 five hundred sixty-five dollars. The annual fee shall be payable to the
13394 State Treasurer.

13395 Sec. 370. Section 33-617 of the general statutes is repealed and the
13396 following is substituted in lieu thereof (*Effective October 1, 2009*):

13397 (a) The Secretary of the State shall charge and collect the following
13398 fees for filing documents and issuing certificates and remit them to the
13399 Treasurer for the use of the state: (1) Filing application to reserve,
13400 register, renew or cancel registration of corporate name, [thirty] sixty
13401 dollars; (2) filing transfer of reserved corporate name, [thirty] sixty
13402 dollars; (3) filing certificate of incorporation, including appointment of
13403 registered agent, [fifty] one hundred dollars; (4) filing change of
13404 address of registered agent or change of registered agent, [twenty-five]
13405 fifty dollars; (5) filing notice of resignation of registered agent, [twenty-
13406 five] fifty dollars; (6) filing amendment to certificate of incorporation,
13407 [fifty] one hundred dollars; (7) filing restated certificate of
13408 incorporation, [fifty] one hundred dollars; (8) filing certificate of
13409 merger or share exchange, [thirty] sixty dollars; (9) filing certificate of
13410 correction, [fifty] one hundred dollars; (10) filing certificate of
13411 surrender of special charter and adoption of general certificate of
13412 incorporation, [fifty] one hundred dollars; (11) filing certificate of
13413 dissolution, [twenty-five] fifty dollars; (12) filing certificate of

13414 revocation of dissolution, [twenty-five] fifty dollars; (13) filing annual
13415 report, [seventy-five] one hundred fifty dollars except as otherwise
13416 provided in sections 33-953 and 33-954; (14) filing application of
13417 foreign corporation for certificate of authority to transact business in
13418 this state and issuing certificate of authority, [fifty] one hundred
13419 dollars; (15) filing application of foreign corporation for amended
13420 certificate of authority to transact business in this state and issuing
13421 amended certificate of authority, [fifty] one hundred dollars; (16) filing
13422 application for withdrawal of foreign corporation and issuing
13423 certificate of withdrawal, [fifty] one hundred dollars; (17) filing
13424 application for reinstatement, [seventy-five] one hundred fifty dollars;
13425 (18) filing a corrected annual report, [fifty] one hundred dollars; and
13426 (19) filing an interim notice of change of director or officer, [ten]
13427 twenty dollars.

13428 (b) The Secretary of the State shall charge and collect the following
13429 miscellaneous charges and remit them to the Treasurer for the use of
13430 the state: (1) At the time of any service of process on the Secretary of
13431 the State as registered agent of a corporation, which amount may be
13432 recovered as taxable costs by the party to the suit or action causing
13433 such service to be made if such party prevails in the suit or action, the
13434 plaintiff in the process so served shall pay [twenty-five] fifty dollars;
13435 (2) for preparing and furnishing a copy of any document, instrument
13436 or paper filed or recorded relating to a corporation: For each copy of
13437 each such document thereof regardless of the number of pages,
13438 [twenty] forty dollars; for affixing his certification and official seal
13439 thereto, [five] fifteen dollars; (3) for preparing and furnishing his
13440 certificate of existence or authorization, which certificate may reflect
13441 any and all changes of corporate names and the date or dates of filing
13442 thereof, [forty] eighty dollars; (4) for preparing and furnishing his
13443 certificate of existence or authorization reflecting certificates effecting
13444 fundamental changes to a certificate of incorporation and the date or
13445 dates of filing thereof, [sixty] one hundred twenty dollars; and (5) for
13446 other services for which fees are not provided by the general statutes,
13447 the Secretary of the State may charge such fees as will in his judgment

13448 cover the cost of the services provided.

13449 (c) The tax imposed under chapter 219 shall not be imposed upon
13450 any transaction for which a fee is charged under the provisions of this
13451 section.

13452 (d) Each foreign corporation shall pay to the Secretary of the State a
13453 license fee of two hundred [twenty-five] eighty-five dollars at the time
13454 of filing its application for a certificate of authority to transact business
13455 in this state, and annually thereafter on or before the last day of the
13456 calendar month in which falls the anniversary of the day of issuance of
13457 its certificate of authority, until such time as it has filed a certificate of
13458 withdrawal from the state or its certificate of authority to transact
13459 business in this state has been revoked.

13460 (e) The Secretary of the State shall proceed as provided in section
13461 33-935 whenever a foreign corporation is in default in payment of its
13462 license fees as therein provided.

13463 Sec. 371. Section 33-1013 of the general statutes is repealed and the
13464 following is substituted in lieu thereof (*Effective October 1, 2009*):

13465 (a) The Secretary of the State shall charge and collect the following
13466 fees for filing documents and issuing certificates and remit them to the
13467 Treasurer for the use of the state: (1) Filing application to reserve,
13468 register, renew or cancel registration of corporate name, [thirty] sixty
13469 dollars; (2) filing transfer of reserved corporate name, [thirty] sixty
13470 dollars; (3) filing a certificate of incorporation, including appointment
13471 of registered agent, [ten] twenty dollars; (4) filing change of address of
13472 registered agent or change of registered agent, [ten] twenty dollars; (5)
13473 filing notice of resignation of registered agent in duplicate, [ten]
13474 twenty dollars; (6) filing certificate of amendment to certificate of
13475 incorporation, [ten] twenty dollars; (7) filing restated certificate of
13476 incorporation, [ten] twenty dollars; (8) filing certificate of merger, [ten]
13477 twenty dollars; (9) filing certificate of correction, [ten] twenty dollars;
13478 (10) filing certificate of surrender of special charter and adoption of

13479 certificate of incorporation, [ten] twenty dollars; (11) filing certificate of
13480 dissolution, [ten] twenty dollars; (12) filing certificate of revocation of
13481 dissolution, [ten] twenty dollars; (13) filing annual report, [twenty-five]
13482 fifty dollars; (14) filing application of foreign corporation for certificate
13483 of authority to conduct affairs in this state and issuing certificate of
13484 authority, [twenty] forty dollars; (15) filing application of foreign
13485 corporation for amended certificate of authority to conduct affairs in
13486 this state and issuing amended certificate of authority, [twenty] forty
13487 dollars; (16) filing application for withdrawal of foreign corporation
13488 and issuing certificate of withdrawal, [twenty] forty dollars; (17) filing
13489 certificate of reinstatement, including appointment of registered agent,
13490 [fifty-five] one hundred ten dollars; (18) filing a corrected annual
13491 report, [twenty-five] fifty dollars; and (19) filing an interim notice of
13492 change of director or officer, [ten] twenty dollars.

13493 (b) The Secretary of the State shall charge and collect the following
13494 miscellaneous charges and remit them to the Treasurer for the use of
13495 the state: (1) At the time of any service of process on the Secretary of
13496 the State as registered agent of a corporation, which amount may be
13497 recovered as taxable costs by the party to the suit or action causing
13498 such service to be made if such party prevails in the suit or action, the
13499 plaintiff in the process so served shall pay [twenty-five] fifty dollars;
13500 (2) for preparing and furnishing a copy of any document, instrument
13501 or paper filed or recorded relating to a corporation: (A) For each copy
13502 of each such document thereof regardless of the number of pages,
13503 [twenty] forty dollars; (B) for affixing the official seal thereto, [five]
13504 fifteen dollars; (3) for preparing and furnishing his certificate of
13505 existence or authorization, which certificate may reflect any and all
13506 changes of corporate name and the date or dates of filing thereof,
13507 [forty] eighty dollars; (4) for preparing and furnishing his certificate of
13508 existence or authorization reflecting certificates affecting fundamental
13509 changes to a certificate of incorporation and the date or dates of filing
13510 thereof, [sixty] one hundred twenty dollars; and (5) for other services
13511 for which fees are not provided by the general statutes, the Secretary of
13512 the State may charge such fees as will, in his judgment, cover the cost

13513 of the services provided.

13514 (c) The tax imposed under chapter 219 shall not be imposed upon
13515 any transaction for which a fee is charged under the provisions of this
13516 section.

13517 Sec. 372. Section 34-38n of the general statutes is repealed and the
13518 following is substituted in lieu thereof (*Effective October 1, 2009*):

13519 (a) The Secretary of the State shall receive, for filing any document
13520 or certificate required to be filed under sections 34-10, 34-13a, 34-13e,
13521 34-32, 34-32a, 34-32c, 34-38g and 34-38s, the following fees: (1) For
13522 reservation or cancellation of reservation of name, **[**thirty**]** sixty dollars;
13523 (2) for a certificate of limited partnership and appointment of statutory
13524 agent, **[**sixty**]** one hundred twenty dollars; (3) for a certificate of
13525 amendment, **[**sixty**]** one hundred twenty dollars; (4) for a certificate of
13526 merger or consolidation, **[**thirty**]** sixty dollars; (5) for a certificate of
13527 cancellation, **[**thirty**]** sixty dollars; (6) for a certificate of registration,
13528 **[**sixty**]** one hundred twenty dollars; (7) for a change of agent or change
13529 of address of agent, **[**ten**]** twenty dollars; (8) for a certificate of
13530 reinstatement, **[**sixty**]** one hundred twenty dollars; and (9) for an
13531 annual report, **[**ten**]** twenty dollars.

13532 (b) Miscellaneous charges: (1) At the time of any service of process
13533 on the Secretary of the State as statutory agent of a limited partnership,
13534 the plaintiff in the process so served shall pay **[**twenty-five**]** fifty
13535 dollars; (2) for preparing and furnishing a copy of any document or
13536 instrument or paper filed or recorded relating to a limited partnership:
13537 For each copy of each such document thereof regardless of the number
13538 of pages, **[**twenty**]** forty dollars; for affixing his certification and official
13539 seal thereto, **[**five**]** fifteen dollars; (3) for preparing and furnishing a
13540 certificate that may reflect any and all changes of limited partnership
13541 names and the dates of filing thereof, **[**twenty-five**]** fifty dollars; and (4)
13542 for other services for which fees are not provided by the general
13543 statutes, the Secretary of the State may charge such fees which shall, in
13544 his judgment, cover the cost of the services provided.

13545 Sec. 373. Section 34-112 of the general statutes is repealed and the
13546 following is substituted in lieu thereof (*Effective October 1, 2009*):

13547 The Secretary of the State shall charge and collect the following fees
13548 and remit them to the Treasurer for the use of the state:

13549 (a) Fees for filing documents and issuing certificates: (1) Filing
13550 application to reserve a limited liability company name or to cancel a
13551 reserved limited liability company name, **[**thirty**]** sixty dollars; (2)
13552 filing transfer of reserved limited liability company name, **[**thirty**]** sixty
13553 dollars; (3) filing articles of organization, including appointment of
13554 statutory agent, **[**sixty**]** one hundred twenty dollars; (4) filing change of
13555 address of statutory agent or change of statutory agent, **[**twenty-five**]**
13556 fifty dollars; (5) filing notice of resignation of statutory agent in
13557 duplicate, **[**twenty-five**]** fifty dollars; (6) filing amendment to articles of
13558 organization, **[**sixty**]** one hundred twenty dollars; (7) filing restated
13559 articles of organization, **[**sixty**]** one hundred twenty dollars; (8) filing
13560 articles of merger or consolidation, **[**thirty**]** sixty dollars; (9) filing
13561 articles of dissolution by resolution, **[**twenty-five**]** fifty dollars; (10)
13562 filing articles of dissolution by expiration, **[**twenty-five**]** fifty dollars;
13563 (11) filing judicial decree of dissolution, **[**twenty-five**]** fifty dollars; (12)
13564 filing certificate of reinstatement, **[**sixty**]** one hundred twenty dollars;
13565 (13) filing application by a foreign limited liability company for
13566 certificate of registration to transact business in this state and issuing
13567 certificate of registration, **[**sixty**]** one hundred twenty dollars; (14) filing
13568 application of foreign limited liability company for amended certificate
13569 of registration to transact business in this state and issuing amended
13570 certificate of registration, **[**sixty**]** one hundred twenty dollars; (15) filing
13571 application for withdrawal of foreign limited liability company and
13572 issuing certificate of withdrawal, **[**sixty**]** one hundred twenty dollars;
13573 (16) filing an annual report, **[**ten**]** twenty dollars; and (17) filing an
13574 interim notice of change of manager or member, **[**ten**]** twenty dollars.

13575 (b) Miscellaneous charges: (1) At the time of any service of process
13576 on the Secretary of the State as statutory agent of a limited liability

13577 company, which amount may be recovered as taxable costs by the
13578 party to the suit or action causing such service to be made if such party
13579 prevails in the suit or action, the plaintiff in the process so served shall
13580 pay **[**twenty-five**]** fifty dollars; (2) for preparing and furnishing a copy
13581 of any document, instrument or paper filed or recorded relating to a
13582 limited liability company: For each copy of each such document
13583 thereof regardless of the number of pages, **[**twenty**]** forty dollars; for
13584 affixing his certification thereto, **[**five**]** fifteen dollars; (3) for the
13585 issuance of a certification of legal existence of a domestic limited
13586 liability company, **[**twenty-five**]** fifty dollars; (4) for the issuance of a
13587 certificate of legal existence which certificate may reflect any and all
13588 changes of limited liability company names and the dates of filing
13589 thereof, **[**twenty-five**]** fifty dollars; (5) for the issuance of a certificate of
13590 legal existence reflecting articles effecting fundamental changes to
13591 articles of organization and the date or dates of filing thereof, **[**fifty**]**
13592 one hundred dollars; and (6) for other services for which fees are not
13593 provided by the general statutes, the Secretary of the State may charge
13594 such fees as will in his judgment cover the cost of the services
13595 provided.

13596 (c) The tax imposed under chapter 219 shall not be imposed upon
13597 any transaction for which a fee is charged under the provisions of this
13598 section.

13599 Sec. 374. Section 34-413 of the general statutes is repealed and the
13600 following is substituted in lieu thereof (*Effective October 1, 2009*):

13601 The Secretary of the State shall charge and collect the following fees
13602 and remit them to the Treasurer for the use of the state:

13603 (a) Fees for filing documents and processing certificates: (1) Filing
13604 application to reserve a registered limited liability partnership name or
13605 to cancel a reserved limited liability partnership name, **[**thirty**]** sixty
13606 dollars; (2) filing transfer of reserved registered limited liability
13607 partnership name, **[**thirty**]** sixty dollars; (3) filing change of address of
13608 statutory agent or change of statutory agent, **[**twenty-five**]** fifty dollars;

13609 (4) filing certificate of limited liability partnership, [sixty] one hundred
13610 twenty dollars; (5) filing amendment to certificate of limited liability
13611 partnership, [sixty] one hundred twenty dollars; (6) filing renunciation
13612 of status report, [twenty-five] fifty dollars; (7) filing certificate of
13613 authority to transact business in this state, including appointment of
13614 statutory agent, [sixty] one hundred twenty dollars; (8) filing
13615 amendment to certificate of authority to transact business in this state,
13616 [sixty] one hundred twenty dollars; (9) filing withdrawal of certificate
13617 of authority, [sixty] one hundred twenty dollars; (10) filing an annual
13618 report, [ten] twenty dollars; and (11) filing statement of merger, [thirty]
13619 sixty dollars.

13620 (b) Miscellaneous charges: (1) For preparing and furnishing a copy
13621 of any document, instrument or paper filed or recorded relating to a
13622 registered limited liability partnership or foreign registered limited
13623 liability partnership: For each copy of each such document thereof
13624 regardless of the number of pages, [twenty] forty dollars; for affixing
13625 his certification thereto, [five] fifteen dollars; (2) for the issuance of a
13626 certification of legal existence of a registered limited liability
13627 partnership, [twenty] forty dollars; (3) for the issuance of a certificate
13628 of legal existence which certificate may reflect any and all changes of
13629 registered limited liability partnership names and the dates of filing
13630 thereof, [forty] eighty dollars; (4) for the issuance of a certificate of
13631 legal existence reflecting amendments and the date or dates of filing
13632 thereof, [sixty] one hundred twenty dollars; and (5) for other services
13633 for which fees are not provided by the general statutes, the Secretary of
13634 the State may charge such fees as will in his judgment cover the cost of
13635 the services provided.

13636 Sec. 375. Section 34-509 of the general statutes is repealed and the
13637 following is substituted in lieu thereof (*Effective October 1, 2009*):

13638 (a) The Secretary of the State shall charge and collect the following
13639 fees and remit them to the Treasurer for the use of the state: (1) For
13640 filing of an application for reservation of name, and application for

13641 renewal of reservation, or notice of transfer or cancellation of
13642 reservation pursuant to section 34-506, [thirty] sixty dollars; (2) for
13643 filing of a certificate of trust, a certificate of amendment, a restated
13644 certificate of trust or a certificate of cancellation, [sixty] one hundred
13645 twenty dollars; (3) for preparing and furnishing a copy of any
13646 certificate filed relating to a statutory trust: For each copy of each such
13647 document thereof regardless of the number of pages, [twenty] forty
13648 dollars; for affixing his certification thereto, [five] fifteen dollars; (4) for
13649 preparing and furnishing a certificate of existence or authorization,
13650 [twenty] forty dollars; (5) for preparing and furnishing a certificate of
13651 existence or authorization reflecting any and all changes of name and
13652 the date or dates of filing thereof, [forty] eighty dollars; (6) for filing of
13653 a certificate of merger or consolidation, [thirty] sixty dollars; and (7) for
13654 other services for which fees are not provided by the general statutes,
13655 the Secretary of the State may charge such fees as will in his judgment
13656 cover the cost of the services provided.

13657 (b) The tax imposed under chapter 219 shall not be imposed upon
13658 any transaction for which a fee is charged under sections 34-500 to 34-
13659 547, inclusive.

13660 Sec. 376. Section 35-11e of the general statutes is repealed and the
13661 following is substituted in lieu thereof (*Effective October 1, 2009*):

13662 (a) Upon compliance by the applicant with the requirements of this
13663 chapter, the Secretary of the State shall cause a certificate of
13664 registration to be issued and delivered to the applicant. The certificate
13665 of registration shall be issued under the signature of the Secretary of
13666 the State and the seal of the state, and it shall show the name and
13667 business address and, if a corporation, the state of incorporation, or if a
13668 partnership, the state in which the partnership is organized and the
13669 names of the general partners, as specified by the Secretary of the
13670 State, of the person claiming ownership of the mark, the date claimed
13671 for the first use of the mark anywhere and the date claimed for the first
13672 use of the mark in this state, the class of goods or services and a

13673 description of the goods or services on or in connection with which the
13674 mark is used, a reproduction of the mark, the registration date and the
13675 term of the registration. Any certificate of registration issued by the
13676 Secretary of the State or a copy thereof certified by the Secretary of the
13677 State shall be admissible in evidence as competent and sufficient proof
13678 of the registration of such mark in any action or judicial proceedings in
13679 any court of this state.

13680 (b) (1) Registration of a mark under this chapter shall be effective for
13681 a term of five years from the date of registration and, upon application
13682 filed within six months prior to the expiration of such term, in a
13683 manner complying with the requirements of the Secretary of the State,
13684 the registration may be renewed for a like term from the end of the
13685 expiring term. A fee for the application for renewal of **[**fifty**]** one
13686 hundred dollars, payable to the Secretary of the State, shall accompany
13687 the application for renewal of the registration. A registration of a mark
13688 may be renewed for successive periods of five years in like manner. (2)
13689 Any registration in force on October 1, 1993, shall expire ten years
13690 from the date of the registration or of the last renewal thereof and may
13691 be renewed for periods of five years each by filing a renewal
13692 application with the Secretary of the State as provided in subdivision
13693 (1) of this subsection.

13694 (c) All applications for renewal under this section shall include a
13695 verified statement that the mark has been in use and is still in use in
13696 this state, and include three specimens showing actual use of the mark
13697 in commerce in the state upon or in connection with the goods or
13698 services.

13699 (d) The Secretary of the State shall keep for public examination a
13700 record of all marks registered or renewed under this chapter.

13701 Sec. 377. Section 35-11f of the general statutes is repealed and the
13702 following is substituted in lieu thereof (*Effective October 1, 2009*):

13703 (a) Any mark and its registration under this chapter shall be

13704 assignable with the good will of the business in which the mark is
13705 used, or with that part of the good will of the business connected with
13706 the use of and symbolized by the mark. Assignment shall be by
13707 instruments in writing duly executed and may be recorded with the
13708 Secretary of the State upon the payment of a recording fee of **[**twenty-
13709 five**]** fifty dollars, for each registration in the assignment document,
13710 payable to the Secretary of the State, who, upon recording of the
13711 assignment, shall issue in the name of the assignee a new certificate for
13712 the remainder of the term of the registration or of the last renewal
13713 thereof. An assignment of any registration under this chapter shall be
13714 void as against any subsequent purchaser for valuable consideration
13715 without notice, unless it is recorded with the Secretary of the State
13716 within three months after the date thereof or prior to such subsequent
13717 purchase.

13718 (b) Any registrant or applicant effecting a change of the name of the
13719 person to whom the registration was issued or by whom an
13720 application was filed may record a certificate of change of name of
13721 registrant or applicant with the Secretary of the State upon the
13722 payment of the recording fee of **[**twenty-five**]** fifty dollars for each
13723 registration identified by the registrant or applicant.

13724 (c) The Secretary of the State shall issue in the new name of the
13725 registrant or applicant, or the assignee, a new certificate for the
13726 remainder of the term of the registration or last renewal thereof.

13727 (d) Other instruments which relate to a mark registered or
13728 application pending pursuant to this chapter including, but not limited
13729 to, licenses, security interests or mortgages, may be recorded in the
13730 discretion of the Secretary of the State, provided such instrument is in
13731 writing and duly executed. A grant of a security interest shall be by
13732 instrument in writing duly executed. Such other instruments shall be
13733 recorded by the Secretary of the State upon the payment of the
13734 recording fee of **[**twenty-five**]** fifty dollars for each registration
13735 identified in the instrument.

13736 (e) Acknowledgment shall be prima facie evidence of the execution
13737 of an assignment or other instrument and, when recorded by the
13738 Secretary of the State, the record shall be prima facie evidence of
13739 execution.

13740 (f) A photocopy of any instrument referred to in subsection (a), (b),
13741 (c) or (d) of this section shall be accepted for recording if it is certified
13742 by any of the parties thereto, or their successors, to be a true and
13743 correct copy of the original.

13744 (g) The Secretary of the State shall keep for public examination a
13745 record of all documents recorded pursuant to this section.

13746 Sec. 378. Section 35-11g of the general statutes is repealed and the
13747 following is substituted in lieu thereof (*Effective October 1, 2009*):

13748 The Secretary of the State shall cancel from the register, in whole or
13749 in part, (1) any registration concerning which the Secretary of the State
13750 receives a voluntary request for cancellation thereof from the registrant
13751 or the assignee of record, accompanied by a recording fee of **[**twenty-
13752 five**]** <u>fifty</u> dollars; (2) all registrations granted under this chapter and
13753 not renewed in accordance with the provisions hereof; (3) any
13754 registration concerning which a court of competent jurisdiction orders
13755 cancellation after finding: (A) That the registered mark has been
13756 abandoned; (B) that the registrant is not the owner of the mark; (C) that
13757 the registration was granted contrary to the provisions of section 35-
13758 11b; (D) that the registration was obtained fraudulently or in bad faith;
13759 (E) that the registered mark is so similar, as to be likely to cause
13760 confusion or mistake or to deceive, to a mark registered by another
13761 person in the United States Patent and Trademark Office prior to the
13762 date of first use in Connecticut by the registrant under this chapter,
13763 and used in Connecticut and not abandoned, provided, if the
13764 registrant proves that the registrant is the owner of concurrent
13765 registration of a mark in the United States Patent and Trademark
13766 Office covering an area including this state, the registration under this
13767 chapter shall not be cancelled for such area of the state; (F) that the

13768 registered mark has become the generic name for the goods or
13769 services, or a portion thereof, for which it has been registered; or (G)
13770 that another person has rights in the state of Connecticut superior to
13771 those of the registrant; or (4) any registration concerning which a court
13772 of competent jurisdiction orders cancellation on any other ground.

13773 Sec. 379. Section 35-11*l* of the general statutes is repealed and the
13774 following is substituted in lieu thereof (*Effective October 1, 2009*):

13775 Upon request of any person, the Secretary of the State shall issue a
13776 certificate showing whether any trade or service mark or marks using
13777 a particular name or design referred to in such certificate, or using a
13778 similar name or design, in a particular class has been registered and, if
13779 so, the date and hour of such registration. The fee for such certificate
13780 shall be **[**twenty-five**]** fifty dollars. Upon request, the secretary shall
13781 furnish a copy of any trade or service mark for a fee of **[**twenty**]** forty
13782 dollars or a certified copy of any trade or service mark for a fee of
13783 **[**twenty-five**]** fifty dollars.

13784 Sec. 380. Section 36a-491 of the general statutes, as amended by
13785 section 11 of public act 09-209, is repealed and the following is
13786 substituted in lieu thereof (*Effective October 1, 2009*):

13787 (a) The expiration date of any mortgage lender, mortgage
13788 correspondent lender and mortgage broker license that expires on
13789 September 30, 2008, shall be extended to the close of business on
13790 December 31, 2008. On and after July 1, 2008, each mortgage lender,
13791 mortgage correspondent lender, mortgage broker and mortgage loan
13792 originator license shall expire at the close of business on December
13793 thirty-first of the year in which it is approved, unless such license is
13794 renewed, and provided any such license that is approved on or after
13795 November first shall expire at the close of business on December
13796 thirty-first of the year following the year in which it is approved. An
13797 application for renewal of a license shall be filed between November
13798 first and December thirty-first of the year in which the license expires.
13799 Each applicant for an initial license or renewal of a license as a

13800 mortgage lender or mortgage correspondent lender shall pay to the
13801 system any required fees or charges and a license fee of [eight
13802 hundred] one thousand dollars, and each applicant for an initial or
13803 renewal license as a mortgage broker shall pay to the system any
13804 required fees or charges and a license fee of [four] five hundred
13805 dollars, provided each mortgage lender or mortgage correspondent
13806 lender licensee who is a licensee on September 30, 2008, who submits a
13807 renewal application shall, at the time of making such application, pay
13808 to the system any required fees or charges and a license fee of [nine
13809 hundred] one thousand one hundred twenty-five dollars and each
13810 mortgage broker who was a licensee on June 30, 2008, who submits a
13811 renewal application shall, at the time of making such application, pay
13812 to the system any required fees or charges and a license fee of [four
13813 hundred fifty] five hundred sixty-five dollars. Effective November 1,
13814 2009, each applicant for an initial license or renewal of a license as a
13815 mortgage loan originator shall pay to the system any required fees or
13816 charges and a license fee of three hundred dollars.

13817 (b) All fees paid pursuant to this section, including fees paid in
13818 connection with an application that is denied or withdrawn prior to
13819 the issuance of the license, shall be nonrefundable, provided any
13820 license fee paid by an originator for a license that is not sponsored by a
13821 mortgage lender, mortgage correspondent lender or mortgage broker
13822 may be refundable. No fee paid pursuant to this section shall be
13823 prorated if the license is surrendered, revoked or suspended prior to
13824 the expiration of the period for which it was approved.

13825 Sec. 381. Section 36a-599 of the general statutes is repealed and the
13826 following is substituted in lieu thereof (*Effective October 1, 2009*):

13827 (a) Each application for an original license shall be accompanied by
13828 a nonrefundable investigation fee of [five hundred] six hundred
13829 twenty-five dollars and a license fee of two thousand two hundred
13830 fifty dollars, except that if such application is filed not earlier than one
13831 year before the date such license will expire, the applicant shall pay a

13832 nonrefundable investigation fee of [five hundred] six hundred twenty-
13833 five dollars and a license fee of one thousand two hundred fifty
13834 dollars. Each application for a renewal license shall be accompanied by
13835 a license fee of two thousand two hundred fifty dollars, or in the case
13836 of a license that expires on June 30, 2007, a license fee of two thousand
13837 two hundred fifty dollars. The license fee shall be refunded if the
13838 application for an original license is denied, the commissioner refuses
13839 to issue a renewal license or an application for a license or renewal
13840 license is withdrawn prior to issuance of a license or renewal license by
13841 the commissioner. Each licensee shall pay to the commissioner a
13842 nonrefundable name change fee of [one] two hundred dollars for each
13843 application to change a name. No licensee shall use any name other
13844 than the name specified on the license issued by the commissioner.

13845 (b) A license issued pursuant to sections 36a-595 to 36a-610,
13846 inclusive, shall expire at the close of business on September thirtieth of
13847 the odd-numbered year following its issuance, unless renewed or
13848 earlier surrendered, suspended or revoked pursuant to said sections,
13849 provided any license that is renewed effective July 1, 2007, shall expire
13850 on September 30, 2009. Not later than fifteen days after a licensee
13851 ceases to engage in this state in the business of issuing Connecticut
13852 payment instruments or ceases to engage in the business of money
13853 transmission for any reason, including a business decision to terminate
13854 operations in this state, license revocation, bankruptcy or voluntary
13855 dissolution, such licensee shall surrender to the commissioner in
13856 person or by registered or certified mail its license for each location in
13857 which such licensee has ceased to engage in such business.

13858 Sec. 382. Section 36b-12 of the general statutes is repealed and the
13859 following is substituted in lieu thereof (*Effective October 1, 2009*):

13860 (a) Each person applying for registration as a broker-dealer or
13861 investment adviser shall pay to the commissioner or to any person
13862 designated by the commissioner in writing to collect such fee on behalf
13863 of the commissioner, a nonrefundable fee of [two hundred fifty] three

13864 hundred fifteen dollars.

13865 (b) Each person applying for registration as an agent or investment
13866 adviser agent shall pay to the commissioner or to any person
13867 designated by the commissioner to collect such fee on behalf of the
13868 commissioner, a nonrefundable fee of [fifty] one hundred dollars.

13869 (c) Each registration issued pursuant to this section shall expire at
13870 the close of business on December thirty-first of the calendar year in
13871 which the registration became effective.

13872 (d) (1) Except as provided in subdivision (2) of this subsection, each
13873 person registered as an agent or investment adviser agent, requesting
13874 transfer of the registration of such agent or investment adviser agent to
13875 another registered broker-dealer or investment adviser, shall pay to
13876 the commissioner or to any person designated by the commissioner in
13877 writing to collect such fee on behalf of the commissioner, a
13878 nonrefundable fee of [fifty] one hundred dollars for each transfer
13879 requested.

13880 (2) Each broker-dealer or investment adviser receiving a mass
13881 transfer shall pay to the commissioner or to any person designated by
13882 the commissioner in writing to collect such fee on behalf of the
13883 commissioner, a nonrefundable fee of fifty dollars for each agent or
13884 investment adviser agent whose registration is transferred. For
13885 purposes of this subsection, "mass transfer" means a transfer of
13886 multiple agents of a broker-dealer or investment adviser agents of an
13887 investment adviser from a transferring broker-dealer or investment
13888 adviser to a receiving broker-dealer or investment adviser due to a
13889 cessation of business activity, succession, acquisition, merger,
13890 consolidation or other reorganization affecting the transferring broker-
13891 dealer or investment adviser.

13892 (e) Each person applying for registration under subsection (a) or (b)
13893 of this section and any registrant applying for renewal of such
13894 registration under section 36b-13 shall pay the actual cost, as

13895 determined by the commissioner, of any reasonable investigation or
13896 examination made of such applicant or registrant by or on behalf of the
13897 commissioner.

13898 Sec. 383. Section 36b-13 of the general statutes is repealed and the
13899 following is substituted in lieu thereof (*Effective October 1, 2009*):

13900 (a) Each person registered as a broker-dealer or investment adviser
13901 may renew such registration for a one-year period not later than
13902 December thirty-first of each calendar year by making application in
13903 such manner as prescribed by the commissioner. The fee for renewal of
13904 registration for each registered broker-dealer or investment adviser
13905 shall be one hundred **[**fifty**]** ninety dollars per renewal application,
13906 nonrefundable, payable at the time of renewal, and shall be submitted,
13907 together with the renewal application, to the commissioner or any
13908 person designated in writing by the commissioner to collect such fee
13909 on his behalf.

13910 (b) Each person registered as an agent or investment adviser agent
13911 may renew such registration for a one-year period by December thirty-
13912 first of each calendar year by making application in such manner as
13913 prescribed by the commissioner. The fee for renewal of registration for
13914 each person registered as an agent or investment adviser agent shall be
13915 **[**fifty**]** one hundred dollars, nonrefundable, payable at the time of
13916 renewal, and shall be submitted, together with the renewal
13917 application, to the commissioner or any person designated in writing
13918 by the commissioner to collect such fee on his behalf.

13919 (c) Each registrant or person requesting renewal of a registration
13920 shall pay the actual cost, as determined by the commissioner, of any
13921 reasonable investigation or examination made of such person by or on
13922 behalf of the commissioner.

13923 Sec. 384. Section 38a-11 of the general statutes is repealed and the
13924 following is substituted in lieu thereof (*Effective October 1, 2009*):

13925 (a) The commissioner shall demand and receive the following fees:
13926 (1) For the annual fee for each license issued to a domestic insurance
13927 company, [one] two hundred dollars; (2) for receiving and filing
13928 annual reports of domestic insurance companies, [twenty-five] fifty
13929 dollars; (3) for filing all documents prerequisite to the issuance of a
13930 license to an insurance company, [one hundred seventy-five] two
13931 hundred twenty dollars, except that the fee for such filings by any
13932 health care center, as defined in section 38a-175, shall be one thousand
13933 [one hundred] three hundred fifty dollars; (4) for filing any additional
13934 paper required by law, [fifteen] thirty dollars; (5) for each certificate of
13935 valuation, organization, reciprocity or compliance, [twenty] forty
13936 dollars; (6) for each certified copy of a license to a company, [twenty]
13937 forty dollars; (7) for each certified copy of a report or certificate of
13938 condition of a company to be filed in any other state, [twenty] forty
13939 dollars; (8) for amending a certificate of authority, [one] two hundred
13940 dollars; (9) for each license issued to a rating organization, [one] two
13941 hundred dollars. In addition, insurance companies shall pay any fees
13942 imposed under section 12-211; (10) a filing fee of [twenty-five] fifty
13943 dollars for each initial application for a license made pursuant to
13944 section 38a-769; (11) with respect to insurance agents' appointments:
13945 (A) A filing fee of [twenty-five] fifty dollars for each request for any
13946 agent appointment, except that no filing fee shall be payable for a
13947 request for agent appointment by an insurance company domiciled in
13948 a state or foreign country which does not require any filing fee for a
13949 request for agent appointment for a Connecticut insurance company;
13950 (B) a fee of [forty] eighty dollars for each appointment issued to an
13951 agent of a domestic insurance company or for each appointment
13952 continued; and (C) a fee of [twenty] eighty dollars for each
13953 appointment issued to an agent of any other insurance company or for
13954 each appointment continued, except that no fee shall be payable for an
13955 appointment issued to an agent of an insurance company domiciled in
13956 a state or foreign country which does not require any fee for an
13957 appointment issued to an agent of a Connecticut insurance company;
13958 (12) with respect to insurance producers: (A) An examination fee of

13959 [seven] fifteen dollars for each examination taken, except when a
13960 testing service is used, the testing service shall pay a fee of [seven]
13961 fifteen dollars to the commissioner for each examination taken by an
13962 applicant; (B) a fee of [forty] eighty dollars for each license issued; (C) a
13963 fee of [forty] eighty dollars per year, or any portion thereof, for each
13964 license renewed; and (D) a fee of [forty] eighty dollars for any license
13965 renewed under the transitional process established in section 38a-784;
13966 (13) with respect to public adjusters: (A) An examination fee of [seven]
13967 fifteen dollars for each examination taken, except when a testing
13968 service is used, the testing service shall pay a fee of [seven] fifteen
13969 dollars to the commissioner for each examination taken by an
13970 applicant; and (B) a fee of [one hundred twenty-five] two hundred fifty
13971 dollars for each license issued or renewed; (14) with respect to casualty
13972 adjusters: (A) An examination fee of [ten] twenty dollars for each
13973 examination taken, except when a testing service is used, the testing
13974 service shall pay a fee of [ten] twenty dollars to the commissioner for
13975 each examination taken by an applicant; (B) a fee of [forty] eighty
13976 dollars for each license issued or renewed; and (C) the expense of any
13977 examination administered outside the state shall be the responsibility
13978 of the entity making the request and such entity shall pay to the
13979 commissioner [one] two hundred dollars for such examination and the
13980 actual traveling expenses of the examination administrator to
13981 administer such examination; (15) with respect to motor vehicle
13982 physical damage appraisers: (A) An examination fee of [forty] eighty
13983 dollars for each examination taken, except when a testing service is
13984 used, the testing service shall pay a fee of [forty] eighty dollars to the
13985 commissioner for each examination taken by an applicant; (B) a fee of
13986 [forty] eighty dollars for each license issued or renewed; and (C) the
13987 expense of any examination administered outside the state shall be the
13988 responsibility of the entity making the request and such entity shall
13989 pay to the commissioner [one] two hundred dollars for such
13990 examination and the actual traveling expenses of the examination
13991 administrator to administer such examination; (16) with respect to
13992 certified insurance consultants: (A) An examination fee of [thirteen]

13993 twenty-six dollars for each examination taken, except when a testing
13994 service is used, the testing service shall pay a fee of [thirteen] twenty-
13995 six dollars to the commissioner for each examination taken by an
13996 applicant; (B) a fee of two hundred fifty dollars for each license issued;
13997 and (C) a fee of [one hundred twenty-five] two hundred fifty dollars
13998 for each license renewed; (17) with respect to surplus lines brokers: (A)
13999 An examination fee of [ten] twenty dollars for each examination taken,
14000 except when a testing service is used, the testing service shall pay a fee
14001 of [ten] twenty dollars to the commissioner for each examination taken
14002 by an applicant; and (B) a fee of [five hundred] six hundred twenty-
14003 five dollars for each license issued or renewed; (18) with respect to
14004 fraternal agents, a fee of [forty] eighty dollars for each license issued or
14005 renewed; (19) a fee of [thirteen] twenty-six dollars for each license
14006 certificate requested, whether or not a license has been issued; (20)
14007 with respect to domestic and foreign benefit societies shall pay: (A) For
14008 service of process, [twenty-five] fifty dollars for each person or insurer
14009 to be served; (B) for filing a certified copy of its charter or articles of
14010 association, [five] fifteen dollars; (C) for filing the annual report, [ten]
14011 twenty dollars; and (D) for filing any additional paper required by law,
14012 [three] fifteen dollars; (21) with respect to foreign benefit societies: (A)
14013 For each certificate of organization or compliance, [four] fifteen dollars;
14014 (B) for each certified copy of permit, [two] fifteen dollars; and (C) for
14015 each copy of a report or certificate of condition of a society to be filed
14016 in any other state, [four] fifteen dollars; (22) with respect to reinsurance
14017 intermediaries: A fee of [five hundred] six hundred twenty-five dollars
14018 for each license issued or renewed; (23) with respect to life settlement
14019 providers: (A) A filing fee of [thirteen] twenty-six dollars for each
14020 initial application for a license made pursuant to section 38a-465a; and
14021 (B) a fee of [twenty] forty dollars for each license issued or renewed;
14022 (24) with respect to life settlement brokers: (A) A filing fee of [thirteen]
14023 twenty-six dollars for each initial application for a license made
14024 pursuant to section 38a-465a; and (B) a fee of [twenty] forty dollars for
14025 each license issued or renewed; (25) with respect to preferred provider
14026 networks, a fee of two thousand [five hundred] seven hundred fifty

14027 dollars for each license issued or renewed; (26) with respect to rental
14028 companies, as defined in section 38a-799, a fee of [forty] eighty dollars
14029 for each permit issued or renewed; (27) with respect to medical
14030 discount plan organizations licensed under section 38a-479rr, a fee of
14031 [five hundred] six hundred twenty-five dollars for each license issued
14032 or renewed; (28) with respect to pharmacy benefits managers, an
14033 application fee of [fifty] one hundred dollars for each registration
14034 issued or renewed; (29) with respect to captive insurance companies,
14035 as defined in section 38a-91aa, a fee of three hundred seventy-five
14036 dollars for each license issued or renewed; and (30) with respect to
14037 each duplicate license issued a fee of [twenty-five] fifty dollars for each
14038 license issued.

14039 (b) If any state imposes fees upon domestic fraternal benefit
14040 societies greater than are fixed by this section or sections 38a-595 to
14041 38a-626, inclusive, 38a-631 to 38a-640, inclusive, or 38a-800, the
14042 commissioner shall collect from each fraternal benefit society
14043 incorporated by or organized under the laws of such other state and
14044 admitted to transact business in this state, the same fees as are imposed
14045 upon similar domestic societies and organizations by such other state.
14046 The expense of any examination or inquiry made outside the state shall
14047 be borne by the society so examined.

14048 (c) Each unauthorized insurer declared to be an eligible surplus
14049 lines insurer shall pay to the Insurance Commissioner, on or before
14050 May first of each year, an annual fee of [sixty-three] one hundred
14051 twenty-six dollars in order to remain on the list of eligible surplus lines
14052 insurers.

14053 (d) For service of process on the commissioner, the commissioner
14054 shall demand and receive a fee of [twenty-five] fifty dollars for each
14055 person or insurer to be served. The commissioner shall also collect, for
14056 each hospital or ambulance lien filed, [twenty-five] fifty dollars, and
14057 for each small claims notice filed, [five] fifteen dollars, each of which
14058 shall be paid by the plaintiff at the time of service, the same to be

14059 recovered by him as part of the taxable costs if he prevails in the suit.

14060 (e) Each insurance company depositing any security with the
14061 Treasurer pursuant to section 38a-83 shall pay to the commissioner
14062 [two hundred fifty] three hundred fifteen dollars, annually. In case of
14063 an examination or appraisal made outside the office of the Treasurer,
14064 and in such case the company in whose behalf such examination or
14065 appraisal has been made shall pay to the commissioner [one] two
14066 hundred dollars for such examination and the actual traveling
14067 expenses of the officer making such examination or appraisal.

14068 Sec. 385. Section 42a-9-525 of the general statutes is repealed and the
14069 following is substituted in lieu thereof (*Effective October 1, 2009*):

14070 (a) The filing office described in subdivision (2) of subsection (a) of
14071 section 42a-9-501 shall charge and collect the following uniform fee:
14072 For filing and indexing an initial financing statement, a correction
14073 statement or an amendment, [twenty-five] fifty dollars. No fee shall be
14074 charged (1) to the state when the initial financing statement, correction
14075 statement or amendment is filed by or at the request of the Attorney
14076 General or an assistant attorney general or by a duly authorized
14077 official of the state or any of its agencies, boards or commissions acting
14078 in an official capacity, or (2) to a municipality when the initial
14079 financing statement, correction statement or amendment is filed by a
14080 tax collector or other municipal officer of such municipality pursuant
14081 to the provisions of sections 12-195a to 12-195g, inclusive, or (3) for any
14082 filing accomplished solely by electronic means and without the
14083 physical submission of any document, instrument or paper, in
14084 accordance with a plan approved by the Secretary of the State.

14085 (b) The uniform fee for responding to a request for information from
14086 the filing office described in subdivision (2) of subsection (a) of section
14087 42a-9-501, including issuing a certificate showing whether there is on
14088 file, on the date and time stated therein, any financing statement
14089 naming a particular debtor and any amendment thereof and, if there is,
14090 giving the date and hour of filing such amendment and the name and

14091 address of each secured party named therein, is [twenty-five] fifty
14092 dollars. Upon request, the filing officer shall furnish a photographic or
14093 electronic copy of any filed financing statement or amendment for a
14094 uniform fee of [twenty] forty dollars regardless of the number of pages
14095 and affix such filing officer's certification and official seal thereto for a
14096 fee of [five] fifteen dollars. No fee shall be charged to the state when a
14097 certificate showing whether there is on file, on the date and hour stated
14098 therein, any presently effective financing statement naming a
14099 particular debtor and any amendment thereof, is requested by the
14100 Attorney General or an assistant attorney general or by a duly
14101 authorized official of the state or any of its agencies, boards or
14102 commissions acting in an official capacity, and no fee shall be charged
14103 to a municipality when such certificate is requested by the tax collector
14104 or other municipal officer of such municipality pursuant to the
14105 provisions of sections 12-195a to 12-195g, inclusive.

14106 (c) This section does not require a fee with respect to a record of a
14107 mortgage which is effective as a financing statement filed as a fixture
14108 filing or as a financing statement covering as-extracted collateral or
14109 timber to be cut under subsection (c) of section 42a-9-502. However,
14110 the recording and satisfaction fees that otherwise would be applicable
14111 to the record of the mortgage apply.

14112 Sec. 386. Section 43-3 of the general statutes is repealed and the
14113 following is substituted in lieu thereof (*Effective October 1, 2009*):

14114 (a) The Commissioner of Consumer Protection shall be state
14115 Commissioner of Weights and Measures. The commissioner may
14116 appoint inspectors of weights and measures, with all the powers
14117 incident to that office, when directed so to act by the commissioner.
14118 Said commissioner shall take charge of the standards adopted, under
14119 the provisions of section 43-2, as the standards of the state, and cause
14120 them to be kept in a fire-proof building belonging to the state, or in a
14121 suitable place in his office, from which they shall not be removed
14122 except for repairs or for certification, and he shall take all other

14123 necessary precautions for their safekeeping. He shall maintain the state
14124 standards in good order and shall provide for their certification as
14125 prescribed by the National Institute of Standards and Technology at
14126 least once in ten years. He shall, at least once in two years, test by the
14127 state standards all standard weights, measures and other apparatus
14128 which belong to any municipality and shall seal such apparatus as is
14129 found to be accurate, by stamping thereon, with seals kept for that
14130 purpose, the letter "C" and the last two figures of the year of
14131 certification. He shall have general supervision of the weights,
14132 measures and weighing and measuring devices sold, offered for sale or
14133 used in the state. He, or the inspectors by his direction, shall, at least
14134 once in each year, test all scales, weights and measures used in
14135 checking the receipt or disbursement of supplies in each institution for
14136 the maintenance of which moneys are appropriated by the General
14137 Assembly, and he shall report, in writing, his findings to the
14138 supervisory board and to the executive officer of the institution
14139 concerned, and, at the request of such board or executive officer, he
14140 shall appoint, in writing, one or more employees, in the service of each
14141 institution, who shall act as special deputies for the purpose of
14142 checking the receipt or disbursement of supplies. He shall keep a
14143 complete record of the standards, balances and other apparatus
14144 belonging to the state, and take a receipt for the same from his
14145 successor in office. He, or the inspectors at his direction, shall, at least
14146 once in two years, inspect the work of the local sealers throughout the
14147 state and shall have power to inspect and ascertain the correctness of
14148 all weights, scales, beams, measures, instruments or mechanical
14149 devices for measuring, and tools, appliances or accessories connected
14150 with any such instruments or measures kept, offered or exposed for
14151 sale, sold, used or employed by any proprietor, agent, lessee or
14152 employee in proving the size, quantity, extent, area or measurement of
14153 quantities, things, produce or articles for distribution or consumption,
14154 offered or submitted by such person or persons for sale, hire or
14155 reward; and shall, from time to time, weigh or measure packages or
14156 amounts of commodities of any kind kept for the purpose of sale,

14157 offered for sale or sold, or in the process of delivery, in order to
14158 determine whether the same contain the amounts represented, and
14159 whether they are offered for sale or sold in accordance with law. They
14160 may, in the performance of their official duties, enter, without warrant,
14161 into or upon any stand, place, building or other premises, or stop any
14162 vendor, peddler, junk dealer or driver of any vehicle transporting or
14163 containing coal, coke, ice or other commodity, or any dealer, and
14164 require him to proceed to some place which they may specify, for the
14165 purpose of making tests. Said commissioner or the inspectors may seal
14166 any such weighing or measuring instrument or apparatus which is
14167 found to be correct and may seize and destroy any incorrect weight,
14168 measure or weighing or measuring instrument. The commissioner
14169 shall issue, from time to time, regulations prescribing specifications
14170 and tolerances for commercial weights and measures and weighing
14171 and measuring devices and regulations for the guidance of municipal
14172 sealers, which regulations shall govern the procedure to be followed
14173 by such officers in the discharge of their duties. The commissioner may
14174 by regulation exempt specific duties and restrict specific powers of the
14175 municipal sealers appointed under the provisions of section 43-6
14176 thereby reserving exclusively to the commissioner within the
14177 municipality the duties exempted and powers restricted. The
14178 commissioner may adopt regulations, in accordance with the
14179 provisions of chapter 54, prescribing fees to be charged for any
14180 calibration services performed by the Department of Consumer
14181 Protection, provided no fee shall be charged for services provided in
14182 accordance with the provisions of section 43-50. Whenever any
14183 municipality required by section 43-6 to appoint a sealer of weights
14184 and measures fails to do so or when a municipal sealer appointed
14185 under the provisions of said section fails or neglects to perform his
14186 duties, the Commissioner of Weights and Measures may direct his
14187 inspectors to perform such duties and the clerk or comptroller of such
14188 municipality shall, upon notification and request by the Commissioner
14189 of Weights and Measures, reimburse the state for the cost of such
14190 services rendered.

14191 (b) Notwithstanding any regulations to the contrary, the following
14192 weighing and measuring devices shall be registered annually with the
14193 commissioner and the commissioner shall charge the following annual
14194 registration fees: (1) Each motor fuel dispenser, **[**twenty-five**]** fifty
14195 dollars; (2) each large weighing or measuring device, **[**one hundred
14196 twenty-five**]** two hundred fifty dollars; (3) each medium weighing or
14197 measuring device, **[**fifty**]** one hundred dollars; and (4) each small
14198 weighing or measuring device, **[**fifteen**]** thirty dollars.

14199 Sec. 387. Section 43-16f of the general statutes is repealed and the
14200 following is substituted in lieu thereof (*Effective October 1, 2009*):

14201 Before the issuance of any license as a licensed public weigher, or
14202 any renewal thereof, the applicant shall pay to the commissioner a fee
14203 of **[**twenty**]** forty dollars.

14204 Sec. 388. Section 43-47 of the general statutes is repealed and the
14205 following is substituted in lieu thereof (*Effective October 1, 2009*):

14206 No person shall act as a dealer or repairman without first obtaining
14207 a certificate of registration from the Commissioner of Consumer
14208 Protection as provided in this section. Any person wishing to be
14209 registered as a dealer or repairman shall make application to the
14210 Commissioner of Consumer Protection on forms provided by him,
14211 furnishing such pertinent information as he may require. Each
14212 application shall be accompanied by a fee of **[**twenty-five**]** fifty dollars
14213 in the case of a dealer and **[**ten**]** twenty dollars in the case of a
14214 repairman. Upon approval, said commissioner shall issue to the
14215 applicant a registration certification bearing an identification number
14216 identifying such dealer or repairman. The certification shall expire
14217 annually unless suspended or revoked under the provisions of section
14218 43-51. Such registration shall be renewable annually on payment of a
14219 fee of **[**twenty-five**]** fifty dollars in the case of a dealer and **[**ten**]** twenty
14220 dollars in the case of a repairman.

14221 Sec. 389. Section 47-244a of the general statutes is repealed and the

14222 following is substituted in lieu thereof (*Effective October 1, 2009*):

14223 (a) Not later than January 1, 1992, each unit owners' association, as
14224 defined in section 47-202, that is not incorporated in this state shall
14225 have and maintain a statutory agent for service in this state as
14226 provided in this section. A statutory agent for service shall be either (1)
14227 a natural person who is a resident of this state, (2) a domestic
14228 corporation with or without capital stock, or (3) any corporation not
14229 organized under the laws of this state which has procured a certificate
14230 of authority to transact business or conduct affairs in this state.

14231 (b) A statutory agent for service of a unit owners' association shall
14232 be appointed by filing with the Secretary of the State a written
14233 appointment in such form as he prescribes setting forth: (1) The name
14234 of the common interest community and of the association; (2) the name
14235 of the statutory agent for service; and (3) if the statutory agent is a
14236 natural person, the business and residence address thereof; if the
14237 statutory agent is a domestic corporation, the address of the principal
14238 office thereof; if the statutory agent is a corporation not organized
14239 under the laws of this state, the address of the principal office thereof
14240 in this state, if any. In each case the address shall include the street and
14241 number or other particular designation.

14242 (c) The written appointment shall be signed by the president, vice
14243 president or secretary of the appointing association. Each written
14244 appointment shall also be signed by the statutory agent for service
14245 therein appointed.

14246 (d) If a statutory agent for service dies, dissolves, withdraws from
14247 the state or resigns, the unit owners' association shall forthwith
14248 appoint another statutory agent for service. If the statutory agent for
14249 service changes his or its address within the state from that appearing
14250 upon the record in the office of the Secretary of the State, the unit
14251 owners' association shall forthwith file with the Secretary of the State
14252 notice of the new address. A statutory agent for service may resign by
14253 filing with the Secretary of the State a signed statement in duplicate to

14254 that effect. The Secretary of the State shall forthwith file one copy and
14255 mail the other copy of such statement to the unit owners' association at
14256 its principal office. Upon the expiration of thirty days after such filing,
14257 the resignation shall be effective and the authority of such statutory
14258 agent for service shall terminate. A unit owners' association may
14259 revoke the appointment of a statutory agent for service by making a
14260 new appointment as provided in this section and any new
14261 appointment so made shall revoke all appointments theretofore made.

14262 (e) The Secretary of the State shall charge and collect a fee of **[**forty-
14263 five**]** ninety dollars for filing an appointment of a statutory agent, and
14264 a fee of **[**nine**]** eighteen dollars for filing a change of address of
14265 statutory agent or change of statutory agent.

14266 Sec. 390. Section 51-81b of the general statutes is repealed and the
14267 following is substituted in lieu thereof (*Effective October 1, 2009*):

14268 (a) Any person who has been admitted as an attorney by the judges
14269 of the Superior Court shall annually on or before January fifteenth file
14270 an annual return prescribed or furnished by the Commissioner of
14271 Revenue Services. If any such person was engaged in the practice of
14272 law in the year preceding the year in which an occupational tax is due
14273 hereunder, such person, unless exempted under this section, shall
14274 annually on or before January fifteenth pay to the Commissioner of
14275 Revenue Services a tax in the amount of **[**four hundred fifty**]** five
14276 hundred sixty-five dollars. Any person who has been admitted as an
14277 attorney pro hac vice by a judge of the Superior, Appellate or Supreme
14278 Court in accordance with the rules of said court shall file such return
14279 and pay such tax as provided in this subsection with respect to any
14280 year in which such person was admitted pro hac vice and engaged in
14281 the practice of law in this state.

14282 (b) Upon failure of any such person to pay the sum due hereunder
14283 within thirty days of the due date, the provisions of section 12-35 shall
14284 apply with respect to the enforcement of this section and the collection
14285 of such sum. The warrant therein provided for shall be signed by the

14286 commissioner or his authorized agent. The amount of any such tax,
14287 penalty and interest shall be a lien, from the thirty-first day of
14288 December next preceding the due date of such tax until discharged by
14289 payment, against all real estate of the taxpayer within the state, and a
14290 certificate of such lien signed by the commissioner may be filed for
14291 record in the office of the clerk of any town in which such real estate is
14292 situated, provided no such lien shall be effective as against any bona
14293 fide purchaser or qualified encumbrancer of any interest in any such
14294 property. When any tax with respect to which a lien has been recorded
14295 under the provisions of this section has been satisfied, the
14296 commissioner, upon request of any interested party, shall issue a
14297 certificate discharging such lien, which certificate shall be recorded in
14298 the same office in which the lien was recorded. Any action for the
14299 foreclosure of such lien shall be brought by the Attorney General in the
14300 name of the state in the superior court for the judicial district in which
14301 the property subject to such lien is situated, or, if such property is
14302 located in two or more judicial districts, in the superior court for any
14303 one such judicial district, and the court may limit the time for
14304 redemption or order the sale of such property or make such other or
14305 further decree as it judges equitable.

14306 (c) The Commissioner of Revenue Services shall notify the Chief
14307 Court Administrator of the failure of any person to comply with the
14308 provisions of this section and the Chief Court Administrator shall
14309 notify the judges of the Superior Court of such failure.

14310 (d) If any person fails to pay the amount of tax reported to be due
14311 on such person's return within the time specified under the provisions
14312 of this section, there shall be imposed a penalty of fifty dollars, which
14313 penalty shall be payable to, and recoverable by, the commissioner in
14314 the same manner as the tax imposed under this section. Subject to the
14315 provisions of section 12-3a, the commissioner may waive all or part of
14316 the penalties provided under this section when it is proven to his
14317 satisfaction that the failure to pay any tax was due to reasonable cause
14318 and was not intentional or due to neglect.

14319 (e) If any tax is not paid when due as provided in this section, there
14320 shall be added to the amount of the tax interest at the rate of one per
14321 cent per month or fraction thereof from the date the tax became due
14322 until it is paid.

14323 (f) If the commissioner is satisfied beyond a reasonable doubt that
14324 the failure to file a return or to pay the tax was due to reasonable cause
14325 and was not intentional or due to neglect, he may abate or remit the
14326 whole or any part of any penalty under this section.

14327 (g) This section shall not apply (1) to any attorney whose name has
14328 been removed from the roll of attorneys maintained by the clerk of the
14329 superior court for the judicial district of Hartford, or (2) to any attorney
14330 who has retired from the practice of law, provided the attorney shall
14331 file written notice of retirement with the clerk of the superior court for
14332 the judicial district of Hartford, or to any attorney who does not
14333 engage in the practice of law as an occupation and receives less than
14334 four hundred fifty dollars in legal fees or other compensation for
14335 services involving the practice of law during any calendar year, or (3)
14336 with respect to the tax due in any calendar year, to any attorney
14337 serving on active duty with the armed forces of the United States for
14338 more than six months in such year.

14339 (h) No person shall be liable for payment of the occupational tax
14340 under this section solely by virtue of such person having engaged in
14341 the practice of law while acting as an employee of the state, any
14342 political subdivision of the state or any probate court.

14343 (i) The provisions of sections 12-548 to 12-554, inclusive, and section
14344 12-555a shall apply to the provisions of this section in the same manner
14345 and with the same force and effect as if the language of said sections
14346 12-548 to 12-554, inclusive, and section 12-555a had been incorporated
14347 in full into this section and had expressly referred to the tax under this
14348 section, except to the extent that any such provision is inconsistent
14349 with a provision of this section.

14350 Sec. 391. (NEW) (*Effective October 1, 2009*) Notwithstanding any
14351 provision of the general statutes or any regulation of Connecticut state
14352 agencies to the contrary, on and after October 1, 2009, each fee in effect
14353 pursuant to regulations adopted pursuant to any section of the general
14354 statutes that is (1) one thousand dollars or more shall be increased by
14355 two hundred fifty dollars, (2) one hundred fifty dollars or more, but
14356 less than one thousand dollars, shall be increased by twenty-five per
14357 cent and rounded up to the next whole five-dollar increment, and (3)
14358 less than one hundred fifty dollars shall be doubled.

14359 Sec. 392. Subsection (b) of section 14-21e of the general statutes is
14360 repealed and the following is substituted in lieu thereof (*Effective*
14361 *October 1, 2009*):

14362 (b) The Commissioner of Motor Vehicles shall establish, by
14363 regulations adopted in accordance with chapter 54, a fee to be charged
14364 for Long Island Sound commemorative number plates in addition to
14365 the regular fee or fees prescribed for the registration of a motor vehicle.
14366 The fee shall be for such number plates with letters and numbers
14367 selected by the Commissioner of Motor Vehicles. The Commissioner of
14368 Motor Vehicles may establish a higher fee for: (1) Such number plates
14369 which contain letters in place of numbers as authorized by section 14-
14370 49, in addition to the fee or fees prescribed for plates issued under said
14371 section; and (2) such number plates which are low number plates, in
14372 accordance with section 14-160, in addition to the fee or fees prescribed
14373 for plates issued under said section. The Commissioner of Motor
14374 Vehicles shall establish, by regulations adopted in accordance with the
14375 provisions of chapter 54, an additional voluntary lighthouse
14376 preservation donation which shall be deposited in the Connecticut
14377 Lighthouse Preservation account established under section 22a-27n.
14378 All fees established and collected pursuant to this section shall be
14379 deposited in the **[**Long Island Sound account established pursuant to
14380 section 22a-27k**]** General Fund.

14381 Sec. 393. Section 14-49b of the general statutes is repealed and the

14382 following is substituted in lieu thereof (*Effective October 1, 2009*):

14383 **[**(a)**]** For each new registration or renewal of registration of any
14384 motor vehicle with the Commissioner of Motor Vehicles pursuant to
14385 this chapter, the person registering such vehicle shall pay to the
14386 commissioner a fee of ten dollars for registration for a biennial period
14387 and five dollars for registration for an annual period, except that any
14388 individual who is sixty-five years of age or older on or after January 1,
14389 1994, may, at the discretion of such individual, pay the fee for either a
14390 one-year or two-year period. The provisions of this section shall not
14391 apply with respect to any motor vehicle which is not self-propelled,
14392 which is electrically powered, or which is exempted from payment of a
14393 registration fee. This fee may be identified as the "federal Clean Air Act
14394 fee" on any registration form provided by the commissioner. Payments
14395 collected pursuant to the provisions of this section shall be deposited
14396 as follows: (1) Fifty-seven and one-half per cent of such payments
14397 collected shall be deposited into the Special Transportation Fund
14398 established pursuant to section 13b-68, and (2) forty-two and one-half
14399 per cent of such payments collected shall be deposited **[**in a treasurer's
14400 account and credited to a separate, nonlapsing federal Clean Air Act
14401 account which shall be established by the Comptroller within the**]** <u>into</u>
14402 <u>the</u> General Fund. **[**The federal Clean Air Act account may be used to
14403 pay any costs to state agencies of implementing the requirements of
14404 the federal Clean Air Act Amendments of 1990 that are not otherwise
14405 met by the fees collected pursuant to section 22a-174 and any funds
14406 transferred to the account pursuant to section 22a-27m may
14407 additionally be used by the Commissioner of Environmental
14408 Protection to carry out the provisions of chapter 446c. All moneys
14409 deposited in this account are deemed to be appropriated for this
14410 purpose.**]** The fee required by this section is in addition to any other
14411 fees prescribed by any other provision of this title for the registration
14412 of a motor vehicle.

14413 **[**(b) The Commissioner of Environmental Protection, in consultation
14414 with the Commissioner of Motor Vehicles, shall annually, within

14415 ninety days prior to the beginning of the next ensuing fiscal year,
14416 submit to the Secretary of the Office of Policy and Management an
14417 annual operating budget for the federal Clean Air Act account,
14418 providing for the operation of programs to implement the federal
14419 Clean Air Act Amendments of 1990, to the extent that the payment of
14420 such costs has not otherwise been adequately provided for. Such
14421 annual operating budget shall include an estimate of revenues from
14422 the fees and charges fixed by law, and from any and all other sources,
14423 to meet the estimated expenditures of the federal Clean Air Act
14424 account for such fiscal year. Within thirty days prior to the first day of
14425 such fiscal year the Secretary of the Office of Policy and Management
14426 shall approve said annual operating budget, with such changes,
14427 amendments, additions and deletions as shall be agreed upon prior to
14428 that date by the Commissioner of Environmental Protection and the
14429 Secretary of the Office of Policy and Management.**]**

14430 Sec. 394. Section 15-155 of the general statutes is repealed and the
14431 following is substituted in lieu thereof (*Effective October 1, 2009*):

14432 **[**(a)**]** All revenue received by the state, annually, for the twelve-
14433 month period from November first to October thirty-first, inclusive, in
14434 fees for the numbering and registration of vessels under section 15-144
14435 shall be paid to the Treasurer and allocated **[**and distributed as follows:
14436 (1) The first one million dollars, and any balance in excess of the
14437 amounts required under subdivision (2) of this subsection, shall be
14438 deposited in the Conservation Fund and credited to the separate
14439 account known as the boating account and (2) an amount equal to the
14440 amount of property tax paid on vessels on the assessment list of
14441 October 1, 1978, in each town, as defined in section 15-127, to the
14442 extent such revenue is sufficient, shall be distributed to such towns in
14443 lieu of property tax on vessels in the manner set forth and as
14444 determined by section 15-155b. The boating account shall be an
14445 account of the Conservation Fund. In the event that total revenue from
14446 such fees for any period of twelve months from November first to
14447 October thirty-first next following, inclusive, is less than the amount

14448 necessary to credit the sum of one million dollars to the boating
14449 account, as provided under subdivision (1) of this subsection, and
14450 make such distribution equivalent to the total of certain property taxes
14451 paid on vessels in each town, as provided under subdivision (2) of this
14452 subsection, the additional amount necessary to provide for such credit
14453 and payment in full shall be allocated for such purpose from any
14454 unallocated funds in the boating account, as determined immediately
14455 following the end of such period of twelve months**]** to the General
14456 Fund.

14457 **[**(b) The boating account shall be used for the following purposes:
14458 (1) All expenses incurred by the Commissioner of Motor Vehicles and
14459 the Commissioner of Environmental Protection in the administration
14460 and enforcement of this part and the laws and regulations of the state
14461 respecting boating safety and water pollution from vessels, and any
14462 payments in accordance with subsection (a) of this section that may be
14463 necessary for purposes of the distribution to towns in lieu of property
14464 tax on vessels. (2) Expenditures for boating safety, boating education,
14465 marine patrols and enforcement training programs, and for the
14466 acquisition, construction, maintenance and improvement of
14467 recreational and navigational facilities related to boating. (3) Any town
14468 which incurs expenses in the enforcement of this part or any law or
14469 regulation of the state respecting boating safety, vessel theft prevention
14470 or recovery, search and rescue or water pollution from vessels shall be
14471 entitled to reimbursement from such moneys in said account as are not
14472 provided for under subdivision (2) of this subsection. On or before the
14473 first day of December each year, each town desiring such
14474 reimbursement shall submit its request to the Commissioner of
14475 Environmental Protection with a verified statement of expenses so
14476 incurred during the preceding year. Upon receipt of such request on a
14477 form prescribed by the Commissioner of Environmental Protection
14478 said commissioner shall allow such expenses as he finds were
14479 reasonable and necessary and shall certify such amounts to the
14480 Comptroller for payment to the requesting town. If funds are
14481 insufficient to reimburse in full each town so applying, reimbursement

14482 shall be made on a pro rata basis. The determination of the amounts
14483 available for reimbursement under this subsection shall be made by
14484 the Commissioner of Environmental Protection annually in the month
14485 of November. (4) The balance of such revenue remaining after
14486 payment of the foregoing expenses shall be allocated for use of the
14487 several towns for boating safety education and for the construction,
14488 maintenance and improvement of boating facilities. Any town desiring
14489 to obtain such funds shall apply to the Commissioner of
14490 Environmental Protection, giving such information about the proposed
14491 use as he may require. Said commissioner may approve payment to
14492 any municipality, in amounts not exceeding two thousand dollars per
14493 town per year, upon satisfactory evidence that the proposed use has
14494 been approved as prescribed by law by the legislative body of the
14495 requesting town, that it is needed for the safety or convenience of the
14496 boating public, that it is not in conflict with any program planned or
14497 undertaken by any agency of the state and that it will not adversely
14498 affect any privately-owned and operated boating facility.

14499 (c) The Commissioners of Environmental Protection and Motor
14500 Vehicles shall annually on or before December thirty-first, submit
14501 separate reports to the joint standing committee of the General
14502 Assembly having cognizance of matters relating to state finance,
14503 revenue and bonding, on the operation of the boating account. The
14504 report shall contain a detailed statement of expenditures related to
14505 each of the purposes set forth in subsection (b) for the twelve-month
14506 period ending October thirty-first, a projected budget for such
14507 purposes for the next succeeding twelve-month period and
14508 recommendations, if any, concerning the operation of the account and
14509 the boating safety and enforcement programs.**]**

14510 Sec. 395. Section 22a-6f of the general statutes is repealed and the
14511 following is substituted in lieu thereof (*Effective October 1, 2009*):

14512 (a) Each annual fee charged by the Commissioner of Environmental
14513 Protection pursuant to the general statutes shall be due on or before

14514 July first of each year, unless otherwise specified in the general statutes
14515 or in regulations adopted pursuant thereto. The fee for late payment of
14516 an annual fee charged by said commissioner pursuant to the general
14517 statutes shall be ten per cent of the annual fee due, plus one and one-
14518 quarter per cent per month or part thereof that the annual fee remains
14519 unpaid. Each permit fee and permit application fee charged by the
14520 commissioner pursuant to the general statutes is due upon the
14521 submission of the permit application, unless otherwise specified in the
14522 general statutes or in regulations adopted pursuant thereto. Each
14523 permit fee and permit application fee payable to the commissioner
14524 shall apply equally to the issuance, renewal, modification and transfer
14525 of a permit unless otherwise specified in the general statutes or in
14526 regulations adopted pursuant thereto. The commissioner may waive
14527 any fee payable to him as it applies to the activities of an agency,
14528 board, commission, council or department of the state, provided such
14529 agency, board, commission, council or department compensates the
14530 Department of Environmental Protection in an amount equal to such
14531 fee pursuant to a written agreement.

14532 (b) Notwithstanding any provision of the general statutes or any
14533 regulation adopted under this title, on and after August 20, 2003, each
14534 fee in effect pursuant to regulations adopted pursuant to any section of
14535 this title that is greater than one hundred dollars shall be increased by
14536 fifty per cent and all such fees of one hundred dollars or less shall be
14537 doubled, provided no such fee shall be less than one hundred dollars.

14538 (c) Notwithstanding the provisions of subsection (b) of this section:
14539 (1) The fees and annual adjustment for Title V emissions shall be
14540 assessed pursuant to the regulations adopted under section 22a-174, <u>as</u>
14541 <u>amended by this act</u>; (2) each fee imposed pursuant to a general
14542 permit, in effect on or before August 20, 2003, shall be double the
14543 amount specified in such permit; and (3) each fee imposed pursuant to
14544 a certificate of permission, issued in accordance with section 22a-363b,
14545 shall be double the amount in effect on or before August 20, 2003.

14546 (d) Notwithstanding any provision of the general statutes or any
14547 regulation adopted under this title, on and after October 1, 2009, any
14548 fee in effect pursuant to regulations adopted pursuant to any section of
14549 this title that is greater than one thousand dollars shall be increased by
14550 two hundred fifty dollars, any such fee that is greater than or equal to
14551 one hundred fifty dollars, but less than or equal to one thousand
14552 dollars, shall be increased by twenty-five per cent and rounded up to
14553 the nearest whole five-dollar increment and any such fee of less than
14554 one hundred fifty dollars shall be doubled.

14555 **[**(d)**]** (e) Unless otherwise specified in a general permit, the
14556 registration fee for a general permit shall be as follows: (1) If the person
14557 intending to engage in the regulated activity is required to register
14558 with the Department of Environmental Protection and obtain approval
14559 of the registration before the activity is authorized, one thousand
14560 dollars; or (2) if the person intending to engage in the regulated
14561 activity is only required to register with the Department of
14562 Environmental Protection before the activity is authorized, five
14563 hundred dollars. No fee for a general permit shall exceed five
14564 thousand dollars.

14565 **[**(e)**]** (f) Unless otherwise established by regulations adopted
14566 pursuant to section 22a-354i, the fee for a permit of a regulated activity,
14567 as described in section 22a-354i, shall be one thousand dollars and the
14568 fee to register such regulated activity with the Department of
14569 Environmental Protection, pursuant to section 22a-354i, shall be five
14570 hundred dollars.

14571 **[**(f)**]** (g) The fee for a consolidated general permit issued in
14572 accordance with more than one section of this title shall be specified in
14573 such general permit and shall not exceed the total sum for individual
14574 general permits, as authorized pursuant to subdivision (2) of
14575 subsection (c) of this section.

14576 Sec. 396. Section 22a-27j of the general statutes is repealed and the
14577 following is substituted in lieu thereof (*Effective October 1, 2009*):

14578 (a) Any person, firm or corporation, other than a municipality,
14579 making an application for any approval required by chapters 124, 126,
14580 440 and 444 or by regulations adopted pursuant to said chapters shall
14581 pay a fee of twenty dollars, in addition to any other fee which may be
14582 required, to the municipal agency or legislative body which is
14583 authorized to approve the application. On and after July 1, 2004, the
14584 fee shall be thirty dollars. On and after October 1, 2009, the fee shall be
14585 sixty dollars. Such municipal agency or legislative body shall collect
14586 such fees, retaining two dollars of such fee for administrative costs,
14587 and shall pay the remainder of such fees quarterly to the Department
14588 of Environmental Protection and the receipts shall be deposited into
14589 [an account of the State Treasurer and credited to the Environmental
14590 Quality Fund established pursuant to section 22a-27g. The portion of
14591 such fund attributable to the fees established by this section shall be
14592 used by the Department of Environmental Protection as follows: (1)
14593 Nineteen dollars shall be used for the purpose of funding the
14594 environmental review teams program of the Bureau of Water
14595 Management within said department, the Council on Soil and Water
14596 Conservation established pursuant to section 22a-315 and the eight
14597 county soil and water conservation districts, and (2) nine dollars shall
14598 be deposited into the hazard mitigation and floodplain management
14599 account established pursuant to section 22a-27q and used for grants
14600 under section 25-68k] the General Fund.

14601 (b) Not later than three months following the close of each fiscal
14602 year starting with fiscal year July 1, 2000, the Department of
14603 Environmental Protection shall identify those municipalities that are
14604 not in compliance with subsection (a) of this section for the previous
14605 fiscal year and shall provide the Office of Policy and Management with
14606 a list of such municipalities. The list shall be submitted annually and in
14607 such manner as the Office of Policy and Management may require. The
14608 Office of Policy and Management, when issuing the first payment from
14609 the Mashantucket Pequot and Mohegan Fund established pursuant to
14610 section 3-55i, in the fiscal year during which said list is received, shall
14611 reduce said payment to a municipality by one thousand dollars for

14612 each quarter of the preceding fiscal year that the municipality has not
14613 been in compliance with subsection (a) of this section to a maximum of
14614 four thousand dollars in each fiscal year. **[**The Office of Policy and
14615 Management shall certify to the State Comptroller the amount of any
14616 funds withheld under this subsection to be transferred to the
14617 Environmental Quality Fund for the uses set forth in subsection (a) of
14618 this section, and the State Comptroller shall cause said amount to be
14619 transferred to such fund.**]**

14620 Sec. 397. Subsection (g) of section 22a-50 of the general statutes is
14621 repealed and the following is substituted in lieu thereof (*Effective*
14622 *October 1, 2009*):

14623 (g) The registrant shall pay a fee of **[**seven hundred fifty**]** nine
14624 hundred forty dollars for each pesticide registered and for each
14625 renewal of a registration. A registration shall expire after five years.
14626 The commissioner shall establish regulations to phase in pesticide
14627 registration so that one fifth of the pesticides registered expire each
14628 year. The commissioner may register a pesticide for less than five years
14629 and prorate the registration fee accordingly to implement the
14630 regulations established pursuant to this subsection. The fees collected
14631 in accordance with this section shall be deposited in the General Fund.
14632 **[**provided, on and after October 1, 1997, two hundred dollars from
14633 each payment of the fee required under this subsection shall be
14634 deposited into the Environmental Quality Fund established under
14635 section 22a-27g and shall be used by the commissioner to carry out the
14636 purposes of section 22a-66*l*.**]**

14637 Sec. 398. Subsections (e) and (f) of section 22a-54 of the general
14638 statutes are repealed and the following is substituted in lieu thereof
14639 (*Effective October 1, 2009*):

14640 (e) The following provisions shall govern the certification of aircraft
14641 applicators:

14642 (1) No person shall apply, offer to apply or cause to be applied any

14643 pesticide or fertilizer by aircraft without a certificate or permit issued
14644 in accordance with the provisions of this subsection.

14645 (2) Upon application of any person qualified to fly an aircraft, the
14646 commissioner may issue a certificate for the application of pesticides or
14647 fertilizers by aircraft. Application for said certificate shall be on forms
14648 provided by the commissioner and shall be accompanied by a fee of
14649 fifty dollars.

14650 (3) The commissioner may issue a permit to the owner of any crop
14651 or land, or to a representative designated by such owner, for
14652 application of pesticides or fertilizers by a certified aircraft applicator.
14653 Application for said permit shall be on forms provided by the
14654 commissioner and shall be accompanied by a fee established by the
14655 commissioner by regulations adopted in accordance with the
14656 provisions of chapter 54 provided the fee shall be not less than **[**ten**]**
14657 twenty dollars. The commissioner may waive the application form and
14658 fee requirements imposed pursuant to regulations adopted in
14659 accordance with the provisions of chapter 54 in circumstances where
14660 application of broad spectrum chemical pesticides from the air is
14661 necessary to control specific vectors of human disease which pose an
14662 imminent threat to public health. The commissioner may require
14663 inspection of the crop or area and its immediate environs and approval
14664 as follows:

14665 (A) For agricultural crops, nurseries and orchards, by the director of
14666 the Connecticut Agricultural Experiment Station;

14667 (B) For rodent control, woodland spraying and mosquito control
14668 spraying, by the commissioner;

14669 (C) For control of vectors of human disease, by the Commissioner of
14670 Public Health.

14671 (4) The commissioner shall designate the kind and amount of
14672 pesticides permitted for use by aircraft. Permits for aircraft spraying in

14673 congested areas shall be issued only with the approval of the director
14674 of health of the municipality in which the operation is to be conducted
14675 except in circumstances where the commissioner determines that the
14676 application of broad spectrum chemical pesticides from the air is
14677 necessary to control specific vectors of human disease which pose an
14678 imminent threat to public health.

14679 (5) The commissioner, with the advice of the Commissioner of
14680 Transportation, may adopt such regulations as he deems necessary for
14681 the protection of public health, aquatic and animal life and public and
14682 private property, governing:

14683 (A) The type of aircraft to be used;

14684 (B) The hours during which aircraft may be so used;

14685 (C) The wind and weather conditions under which aircraft spraying
14686 or dusting may be performed;

14687 (D) The minimum area on which aircraft spraying or dusting may
14688 be done; and

14689 (E) The amount of public liability and property damage insurance to
14690 be carried by the aircraft applicator.

14691 (6) No person may apply pesticides or fungicides by aircraft or by
14692 misting-type devices to shade tobacco crops within three hundred feet
14693 of an inhabited residential building for which a certificate of
14694 occupancy was issued prior to January 1, 1997, without the written
14695 permission of the owner of such building, except spray applications
14696 may be administered within the confines of the netting. This
14697 subdivision shall not apply to an application of pesticides or
14698 fungicides to land which was poled for the cultivation of shade tobacco
14699 between January 1, 1994, and January 1, 1997.

14700 (f) The commissioner may by regulation prescribe fees for
14701 applicants to defray the cost of administering examinations and

14702 assisting in carrying out the purposes of section 22a-451, as amended
14703 by this act, except the fees for certification and renewal of a
14704 certification shall be as follows: (1) For supervisory certification as a
14705 commercial applicator, two hundred [twenty-five] eighty-five dollars;
14706 (2) for operational certification as a commercial applicator, [forty]
14707 eighty dollars, and (3) for certification as a private applicator, [fifty]
14708 one hundred dollars. A federal, state or municipal employee who
14709 applies pesticides solely as part of his employment shall be exempt
14710 from payment of a fee. Any certificate issued to a federal, state or
14711 municipal employee for which a fee has not been paid shall be void if
14712 the holder leaves government employment. The fees collected in
14713 accordance with this section shall be deposited in the General Fund.

14714 Sec. 399. Section 22a-54a of the general statutes is repealed and the
14715 following is substituted in lieu thereof (*Effective October 1, 2009*):

14716 The owner of any golf course which has a course length greater than
14717 one thousand yards shall, not later than December thirty-first
14718 annually, pay a fee of two hundred fifty dollars to the Commissioner
14719 of Environmental Protection to assist in carrying out the purposes of
14720 section 22a-451, as amended by this act. The fees collected in
14721 accordance with this section shall be deposited in the General Fund.

14722 Sec. 400. Subsection (c) of section 22a-56 of the general statutes is
14723 repealed and the following is substituted in lieu thereof (*Effective*
14724 *October 1, 2009*):

14725 (c) Any person who distributes, sells, offers for sale, holds for sale or
14726 offers to deliver any restricted or permit use pesticide to any person in
14727 the state shall register his name and address with the commissioner
14728 annually. The commissioner may by regulations adopted in
14729 accordance with the provisions of chapter 54 require the payment of a
14730 fee sufficient to cover the cost of administering examinations for
14731 registration and assisting in carrying out the purposes of section 22a-
14732 451, as amended by this act. The fee for each annual registration shall
14733 be [sixty] one hundred twenty dollars. The fees collected in accordance

14734 with this section shall be deposited in the General Fund.

14735 Sec. 401. Subsection (c) of section 22a-66c of the general statutes is
14736 repealed and the following is substituted in lieu thereof (*Effective*
14737 *October 1, 2009*):

14738 (c) An application for a certificate shall be accompanied by payment
14739 of a fee of **[**one hundred twenty**]** two hundred forty dollars. The
14740 commissioner may waive payment of the fee for the initial renewal of a
14741 certificate issued during the three months prior to expiration. A
14742 pesticide application business which employs not more than one
14743 certified applicator shall be exempt from payment of a fee. An
14744 application for a certificate or renewal shall not be deemed to be
14745 complete or sufficient until the fee is paid in full. Funds received by the
14746 commissioner in accordance with the provisions of this section shall be
14747 deposited in the General Fund.

14748 Sec. 402. Section 22a-66z of the general statutes is repealed and the
14749 following is substituted in lieu thereof (*Effective October 1, 2009*):

14750 The Commissioner of Environmental Protection may issue permits
14751 for the introduction of chemicals into the waters of the state for the
14752 control of aquatic vegetation, fish populations or other aquatic
14753 organisms. Application for said permit shall be on forms provided by
14754 the commissioner and shall be accompanied by a fee established by the
14755 commissioner by regulations adopted in accordance with the
14756 provisions of chapter 54 provided the fee shall be not less than
14757 **[**twenty**]** forty dollars. No permit shall be issued without prior
14758 approval, if the proposed application of chemicals involves areas
14759 tributary to reservoirs, lakes, ponds or streams used for public water
14760 supply, by the Commissioner of Public Health. Each permittee shall be
14761 responsible for any and all damages resulting from the applications of
14762 any pesticide to control aquatic vegetation, fish populations or other
14763 organisms. The commissioner, acting with the Department of Public
14764 Health, may establish regulations governing the use of pesticides in
14765 the waters of the state, including the marine district. The provisions of

14766 this section shall not apply to normal, emergency or experimental
14767 operations of the Department of Environmental Protection, the
14768 Department of Public Health or public water supply utilities, except
14769 that chemicals may not be applied to waters used for water supply
14770 furnished to the public or tributary to such water supply without prior
14771 approval of the Department of Public Health. Enforcement officers of
14772 the Department of Environmental Protection and the Department of
14773 Public Health may enforce the provisions of this section.

14774 Sec. 403. Section 22a-133f of the general statutes is repealed and the
14775 following is substituted in lieu thereof (*Effective October 1, 2009*):

14776 (a) The costs of remedial action pursued in accordance with the
14777 provisions of section 22a-133e may be paid from (1) **[**the emergency
14778 spill response account established pursuant to section (d) of section
14779 22a-451**]** available appropriations, or (2) any account authorized under
14780 subsection (a) of section 29 of special act 87-77 or subdivision (5) of
14781 subsection (e) of section 2 of special act 86-54. The costs may be paid
14782 from such funds and accounts provided the commissioner determines
14783 that the threat to the environment and public health from the site is
14784 unacceptable and (A) the commissioner is unable to determine the
14785 responsible party for the disposal or cleanup of the hazardous waste,
14786 (B) the responsible party is not in timely compliance with orders
14787 issued by the commissioner to provide remedial action, or (C) the
14788 commissioner has not issued a final decision on an order to a
14789 responsible party to provide remedial action because of (i) a request
14790 for a hearing made pursuant to section 22a-436 or sections 4-177 to 4-
14791 182, inclusive, or (ii) an order issued pursuant to said section 22a-436 is
14792 subject to an appeal pending before the Superior Court pursuant to
14793 section 22a-437 or sections 4-183 and 4-184.

14794 (b) The commissioner shall adopt regulations in accordance with
14795 chapter 54, setting forth priorities for the use of such funds and
14796 accounts. In setting such priorities the commissioner shall consider any
14797 factor he deems appropriate, including the score developed pursuant

14798 to section 22a-133d.

14799 Sec. 404. Section 22a-133v of the general statutes is repealed and the
14800 following is substituted in lieu thereof (*Effective October 1, 2009*):

14801 (a) As used in this section: (1) "Environmental professional" means a
14802 person who is qualified by reason of his knowledge, as specified in
14803 subsection (e) of this section, to engage in activities associated with the
14804 investigation and remediation of pollution and sources of pollution
14805 including the rendering or offering to render to clients professional
14806 services in connection with the investigation and remediation of
14807 pollution and sources of pollution; (2) "pollution" means pollution, as
14808 defined in section 22a-423; and (3) "commissioner" means the
14809 Commissioner of Environmental Protection or his designated agent.

14810 (b) There shall be within the Department of Environmental
14811 Protection a State Board of Examiners of Environmental Professionals.
14812 The board shall consist of eleven members. One member, who shall be
14813 the chairman of the board, shall be the Commissioner of
14814 Environmental Protection, or his designee. The Governor shall appoint
14815 the other ten members of the board who shall consist of the following:
14816 Six members shall be licensed environmental professionals or, prior to
14817 the publication by the board of the first roster of licensed
14818 environmental professionals, persons on the list maintained by the
14819 commissioner pursuant to subsection (h) of this section, including at
14820 least two having hydrogeology expertise and two who are licensed
14821 professional engineers; two members who are active members of an
14822 organization that promotes the protection of the environment; one
14823 member who is an active member of an organization that promotes
14824 business; and one member who is an employee of a lending institution.
14825 The members of the board shall administer the provisions of this
14826 section as to licensure and issuance, reissuance, suspension or
14827 revocation of licenses concerning environmental professionals. The
14828 Governor may remove any member of the board for misconduct,
14829 incompetence or neglect of duty. The members of the board shall

14830 receive no compensation for their services but shall be reimbursed for
14831 necessary expenses incurred in the performance of their duties. The
14832 board shall keep a true and complete record of all its proceedings.

14833 (c) A licensed environmental professional shall perform his duties in
14834 accordance with the standard of care applicable to professionals
14835 engaged in such duties. The commissioner, with advice and assistance
14836 from the board, may adopt regulations, in accordance with the
14837 provisions of chapter 54, concerning professional ethics and conduct
14838 appropriate to establish and maintain a high standard of integrity and
14839 dignity in the practice of an environmental professional and may make
14840 rules for the conduct of the board's affairs and for the examination of
14841 applicants for licenses.

14842 (d) The commissioner shall receive and account for all moneys
14843 derived under the provisions of this section and shall deposit such
14844 moneys in the **[**Environmental Quality Fund established pursuant to
14845 section 22a-27g**]** General Fund. The board shall keep a register of all
14846 applications for licenses with the actions of the board thereon. A roster
14847 showing the names of all licensees shall be prepared each year. A copy
14848 of such roster shall be placed on file with the Secretary of the State.

14849 (e) The board shall authorize the commissioner to issue a license
14850 under subsection (d) of section 22a-133m, sections 22a-184 to 22a-184e,
14851 inclusive, this section and section 22a-133w to any person who
14852 demonstrates to the satisfaction of the board that such person: (1) (A)
14853 Has for a minimum of eight years engaged in the investigation and
14854 remediation of releases of hazardous waste or petroleum products into
14855 soil or groundwater, including a minimum of four years in responsible
14856 charge of investigation and remediation of the release of hazardous
14857 waste or petroleum products into soil or groundwater, and holds a
14858 bachelor's or advanced degree from an accredited college or university
14859 in a related science or related engineering field or is a professional
14860 engineer licensed in accordance with chapter 391, or (B) has for a
14861 minimum of fourteen years engaged in the investigation and

14862 remediation of releases of hazardous waste or petroleum products into
14863 soil or groundwater, including a minimum of seven years in
14864 responsible charge of investigation and remediation of hazardous
14865 waste or petroleum products into soil or groundwater; (2) has
14866 successfully passed a written examination, or a written and oral
14867 examination, prescribed by the board and approved by the
14868 commissioner, which shall test the applicant's knowledge of the
14869 physical and environmental sciences applicable to an investigation of a
14870 polluted site and remediation conducted in accordance with
14871 regulations adopted by the commissioner under section 22a-133k and
14872 any other applicable guidelines or regulations as may be adopted by
14873 the commissioner; and (3) has paid an examination fee of **[**one hundred
14874 eighty-eight**]** two hundred thirty-five dollars to the commissioner. In
14875 considering whether a degree held by an applicant for such license
14876 qualifies for the educational requirements under this section, the board
14877 may consider all undergraduate, graduate, postgraduate and other
14878 courses completed by the applicant.

14879 (f) The board shall authorize the commissioner to issue a license to
14880 any applicant who, in the opinion of the board, has satisfactorily met
14881 the requirements of this section. The issuance of a license by the
14882 commissioner shall be evidence that the person named therein is
14883 entitled to all the rights and privileges of a licensed environmental
14884 professional while such license remains unrevoked or unexpired. A
14885 licensed environmental professional shall pay to the commissioner an
14886 annual fee of **[**three hundred thirty-eight**]** four hundred twenty-five
14887 dollars, due and payable on July first of every year beginning with July
14888 first of the calendar year immediately following the year of license
14889 issuance. The commissioner, with the advice and assistance of the
14890 board, may adopt regulations in accordance with the provisions of
14891 chapter 54, pertaining to the design and use of seals by licensees under
14892 this section and governing the license issuance and renewal process,
14893 including, but not limited to, procedures for allowing the renewal of
14894 licenses when an application is submitted not later than six months
14895 after the expiration of the license without the applicant having to take

14896 the examination required under subsection (e) of this section.

14897 (g) The board may conduct investigations concerning the conduct of
14898 any licensed environmental professional. The commissioner may
14899 conduct audits of any actions authorized by law to be performed by a
14900 licensed environmental professional. The board shall authorize the
14901 commissioner to: (1) Revoke the license of any environmental
14902 professional; (2) suspend the license of any environmental
14903 professional; (3) impose any other sanctions that the board deems
14904 appropriate; or (4) deny an application for such licensure if the board,
14905 after providing such professional with notice and an opportunity to be
14906 heard concerning such revocation, suspension, other sanction or
14907 denial, finds that such professional has submitted false or misleading
14908 information to the board or has engaged in professional misconduct
14909 including, without limitation, knowingly or recklessly making a false
14910 verification of a remediation under section 22a-134a, or violating any
14911 provision of this section or regulations adopted under the provisions
14912 of this section.

14913 (h) The board shall hold the first examination pursuant to this
14914 section no later than eighteen months after the date the commissioner
14915 adopts regulations pursuant to section 22a-133k, and shall publish the
14916 first roster of licensed environmental professionals no later than six
14917 months after the date of such examination. Until such time as the
14918 board publishes the first roster of licensed environmental
14919 professionals, any person who (1) has for a minimum of eight years
14920 engaged in the investigation and remediation of releases of hazardous
14921 waste or petroleum products into soil or groundwater, including a
14922 minimum of four years in responsible charge of investigation and
14923 remediation of the release of hazardous waste or petroleum products
14924 into soil or groundwater, (2) holds a bachelor's or advanced degree
14925 from an accredited college or university in a related science or related
14926 engineering field or is a professional engineer licensed in accordance
14927 with chapter 391, and (3) pays a registration fee of two hundred
14928 **[**twenty-five**]** <u>eighty-five</u> dollars may apply to the commissioner to be

14929 placed on a list of environmental professionals. Any person on such
14930 list may perform any duties authorized by law to be performed by a
14931 licensed environmental professional until such time as the first roster
14932 of licensed environmental professionals is published by the board.

14933 (i) Nothing in this section shall be construed to authorize a licensed
14934 environmental professional to engage in any profession or occupation
14935 requiring a license under any other provisions of the general statutes
14936 without such license.

14937 Sec. 405. Subsection (e) of section 22a-133x of the general statutes is
14938 repealed and the following is substituted in lieu thereof (*Effective*
14939 *October 1, 2009*):

14940 (e) The fee for submitting an environmental condition assessment
14941 form to the commissioner pursuant to this section shall be three
14942 thousand <u>two hundred fifty</u> dollars and shall be paid at the time the
14943 environmental condition assessment form is submitted. Any fee paid
14944 pursuant to this section shall be deducted from any fee required by
14945 subsection (m) or (n) of section 22a-134e<u>, as amended by this act,</u> for
14946 the transfer of any parcel for which an environmental condition
14947 assessment form has been submitted within three years of such
14948 transfer.

14949 Sec. 406. Section 22a-134e of the general statutes is repealed and the
14950 following is substituted in lieu thereof (*Effective October 1, 2009*):

14951 (a) As used in this section, "cost of remediation" shall include total
14952 costs related to the complete investigation of pollution on-site and off-
14953 site, evaluation of remediation alternatives, design and
14954 implementation of approved remediation, operation and maintenance
14955 costs for the remediation and postremediation monitoring.

14956 (b) The fee for filing a Form I, as defined in section 22a-134, shall be
14957 three hundred <u>seventy-five</u> dollars. The fee for filing a Form II shall be
14958 one thousand **[**fifty**]** <u>three hundred</u> dollars except as provided for in

14959 subsections (e) and (p) of this section.

14960 (c) The fee for filing a Form III, after July 1, 1990, and before July 1,
14961 1993, shall be as follows: (1) Four thousand five hundred dollars if the
14962 cost of remediation is less than one hundred thousand dollars; (2)
14963 seven thousand dollars if the cost of remediation is equal to or greater
14964 than one hundred thousand dollars but less than five hundred
14965 thousand dollars; (3) ten thousand dollars if the cost of remediation is
14966 equal to or greater than five hundred thousand dollars but less than
14967 one million dollars; and (4) thirteen thousand dollars if the cost of
14968 remediation is equal to or greater than one million dollars.

14969 (d) The fee for filing a Form III with the Commissioner of
14970 Environmental Protection prior to July 1, 1990, and which concern a
14971 site for which the commissioner had not given written approval of a
14972 final remediation plan before July 1, 1990, shall be as follows: For a
14973 Form III filed between October 1, 1985, and September 30, 1986, the fee
14974 shall be twenty per cent of the amount specified in subsection (c) of
14975 this section; for a Form III filed between October 1, 1986, and
14976 September 30, 1987, the fee shall be forty per cent of the amount
14977 specified in subsection (c) of this section; for a Form III filed between
14978 October 1, 1987, and September 30, 1988, the fee shall be sixty per cent
14979 of the amount specified in subsection (c) of this section; for a Form III
14980 filed between October 1, 1988, and September 30, 1989, the fee shall be
14981 eighty per cent of the amount specified in subsection (c) of this section
14982 and for a Form III filed between October 1, 1989, and July 1, 1990, the
14983 fee shall be ninety per cent of the amount specified in said subsection
14984 (c).

14985 (e) If a Form II is filed after July 1, 1990, and before October 1, 1995,
14986 and within three years following completion of remedial measures as
14987 approved by the Commissioner of Environmental Protection, the fee
14988 for such transfer shall be the fee specified in subsection (c) of this
14989 section.

14990 (f) The fees specified in subsections (b) and (e) of this section shall

14991 be due upon the filing of the notification required under section 22a-
14992 134a.

14993 (g) The fee specified in subsection (c) of this section shall be due in
14994 accordance with the following schedule: (1) Four thousand five
14995 hundred dollars shall be paid upon filing of the Form III; (2) the
14996 balance, if any, shall be paid within thirty days of receipt from the
14997 commissioner of written approval of a remedial action plan or within
14998 thirty days of the issuance of an order, consent agreement or stipulated
14999 judgment, whichever is earlier; (3) any remaining balance shall be paid
15000 within thirty days after receipt of written notice from the
15001 commissioner that it is due; and (4) any refund, if applicable, will be
15002 paid after receipt of a letter from the commissioner stating that no
15003 further action is required or after receipt of a letter of compliance.

15004 (h) The fee specified in subsection (d) of this section shall be due in
15005 accordance with the following schedule: (1) Nine hundred dollars shall
15006 be paid within thirty days of receipt of a written notice of a fee due
15007 from the Commissioner of Environmental Protection; (2) the balance, if
15008 any, shall be paid within thirty days of receipt from the commissioner
15009 of written approval of a remedial action plan or within thirty days of
15010 the issuance of an order, consent agreement or stipulated judgment,
15011 whichever is earlier; (3) any remaining balance shall be paid within
15012 thirty days after receipt of written notice from the commissioner that it
15013 is due; and (4) any refund, if applicable, will be paid after receipt of a
15014 letter from the commissioner stating that no further action is required
15015 or after receipt of a letter of compliance.

15016 (i) The commissioner may adopt regulations, in accordance with the
15017 provisions of chapter 54, to prescribe the amount of the fees required
15018 pursuant to this section. Upon the adoption of such regulations, the
15019 fees required by this section shall be as prescribed in such regulations.

15020 (j) The fees specified in this section shall be paid by the certifying
15021 party.

15022 (k) The fee for filing a Form III, on and after July 1, 1993, and before
15023 October 1, 1995, shall be as follows: (1) Twenty-three thousand dollars
15024 if the cost of remediation is equal to or greater than one million dollars;
15025 (2) twenty thousand dollars if the cost of remediation is equal to or
15026 greater than five hundred thousand dollars but less than one million
15027 dollars; (3) fourteen thousand dollars if the cost of remediation is equal
15028 to or greater than one hundred thousand dollars but less than five
15029 hundred thousand dollars; (4) four thousand five hundred dollars if
15030 the cost of remediation is equal to or greater than fifty thousand
15031 dollars but less than one hundred thousand dollars; (5) three thousand
15032 dollars if the cost of remediation is equal to or greater than twenty-five
15033 thousand dollars but less than fifty thousand dollars; and (6) two
15034 thousand dollars if the cost of remediation is less than twenty-five
15035 thousand dollars.

15036 (l) The fee specified in subsection (k) of this section shall be due in
15037 accordance with the following schedule: (1) Two thousand dollars
15038 shall be paid upon the filing of the notification required under section
15039 22a-134a if the cost of remediation is less than one hundred thousand
15040 dollars; (2) six thousand dollars shall be paid upon filing of the
15041 notification required under section 22a-134a if the cost of remediation
15042 is equal to or greater than one hundred thousand dollars; (3) the
15043 balance, if any, shall be paid within thirty days of receipt from the
15044 commissioner of written approval of a remedial action plan or within
15045 thirty days of the issuance of an order, consent agreement or stipulated
15046 judgment, whichever is earlier; (4) any remaining balance shall be paid
15047 within thirty days after receipt of written notice from the
15048 commissioner that it is due; <u>and</u> (5) any refund, if applicable, will be
15049 paid after receipt of a letter from the commissioner stating that no
15050 further action is required or after receipt of a letter of compliance. After
15051 the deposit of any appropriated funds, funds from the sale of bonds of
15052 the state or any contribution pursuant to section 22a-16a, 22a-133t or
15053 22a-133u or section 3 of public act 96-250* to the Special Contaminated
15054 Property Remediation and Insurance Fund established under section
15055 22a-133t, any amount received by the commissioner pursuant to this

15056 section shall be deposited into said fund.

15057 (m) On and after October 1, 1995, the fee for filing a Form III or
15058 Form IV shall be due in accordance with the following schedule: An
15059 initial fee of three thousand dollars shall be submitted to the
15060 commissioner with the filing of a Form III or Form IV. If a licensed
15061 environmental professional verifies the remediation of the
15062 establishment and the commissioner has not notified the certifying
15063 party that the commissioner's written approval of the remediation is
15064 required, no additional fee shall be due. If the commissioner notifies
15065 the certifying party that the commissioner's written approval of the
15066 remediation is required, the balance of the total fee shall be due prior
15067 to the commissioner's issuance of the commissioner's final approval of
15068 the remediation.

15069 (n) On and after October 1, 1995, the total fee for filing a Form III
15070 shall be as follows: (1) Thirty-four thousand **[**five hundred**]** seven
15071 hundred fifty dollars if the total cost of remediation is equal to or
15072 greater than one million dollars; (2) thirty thousand two hundred fifty
15073 dollars if the total cost of remediation is equal to or greater than five
15074 hundred thousand dollars but less than one million dollars; (3) twenty-
15075 one thousand two hundred fifty dollars if the total cost of remediation
15076 is equal to or greater than one hundred thousand dollars but less than
15077 five hundred thousand dollars; (4) **[**six**]** seven thousand **[**seven
15078 hundred fifty**]** dollars if the total cost of remediation is equal to or
15079 greater than fifty thousand dollars but less than one hundred thousand
15080 dollars; (5) four thousand **[**five hundred**]** seven hundred fifty dollars if
15081 the total cost of remediation is equal to or greater than twenty-five
15082 thousand dollars but less than fifty thousand dollars; and (6) three
15083 thousand two hundred fifty dollars if the total cost of remediation is
15084 less than twenty-five thousand dollars.

15085 (o) On and after October 1, 1995, except as provided in subsection
15086 (p) of this section, the total fee for filing a Form IV shall be as follows:
15087 (1) Seventeen thousand **[**two hundred fifty**]** five hundred dollars if the

15088 total cost of remediation is equal to or greater than one million dollars;
15089 (2) fifteen thousand two hundred fifty dollars if the total cost of
15090 remediation is equal to or greater than five hundred thousand dollars
15091 but less than one million dollars; (3) ten thousand **[**five hundred**]** seven
15092 hundred fifty dollars if the total cost of remediation is greater than or
15093 equal to one hundred thousand dollars but less than five hundred
15094 thousand dollars; (4) three thousand **[**three hundred seventy-five**]** six
15095 hundred twenty-five dollars if the total cost of remediation is equal to
15096 or greater than fifty thousand dollars but less than one hundred
15097 thousand dollars; and (5) three thousand two hundred fifty dollars if
15098 the total cost of remediation is less than fifty thousand dollars.

15099 (p) Notwithstanding any other provision of this section, the fee for
15100 filing a Form II or Form IV for an establishment for which the
15101 commissioner has issued a written approval of a remediation under
15102 subsection (c) of section 22a-133x within three years of the date of the
15103 filing of the form shall be the total fee for a Form III specified in
15104 subsection (n) of this section and shall be due upon the filing of the
15105 Form II or Form IV.

15106 (q) The requirements of this section shall not apply to a transfer of
15107 property to a municipality under the provisions of section 12-157.

15108 Sec. 407. Section 22a-150 of the general statutes is repealed and the
15109 following is substituted in lieu thereof (*Effective October 1, 2009*):

15110 The Commissioner of Environmental Protection shall, by regulation,
15111 require registration of devices emitting x-rays used for diagnostic or
15112 therapeutic purposes by or under the supervision of a person or
15113 persons licensed to practice medicine, surgery, chiropractic,
15114 natureopathy, dentistry, podiatry or veterinary medicine and surgery,
15115 as authorized by law. The commissioner shall charge a registration fee
15116 of one hundred **[**fifty**]** ninety dollars biennially for each such device,
15117 except that hospitals operated by the state or a municipality shall be
15118 exempt from payment of the fee.

15119 Sec. 408. Section 22a-201c of the general statutes is repealed and the
15120 following is substituted in lieu thereof (*Effective October 1, 2009*):

15121 (a) On and after January 1, 2007, the Commissioner of Motor
15122 Vehicles shall charge a fee of five dollars, in addition to any other fees
15123 required for registration, for each new motor vehicle. Said fee may be
15124 identified as the "greenhouse gas reduction fee" on any registration
15125 form, or combined with the fee specified by subdivision (3) of
15126 subsection (k) of section 14-164c. All receipts from the payment of such
15127 fee shall be deposited into the **[**federal Clean Air Act account
15128 established pursuant to section 14-49b**]** General Fund.

15129 (b) **[**The Commissioner of Environmental Protection may draw
15130 upon not**]** Not more than sixty per cent of the funds generated
15131 pursuant to subsection (a) of this section shall be deposited into **[**said
15132 account pursuant to subsection (a) of this section to implement the
15133 requirements of section 22a-174, sections 22a-200a to 22a-200d,
15134 inclusive, and sections 22a-201a and 22a-201b, and**]** the General Fund.
15135 The Commissioner of Motor Vehicles may draw upon not more than
15136 forty per cent of the funds **[**deposited into said account**]** generated
15137 pursuant to subsection (a) of this section to implement the
15138 requirements of sections 22a-201a and 22a-201b.

15139 Sec. 409. Section 22a-233a of the general statutes is repealed and the
15140 following is substituted in lieu thereof (*Effective October 1, 2009*):

15141 Notwithstanding any other provision of the general statutes, any
15142 cost of testing a resources recovery facility or any other activity eligible
15143 for payment **[**from the solid waste account established by section 22a-
15144 233**]** shall be paid from **[**said account**]** the General Fund and shall not
15145 be paid by the owner of the facility, provided such owner shall pay
15146 any cost associated with: (1) Continuous meteorological and emissions
15147 monitoring of the facility required pursuant to section 22a-193
15148 including the proportionate share, as determined by the Commissioner
15149 of Environmental Protection, of the telemetry costs incurred by the
15150 Department of Environmental Protection, (2) testing conducted as part

15151 of a performance test required as a condition for the approval by the
15152 commissioner of any initial permit to operate including, but not
15153 limited to, stack testing of dioxin and furan emissions and residue
15154 testing, but not including ambient air and ambient environmental
15155 monitoring for dioxin, (3) testing conducted as part of a performance
15156 test in conjunction with any modification of a facility which requires
15157 the approval of the commissioner of a new or amended construction or
15158 operating permit, and (4) special testing necessary to demonstrate
15159 compliance with any permit issued for the facility if the commissioner
15160 has reason to believe that the facility does not comply with such
15161 permit.

15162 Sec. 410. Section 22a-234a of the general statutes is repealed and the
15163 following is substituted in lieu thereof (*Effective October 1, 2009*):

15164 (a) Beginning on and after July 1, 1992, and ending on June 30, 1994,
15165 there shall be paid to the Commissioner of Revenue Services by the
15166 owner of any resources recovery facility or mixed municipal solid
15167 waste landfill forty cents per ton of solid waste processed at the facility
15168 or disposed of at the landfill. Beginning on June 30, 1994, to July 1,
15169 1995, there shall be paid to the commissioner by such owner zero cents
15170 per ton of such solid waste.

15171 (b) Each owner of a facility or landfill subject to the assessment as
15172 provided by this section shall submit a return quarterly to the
15173 Commissioner of Revenue Services, applicable with respect to the
15174 calendar quarter beginning July 1, 1992, and each calendar quarter
15175 thereafter, ending on June 30, 1994, on or before the last day of the
15176 month immediately following the end of each such calendar quarter,
15177 on a form prescribed by the commissioner, together with payment of
15178 the quarterly assessment determined and payable in accordance with
15179 the provisions of subsection (a) of this section.

15180 (c) Whenever such assessment is not paid when due, a penalty of
15181 ten per cent of the amount due or fifty dollars, whichever is greater,
15182 shall be added to the amount due and such penalty shall immediately

15183 accrue, and thereafter such assessment shall bear interest at the rate of
15184 one and one-half per cent per month until the same is paid. The
15185 Commissioner of Revenue Services shall cause copies of a form
15186 prescribed for submitting returns as required under this section to be
15187 distributed throughout the state. Failure to receive such form shall not
15188 be construed to relieve anyone subject to assessment under this section
15189 from the obligations of submitting a return, together with payment of
15190 such assessment within the time required.

15191 (d) Any person or municipality delivering solid waste to a facility or
15192 landfill whose owner is subject to the assessment imposed by
15193 subsection (a) of this section shall reimburse the owner for any
15194 assessment paid for the solid waste delivered by such person or
15195 municipality. The assessment shall be a debt from the person or
15196 municipality responsible for paying such assessment to the owner.

15197 **[**(e) Any revenue collected under the provisions of this section shall
15198 be deposited in the municipal solid waste recycling trust account
15199 established under section 22a-241.**]**

15200 **[**(f)**]** (e) The provisions of sections 12-548 to 12-554, inclusive, and
15201 section 12-555a shall apply to the provisions of this section in the same
15202 manner and with the same force and effect as if the language of
15203 sections 12-548 to 12-554, inclusive, and section 12-555a had been
15204 incorporated in full in this section, except to the extent that any such
15205 provision is inconsistent with a provision in this section and except
15206 that the term "tax" shall be read as "solid waste assessment".

15207 Sec. 411. Section 22a-240a of the general statutes is repealed and the
15208 following is substituted in lieu thereof (*Effective October 1, 2009*):

15209 (a) The Commissioner of Environmental Protection, in consultation
15210 with the Commissioner of Public Health, shall conduct a study of
15211 dioxin levels in the area of any existing or proposed resources recovery
15212 facilities and report the findings of any such study to the joint standing
15213 committee of the General Assembly having cognizance of matters

15214 relating to the environment and to the chief elected official of the town
15215 in which such facility is located. Any study shall include (1)
15216 measurement and evaluation of dioxin levels in the food chain,
15217 including cow's milk, and in soil, (2) appropriate environmental
15218 monitoring tests to determine dioxin levels both before and after the
15219 resources recovery facility has begun operating and (3) appropriate
15220 biological monitoring tests after operation. Any study may include
15221 appropriate biological monitoring tests before operation. The costs of
15222 such tests shall be paid from the **[**solid waste account in accordance
15223 with the provisions of sections 22a-233 and 22a-233a**]** General Fund.
15224 Any costs not paid **[**from said account**]** by the state shall be paid by the
15225 owner of the resources recovery facility.

15226 (b) The commissioner shall reimburse the owner of a resources
15227 recovery facility for any costs incurred for preoperational ambient air
15228 or ambient environmental monitoring tests required under subsection
15229 (a) of this section. **[**Any reimbursement shall be from the solid waste
15230 account established by section 22a-233.**]**

15231 Sec. 412. Section 22a-241 of the general statutes is repealed and the
15232 following is substituted in lieu thereof (*Effective October 1, 2009*):

15233 (a) There shall be established a municipal solid waste recycling
15234 program. The Commissioner of Environmental Protection, in
15235 consultation and coordination with the advisory council established
15236 under subsection (c) of this section, shall develop a plan for such
15237 program. The plan shall (1) be consistent with the state-wide solid
15238 waste management plan adopted pursuant to section 22a-228, (2) give
15239 priority in all parts of the plan to regional approaches to the recycling
15240 of solid waste, (3) provide for grants **[**from the municipal solid waste
15241 recycling trust account established under subsection (d) of this section**]**
15242 to municipalities, regional organizations representing municipalities or
15243 agencies or political subdivisions of the state representing
15244 municipalities for purposes which may include but shall not be limited
15245 to (A) the acquisition or lease of land, easements, structures, machinery

15246 and equipment, for solid waste recycling facilities, (B) the planning,
15247 design, construction and improvement of solid waste recycling
15248 facilities, (C) the purchase or lease of collection equipment and
15249 materials for municipalities and homeowners to carry out municipal
15250 recycling programs and (D) the support and expansion of municipal
15251 solid waste recycling programs, (4) establish standards for
15252 municipalities which shall effect the maximum level of recycling and
15253 source separation, condition each grant to a municipality under
15254 subdivision (3) of this subsection on the adoption of such standards by
15255 the municipality and give priority in the making of such grants to
15256 municipalities which, on July 17, 1986, require residents and
15257 businesses to separate recyclables from solid waste, (5) provide for the
15258 development of intermediate centers for the processing of solid waste
15259 recyclables, giving priority to sites where waste-to-energy facilities are
15260 located or planned to be located, (6) provide for financial assistance
15261 from the municipal solid waste recycling trust account for the
15262 development of such centers and (7) review existing contracts entered
15263 into by municipalities for the delivery of solid waste to waste-to-
15264 energy facilities and provide financial incentives to such municipalities
15265 for the coordination of such contracts with the municipal solid waste
15266 recycling program.

15267 (b) The Commissioner of Environmental Protection, in consultation
15268 with such advisory council, shall submit the plan developed under
15269 subsection (a) of this section to the Governor and the General
15270 Assembly not later than January 1, 1987, and, if the General Assembly
15271 adopts a resolution approving such plan, the commissioner shall
15272 implement the municipal solid waste recycling program not later than
15273 April 1, 1987, in accordance with the provisions of such plan, and the
15274 commissioner shall adopt regulations in accordance with the
15275 provisions of chapter 54 to carry out the purposes of such program. In
15276 implementing such program the commissioner shall utilize private
15277 recycling markets to the extent feasible.

15278 (c) There is established an advisory council to advise the

15279 Commissioner of Environmental Protection on implementation of the
15280 municipal solid waste recycling program. The advisory council may
15281 study any issue related to recycling, including composting and
15282 packaging. In any such study the advisory council may consult with
15283 persons with specific information related to the study. If it deems it
15284 appropriate, the advisory council shall recommend a list of materials
15285 that should be banned in the state. The advisory council shall consist
15286 of: The Secretary of the Office of Policy and Management, or his
15287 designee; the Commissioner of Economic and Community
15288 Development, or his designee; the Commissioner of Administrative
15289 Services, or his designee; the Commissioner of Transportation, or his
15290 designee; the chairman of the Connecticut Resources Recovery
15291 Authority, or his designee; one person appointed by the Connecticut
15292 Conference of Municipalities; one person appointed by the Council of
15293 Small Towns; one person representing a municipality having a
15294 population of not more than ten thousand to be appointed by the
15295 minority leader of the Senate, one person representing a municipality
15296 having a population of more than ten thousand but not more than fifty
15297 thousand to be appointed by the minority leader of the House of
15298 Representatives, one person representing a municipality having a
15299 population of more than fifty thousand but not more than one
15300 hundred thousand to be appointed by the president pro tempore of the
15301 Senate, one person representing a municipality having a population of
15302 more than one hundred thousand to be appointed by the speaker of
15303 the House of Representatives; two members of the public, one of
15304 whom shall be appointed by the majority leader of the House of
15305 Representatives and one of whom shall be appointed by the majority
15306 leader of the Senate; two persons representing recycling industries, one
15307 of whom shall be appointed by the speaker of the House of
15308 Representatives and one by the minority leader of the House of
15309 Representatives; two persons representing the packaging industry, one
15310 of whom shall be appointed by the speaker of the House of
15311 Representatives and one of whom shall be appointed by the president
15312 pro tempore of the Senate; a trash hauler to be appointed by the

15313 speaker of the House of Representatives; one person representing an
15314 industry using recycled material, to be appointed by the president pro
15315 tempore of the Senate; one person representing an environmental
15316 organization to be appointed by the speaker of the House of
15317 Representatives; one person representing business and industry to be
15318 appointed by the minority leader of the House of Representatives, and
15319 a regional recycling coordinator to be appointed by the minority leader
15320 of the Senate, the cochairmen and ranking members of the joint
15321 standing committee of the General Assembly having cognizance of
15322 matters relating to the environment and four members of the General
15323 Assembly to be appointed as follows: One by the speaker of the House
15324 of Representatives, one by the president pro tempore of the Senate, one
15325 by the minority leader of the House of Representatives and one by the
15326 majority leader of the House of Representatives. The members of the
15327 task force shall elect a chairman, who shall be one of the members
15328 appointed by the speaker of the House of Representatives or by the
15329 president pro tempore of the Senate.

15330 **[**(d) There is established an account to be known as the "municipal
15331 solid waste recycling trust account". The municipal solid waste
15332 recycling trust account shall be an account of the Environmental
15333 Quality Fund. Notwithstanding any provision of the general statutes
15334 to the contrary, any moneys required by law to be deposited in the
15335 account shall be deposited in the Environmental Quality Fund and
15336 credited to the municipal solid waste recycling trust account. Any
15337 balance remaining in said account at the end of any fiscal year shall be
15338 carried forward in said account for the fiscal year next succeeding.

15339 (e) The Commissioner of Environmental Protection may accept and
15340 receive on behalf of said account any available federal, state or private
15341 funds. Any such funds shall be deposited in the Environmental
15342 Quality Fund and credited to the municipal solid waste recycling
15343 account.

15344 (f) The proceeds of said account shall be applied to the municipal

15345 solid waste recycling program established under subsection (a) of this
15346 section, provided (1) not more than fifty thousand dollars shall be
15347 allocated, for the fiscal year ending June 30, 1987, to the Commissioner
15348 of Environmental Protection for the implementation of such program;
15349 (2) not more than two hundred thousand dollars shall be allocated for
15350 the expenses of the advisory council established under subsection (c)
15351 of this section; (3) not more than eight hundred thousand dollars shall
15352 be annually allocated to the Department of Environmental Protection
15353 for costs incurred in the administration of such program; (4) not more
15354 than four hundred thousand dollars shall be allocated to the
15355 Commissioner of Environmental Protection as follows: One hundred
15356 fifty thousand dollars shall be expended for marketing studies and
15357 market development of recycled products, two hundred thousand
15358 dollars shall be expended for the study of reuse or recycling of ash
15359 from resources recovery facilities and fifty thousand dollars shall be
15360 expended for the study required pursuant to section 17 of public act
15361 88-231*; (5) not more than fifty thousand dollars shall be allocated to
15362 the Department of Economic and Community Development for the
15363 fiscal year ending June 30, 1989, for development of a plan required
15364 under section 32-1e; and (6) not more than one million dollars shall be
15365 allocated to the Department of Environmental Protection for public
15366 education on waste reduction and for recovered materials market
15367 development, including but not limited to, costs incurred for recycled
15368 product promotion, technical assistance to recycling industries,
15369 recovered materials export assistance and for administrative costs.
15370 Funds allocated to the commissioner under subdivision (6) may be
15371 expended for any contract entered into pursuant to said subdivision
15372 (6) with the Commissioner of Economic and Community Development
15373 for development of the recovered materials market. Any funds
15374 deposited in the account pursuant to section 22a-234a which exceed
15375 the eight hundred thousand dollars allocated to the department under
15376 subdivision (3) of this subsection shall be distributed to municipalities,
15377 regional organizations representing municipalities, or agencies or
15378 political subdivisions of the state representing municipalities for

15379 competitive grants for recycling related purposes. Notwithstanding the
15380 provisions of this subsection, one million three hundred thousand
15381 dollars shall be allocated to the Department of Environmental
15382 Protection from the account for purposes of making a grant to the
15383 Southeast Connecticut Regional Resources Recovery Authority.**]**

15384 Sec. 413. Section 22a-241h of the general statutes is repealed and the
15385 following is substituted in lieu thereof (*Effective October 1, 2009*):

15386 Notwithstanding the provisions of the recycling strategy of the
15387 state-wide solid waste management plan adopted pursuant to section
15388 22a-227, any single municipality, or any regional solid waste authority
15389 or regional solid waste operating committee comprised of at least five
15390 municipalities, may apply for and receive any funds made available by
15391 the Commissioner of Environmental Protection. **[**from the municipal
15392 solid waste recycling trust account established under section 22a-241.**]**
15393 In making a grant under **[**said**]** section 22a-241, as amended by this act,
15394 to any such regional solid waste authority or regional solid waste
15395 operating committee, the commissioner shall develop a plan for the
15396 use of the grant in consultation with such authority or operating
15397 committee.

15398 Sec. 414. Section 22a-256t of the general statutes is repealed and the
15399 following is substituted in lieu thereof (*Effective October 1, 2009*):

15400 Any revenue collected under the provisions of sections 22a-256o
15401 and 22a-256q shall be deposited in the **[**municipal solid waste recycling
15402 trust account established under section 22a-241**]** General Fund.

15403 Sec. 415. Section 22a-256cc of the general statutes is repealed and the
15404 following is substituted in lieu thereof (*Effective October 1, 2009*):

15405 Any revenue collected under the provisions of section 22a-256aa
15406 shall be deposited in the **[**municipal solid waste recycling trust account
15407 established under section 22a-241**]** General Fund.

15408 Sec. 416. Section 22a-342 of the general statutes is repealed and the

15409 following is substituted in lieu thereof (*Effective October 1, 2009*):

15410 The commissioner shall establish, along any tidal or inland
15411 waterway or flood-prone area considered for stream clearance, channel
15412 improvement or any form of flood control or flood alleviation
15413 measure, lines beyond which, in the direction of the waterway or
15414 flood-prone area, no obstruction, encroachment or hindrance shall be
15415 placed by any person, and no such obstruction, encroachment or
15416 hindrance shall be maintained by any person unless authorized by said
15417 commissioner. The commissioner shall issue or deny permits upon
15418 applications for establishing such encroachments based upon his
15419 findings of the effect of such proposed encroachments upon the flood-
15420 carrying and water storage capacity of the waterways and flood plains,
15421 flood heights, hazards to life and property, and the protection and
15422 preservation of the natural resources and ecosystems of the state,
15423 including but not limited to ground and surface water, animal, plant
15424 and aquatic life, nutrient exchange, and energy flow, with due
15425 consideration given to the results of similar encroachments constructed
15426 along the reach of waterway. Each application for a permit shall be
15427 accompanied by a fee as follows: (1) No change in grades and no
15428 construction of above-ground structures, **[**three hundred seventy-five**]**
15429 four hundred seventy dollars; (2) a change in grade and no
15430 construction of above-ground structures, **[**seven hundred fifty**]** nine
15431 hundred forty dollars; and (3) a change in grade and above-ground
15432 structures or buildings, **[**three thousand seven hundred fifty**]** four
15433 thousand dollars.

15434 Sec. 417. Subsection (a) of section 22a-361 of the general statutes is
15435 repealed and the following is substituted in lieu thereof (*Effective*
15436 *October 1, 2009*):

15437 (a) No person, firm or corporation, public, municipal or private,
15438 shall dredge, erect any structure, place any fill, obstruction or
15439 encroachment or carry out any work incidental thereto or retain or
15440 maintain any structure, dredging or fill, in the tidal, coastal or

15441 navigable waters of the state waterward of the high tide line until such
15442 person, firm or corporation has submitted an application and has
15443 secured from said commissioner a certificate or permit for such work
15444 and has agreed to carry out any conditions necessary to the
15445 implementation of such certificate or permit. Each application for a
15446 permit, except for an emergency authorization, for any structure,
15447 filling or dredging which uses or occupies less than five thousand five
15448 hundred square feet in water surface area based on the perimeters of
15449 the project shall be accompanied by a fee equal to eighty cents per
15450 square foot provided such fee shall not be less than **[**five hundred
15451 twenty-five**]** six hundred sixty dollars. Each application for a permit
15452 for any structure, filling or dredging which uses or occupies five
15453 thousand five hundred square feet or more but less than five acres in
15454 water surface area based on the perimeters of the project shall be
15455 accompanied by a fee of three thousand **[**three hundred**]** five hundred
15456 fifty dollars plus ten cents per square foot for each square foot in
15457 excess of five thousand five hundred square feet. Each application for a
15458 permit for any structure, filling or dredging which uses or occupies
15459 five or more acres in water surface area based on the perimeters of the
15460 project shall be accompanied by a fee of nineteen thousand **[**two
15461 hundred twenty-three**]** four hundred seventy-five dollars plus five
15462 hundred twenty-five dollars per acre for each acre or part thereof in
15463 excess of five acres. Each application for a mooring area or multiple
15464 mooring facility, regardless of the area to be occupied by moorings,
15465 shall be accompanied by a fee of **[**five hundred twenty-five**]** six
15466 hundred sixty dollars provided that such mooring areas or facilities
15467 shall not include fixed or floating docks, slips or berths. Application
15468 fees for aquaculture activities shall not be based on areal extent. The
15469 commissioner may waive or reduce any fee payable to him for (1) a
15470 tidal wetlands or coastal resource restoration or enhancement activity,
15471 (2) experimental activities or demonstration projects, (3) nonprofit
15472 academic activities, or (4) public access activities in tidal, coastal or
15473 navigable waters, provided no fee shall be waived or reduced for
15474 activities required by statute, regulation, permit, order or enforcement

15475 action. As used in this section, "resource restoration or enhancement
15476 activity" means an action taken to return a wetland or coastal resource
15477 to a prior natural condition or to improve the natural functions or
15478 habitat value of such resource, but shall not include actions required
15479 pursuant to an enforcement action of the commissioner, and "public
15480 access activities" means activities whose principal purpose is to
15481 provide or increase access for the general public to tidal, coastal or
15482 navigable waters, including, but not limited to, boardwalks, boat
15483 ramps, observation areas and fishing piers.

15484 Sec. 418. Section 22a-363c of the general statutes is repealed and the
15485 following is substituted in lieu thereof (*Effective October 1, 2009*):

15486 Each application for a certificate of permission, pursuant to section
15487 22a-363b shall be accompanied by a fee of three hundred seventy-five
15488 dollars.

15489 Sec. 419. Subsection (e) of section 22a-372 of the general statutes is
15490 repealed and the following is substituted in lieu thereof (*Effective*
15491 *October 1, 2009*):

15492 (e) Each application for a permit shall be accompanied by a fee as
15493 follows: (1) Withdrawal for consumptive use of more than fifty
15494 thousand gallons but less than five hundred thousand gallons in any
15495 twenty-four-hour period, **[**one thousand eight hundred**]** two thousand
15496 fifty dollars; (2) five hundred thousand gallons or more but less than
15497 two million gallons in any twenty-four-hour period, **[**three thousand
15498 seven hundred fifty**]** four thousand dollars; (3) two million gallons or
15499 more in any twenty-four-hour period, six thousand two hundred fifty
15500 dollars; (4) for nonconsumptive uses where the tributary watershed
15501 area above the point of diversion is one-half square mile or smaller,
15502 **[**one thousand eight hundred**]** two thousand fifty dollars; (5) for
15503 nonconsumptive uses where the tributary watershed area above the
15504 point of diversion is larger than one-half square mile but smaller than
15505 two square miles, **[**three thousand seven hundred fifty**]** four thousand
15506 dollars; and (6) for nonconsumptive uses where the tributary

15507 watershed area above the point of diversion is two square miles or
15508 larger, six thousand two hundred fifty dollars.

15509 Sec. 420. Section 22a-379 of the general statutes is repealed and the
15510 following is substituted in lieu thereof (*Effective October 1, 2009*):

15511 Each person or municipality holding a diversion permit authorizing
15512 a consumptive use of waters of the state shall pay an annual fee of
15513 **[**seven hundred fifty**]** nine hundred forty dollars to the commissioner.
15514 The commissioner may adopt regulations, in accordance with the
15515 provisions of chapter 54, to prescribe the amount of the fees required
15516 pursuant to this section. Upon the adoption of such regulations, the
15517 fees required by this section shall be as prescribed in such regulations.

15518 Sec. 421. Subsection (c) of section 22a-409 of the general statutes is
15519 repealed and the following is substituted in lieu thereof (*Effective*
15520 *October 1, 2009*):

15521 (c) The commissioner shall periodically inspect dams registered
15522 pursuant to subsection (b) of this section. The fee for such inspection
15523 shall be **[**five hundred twenty-five**]** six hundred sixty dollars. Any dam
15524 which impounds less than three acre-feet of water or any dam which
15525 the commissioner finds has a potential for negligible damage in the
15526 event of a failure, after an initial inspection, shall be exempt from the
15527 provisions of this subsection except upon determination by the
15528 commissioner that such dam poses a unique hazard. The
15529 commissioner shall adopt regulations in accordance with the
15530 provisions of chapter 54 establishing (1) a schedule for the frequency of
15531 inspection of dams, (2) the inspection fees for regularly scheduled
15532 inspections, sufficient to cover the reasonable cost of such inspections,
15533 (3) procedures for registration and criteria for waiver of registration
15534 and inspection fees, and (4) criteria for determining whether a dam has
15535 a potential for negligible damage in the event of a failure.

15536 Sec. 422. Subsection (e) of section 22a-449 of the general statutes is
15537 repealed and the following is substituted in lieu thereof (*Effective*

15538 *October 1, 2009*):

15539 **[**(e) The fee for the inspection of each nonresidential underground
15540 storage facility which, pursuant to regulations adopted pursuant to
15541 this section, submits notification to the commissioner shall be one
15542 hundred dollars per tank, provided such fee may not be charged more
15543 than once every five years.**]**

15544 (e) On and after October 1, 2009, the fee for the inspection of each
15545 nonresidential underground storage facility which, pursuant to this
15546 section, submits notification to the commissioner shall be one hundred
15547 dollars per tank. Such notification shall be submitted annually on a
15548 form prescribed by the commissioner on or before October first and
15549 shall be accompanied by such fee. Such fee shall not apply to any of
15550 the following: A farm or residential tank of one thousand one hundred
15551 gallons or less capacity used for storing motor fuel for noncommercial
15552 purposes; a tank used for storing heating oil for consumptive use on
15553 the premises where stored; a septic tank; a pipeline facility; a surface
15554 impoundment; a stormwater or wastewater collection system; a flow-
15555 through process tank; a liquid trap or associated gathering lines
15556 directly related to oil or gas production and gathering operations; a
15557 storage tank situated in an underground area, including, but not
15558 limited to, a basement, cellar, mineworking drift, shaft or tunnel, if the
15559 storage tank is situated above the surface on the floor.

15560 Sec. 423. Section 22a-449c of the general statutes is repealed and the
15561 following is substituted in lieu thereof (*Effective October 1, 2009*):

15562 (a) (1) There is established an **[**account to be known as the
15563 "underground storage tank petroleum clean-up account". The
15564 underground storage tank petroleum clean-up account shall be an
15565 account of the Environmental Quality Fund. Notwithstanding any
15566 provision of the general statutes to the contrary, any moneys collected
15567 shall be deposited in the Environmental Quality Fund and credited to
15568 the underground storage tank petroleum clean-up account. Any
15569 balance remaining in said account at the end of any fiscal year shall be

15570 carried forward in said account for the fiscal year next succeeding]
15571 underground storage tank petroleum clean-up program.

15572 (2) The [account shall be used by the Commissioner of
15573 Environmental Protection to] program shall provide money for
15574 reimbursement or payment pursuant to section 22a-449f, as amended
15575 by this act, within available appropriations, to responsible parties or
15576 parties supplying goods or services, for costs, expenses and other
15577 obligations paid or incurred, as the case may be, as a result of releases,
15578 and suspected releases, costs of investigation and remediation of
15579 releases and suspected releases, and for claims by a person other than
15580 a responsible party for bodily injury, property damage and damage to
15581 natural resources that have been finally adjudicated or settled with the
15582 prior written consent of the board. The commissioner may also make
15583 payment [from the account] to an assignee who is in the business of
15584 receiving assignments of amounts approved by the board, but not yet
15585 paid from the account, provided the party making any such
15586 assignment, using a form approved by the commissioner, directs the
15587 commissioner to pay such assignee, that no cost of any assignment
15588 shall be borne by the [account] state and that the state and its agencies
15589 shall not bear any liability with respect to any such assignment.

15590 (3) Notwithstanding the provisions of this section regarding
15591 reimbursements of parties pursuant to section 22a-449f, as amended by
15592 this act, and regulations adopted pursuant to section 22a-449e, as
15593 amended by this act, and regardless of when an application for
15594 payment or reimbursement from the [account] program may have
15595 been submitted to the board, payment or reimbursement shall be made
15596 in accordance with the following: (A) After June 1, 2004, no payment
15597 or reimbursement shall be made for any costs, expenses and other
15598 obligations paid or incurred for remediation, including any monitoring
15599 to determine the effectiveness of the remediation, of a release to levels
15600 more stringent than or beyond those specified in the remediation
15601 standards established pursuant to section 22a-133k, except to the
15602 extent the applicant demonstrates that it has been directed otherwise,

15603 in writing, by the commissioner; (B) after June 1, 2005, no payment or
15604 reimbursement [from the account] shall be made to any person for
15605 diminution in property value or interest, provided that reimbursement
15606 for interest accrued on attorneys' fees may be permitted if an
15607 application seeking interest accrued on attorneys' fees was submitted
15608 to the commissioner on or before March 31, 2003, and such application
15609 has been tabled by the board for three or more years; and (C) after June
15610 1, 2005, no payment or reimbursement [from the account] shall be
15611 made for attorneys' fees or other costs of legal representation paid or
15612 incurred as a result of a release or suspected release (i) in excess of five
15613 thousand dollars to any responsible party, (ii) in excess of ten
15614 thousand dollars to any person other than a responsible party, and (iii)
15615 by a responsible party regarding the defense of claims brought by
15616 another person, except that applications for reimbursement filed on or
15617 before June 30, 2005, shall not be subject to the limitations for
15618 reimbursement imposed by clauses (i) and (ii) of this subparagraph. In
15619 addition, notwithstanding the provisions of this section regarding
15620 reimbursements of parties pursuant to section 22a-449f, as amended by
15621 this act, the responsible party shall bear all costs of the release that are
15622 less than ten thousand dollars and all persons shall bear all costs of the
15623 release that are more than one million dollars, except that for any such
15624 release which was reported to the department prior to December 31,
15625 1987, and for which more than five hundred thousand dollars has been
15626 expended by the responsible party to remediate such release prior to
15627 June 19, 1991, the responsible party for the release shall bear all costs of
15628 such release which are less than ten thousand dollars or more than five
15629 million dollars, provided the portion of any reimbursement or
15630 payment in excess of three million dollars may, at the discretion of the
15631 commissioner, be made in annual payments for up to a five-year
15632 period. [There shall be allocated to the department annually, for
15633 administrative costs, two million dollars.]

15634 [(b) There is established a subaccount within the underground
15635 storage tank petroleum clean-up account to be known as the
15636 "residential underground heating oil storage tank system clean-up

15637 subaccount" to be used solely for the provision of reimbursements
15638 under sections 22a-449*l* and 22a-449n, for the remediation of
15639 contamination attributed to residential underground heating oil
15640 storage tank systems. The subaccount shall hold the proceeds of the
15641 bond funds allocated pursuant to section 51 of public act 00-167*.

15642 (c) There is established a subaccount within the underground
15643 storage tank petroleum clean-up account to be known as the "pay for
15644 performance subaccount" with which the commissioner may
15645 implement a program, in consultation with the board, in which
15646 reimbursement or repayment in accordance with this section is based
15647 upon the achievement of environmental milestones or results. The
15648 commissioner, with the approval of the board, may enter into contracts
15649 to implement any such program.**]**

15650 **[**(d)**]** (b) (1) If an initial application or request for payment or
15651 reimbursement is received by the board before July 1, 2005, no
15652 supplemental application or request for payment or reimbursement
15653 shall be submitted to the board on or after October 1, 2009, regarding
15654 costs, expenses or other obligations paid or incurred in response to the
15655 release or suspected release noted in any such initial application or
15656 request for payment or reimbursement. The provisions of this
15657 subdivision shall apply regardless of whether the cost, expense or
15658 other obligation was paid or incurred before October 1, 2009, and no
15659 reimbursement or payment from the account shall be ordered by the
15660 board or made by the commissioner regarding any such supplemental
15661 application or request for payment or reimbursement received by the
15662 board on or after the October 1, 2009, deadline established in this
15663 subdivision.

15664 (2) If an initial application or request for payment or reimbursement
15665 is received by the board on or after July 1, 2005, no supplemental
15666 application or request for payment or reimbursement shall be
15667 submitted to the board more than five years after the date that the
15668 initial application or request for payment or reimbursement was

15669 received by the board, regarding costs, expenses or other obligations
15670 paid or incurred in response to the release or suspected release noted
15671 in such initial application or request for payment or reimbursement.
15672 The provisions of this subdivision shall apply regardless of whether a
15673 cost, expense or other obligation was paid or incurred before the
15674 expiration of the five-year deadline established in this subdivision and
15675 no reimbursement or payment from the account shall be ordered by
15676 the board or made by the commissioner regarding any such
15677 supplemental application or request for payment or reimbursement
15678 received by the board after the five-year deadline established in this
15679 subdivision.

15680 (3) Notwithstanding the provisions of subsection (i) of section 22a-
15681 449f, as amended by this act, if an application or request for payment
15682 or reimbursement is not brought before the board for a decision not
15683 later than six months after having been received by the board, then six
15684 months shall be added to the deadline applicable pursuant to
15685 subdivision (1) or (2) of this subsection, provided no more than two
15686 years shall be added to the deadline established pursuant to
15687 subdivision (1) or (2) of this subsection regardless of whether one or
15688 more applications or requests for payment or reimbursement have
15689 been received by the board but have not been brought before the board
15690 for a decision not later than six months after receipt. In addition, if the
15691 commissioner determines that an application or request for payment
15692 or reimbursement is ready for decision by the board and such
15693 application or request has been placed on the agenda for the meeting
15694 of the board, but cannot be brought before the board because the board
15695 is unable to meet or cannot act on such application or request, the
15696 deadlines established pursuant to subdivision (1) or (2) of this
15697 subsection shall also be extended only for that period that the board is
15698 unable to meet or is unable to act on such application or request.

15699 (4) The provisions of this subsection shall not apply to annual
15700 groundwater remedial actions, including the preparation of a
15701 groundwater remedial action progress report, performed pursuant to

15702 subdivision (6) of section 22a-449p, as amended by this act.
15703 Notwithstanding the provisions of this subsection, the board may
15704 continue to receive applications or requests for payment or
15705 reimbursement and provided all other requirements have been met,
15706 may order payment or reimbursement from the account for such
15707 activities.

15708 [(e)] (c) (1) Any person who has insurance, or a contract or other
15709 agreement to provide payment or reimbursement for any costs,
15710 expense or other obligation paid or incurred in response to a release or
15711 suspected release may submit an application or request seeking
15712 payment or reimbursement from the account to the board, provided
15713 any such application or request for payment or reimbursement shall be
15714 subject to all applicable requirements, including, but not limited to,
15715 subdivision (7) of subsection (c) of section 22a-449f, as amended by this
15716 act.

15717 (2) Any person who at any time receives or expects to receive
15718 payment or reimbursement from any source other than the [account]
15719 program for any cost, expense, obligation, damage or injury for which
15720 such person has received or has applied for payment or
15721 reimbursement from the [account] program, shall notify the board, in
15722 writing, of such supplemental or expected payment and shall, not
15723 more than thirty days after receiving such supplemental payment,
15724 repay the [underground storage tank petroleum clean-up account]
15725 program all such amounts received from any other source.

15726 (3) If the board determines that a person is seeking or has sought
15727 payment or reimbursement for any cost, expense, obligation, damage
15728 or injury from the [account] program and that payment or
15729 reimbursement for any such cost, expense, obligation, damage or
15730 injury is actually or potentially available to any such person from any
15731 source other than the [account] program, the board may impose any
15732 conditions it deems reasonable regarding any amount it orders to be
15733 paid from the [account] program.

15734 Sec. 424. Section 22a-449d of the general statutes is repealed and the
15735 following is substituted in lieu thereof (*Effective October 1, 2009*):

15736 (a) There is established an Underground Storage Tank Petroleum
15737 Clean-Up **[**Account**]** Review Board. Upon application for
15738 reimbursement or payment pursuant to section 22a-449f, as amended
15739 by this act, the board shall determine, based on the provisions of
15740 sections 22a-449a to 22a-449i, inclusive, as amended by this act, and all
15741 regulations adopted pursuant to said sections 22a-449a to 22a-449i,
15742 inclusive, whether or not to order payment or reimbursement from the
15743 **[**account**]** program. The board shall have the authority to order
15744 payment **[**from the residential underground heating oil storage tank
15745 system clean-up subaccount**]** within available resources to registered
15746 contractors pursuant to section 22a-449*l*, as amended by this act, or to
15747 owners pursuant to section 22a-449n, as amended by this act, for
15748 reasonable costs associated with the remediation of a residential
15749 underground heating oil storage tank system based on the guidelines
15750 established pursuant to subsection (c) of this section; hold hearings,
15751 administer oaths, subpoena witnesses and documents through its
15752 chairperson when authorized by the board; designate an agent to
15753 perform such duties of the board as it deems necessary except the duty
15754 to render a final decision to order reimbursement or payment from the
15755 account; and provide by notice, printed on any form, that any false
15756 statement made thereof or pursuant thereto is punishable pursuant to
15757 section 53a-157b.

15758 (b) The board shall consist of the Commissioners of Environmental
15759 Protection and Revenue Services, the Secretary of the Office of Policy
15760 and Management and the State Fire Marshal, or their designees; one
15761 member representing the Connecticut Petroleum Council, appointed
15762 by the speaker of the House of Representatives; one member
15763 representing the Service Station Dealers Association, appointed by the
15764 majority leader of the Senate; one member of the public, appointed by
15765 the majority leader of the House of Representatives; one member
15766 representing the Independent Connecticut Petroleum Association,

15767 appointed by the president pro tempore of the Senate; one member
15768 representing the Gasoline and Automotive Service Dealers of America,
15769 Inc., appointed by the minority leader of the House of Representatives;
15770 one member representing a municipality with a population greater
15771 than one hundred thousand, appointed by the Governor; one member
15772 representing a municipality with a population of less than one
15773 hundred thousand, appointed by the minority leader of the Senate; one
15774 member representing a small manufacturing company which employs
15775 fewer than seventy-five persons, appointed by the speaker of the
15776 House of Representatives; one member experienced in the delivery,
15777 installation, and removal of residential underground petroleum
15778 storage tanks and remediation of contamination from such tanks,
15779 appointed by the president pro tempore of the Senate; and one
15780 member who is an environmental professional licensed under section
15781 22a-133v, as amended by this act, and is experienced in investigating
15782 and remediating contamination attributable to underground
15783 petroleum storage tanks, appointed by the Governor. The board shall
15784 annually elect one of its members to serve as chairperson.

15785 (c) Not later than July 1, 2000, the board shall establish guidelines
15786 for determining what costs are reasonable for payment under sections
15787 22a-449*l*, as amended by this act, and 22a-449n, as amended by this act,
15788 and shall establish requirements for financial assurance, training and
15789 performance standards for registered contractors, as defined in said
15790 sections 22a-449*l* and 22a-449n. The board shall make payment
15791 pursuant to section 22a-449n, as amended by this act, to the owner at a
15792 rate not to exceed one hundred fifty-seven dollars per ton of
15793 contaminated soil removed which shall be considered as full payment
15794 for all eligible costs for remediation. For any claim filed pursuant to
15795 section 22a-449n, as amended by this act, where no contaminated soil
15796 is removed the board shall reimburse eligible costs in accordance with
15797 the guidelines pursuant to this section.

15798 (d) To the extent that funds are available, **[**in the residential
15799 underground heating oil storage tank system clean-up subaccount,**]**

15800 the board may order payment **[**from such subaccount**]** to registered
15801 contractors for reimbursement of eligible costs for services associated
15802 with the remediation of a residential underground heating oil storage
15803 tank system prior to July 1, 2001, to owners of such systems for
15804 payment for eligible costs incurred after July 1, 2001. No such payment
15805 shall be authorized unless the board deems the costs reasonable based
15806 on the guidelines established pursuant to subsection (c) of this section.
15807 Notwithstanding the provisions of this subsection, if the board
15808 determines that the owner may not receive reimbursement payment
15809 from the contractor, the board may, if reimbursement has not been sent
15810 to the contractor, directly reimburse the owner of such system for
15811 eligible costs incurred by the owner and paid to the registered
15812 contractor for services associated with a remediation of a system prior
15813 to July 1, 2001.

15814 Sec. 425. Subsections (a) and (b) of section 22a-449e of the general
15815 statutes are repealed and the following is substituted in lieu thereof
15816 (*Effective October 1, 2009*):

15817 (a) The Commissioner of Environmental Protection, after
15818 consultation with the members of the board established by section 22a-
15819 449d, <u>as amended by this act,</u> shall adopt regulations in accordance
15820 with the provisions of chapter 54 setting forth procedures for
15821 reimbursement and payment from the **[**account**]** <u>program</u> established
15822 under section 22a-449c<u>, as amended by this act</u>. Such regulations shall
15823 include such provisions as the commissioner deems necessary to carry
15824 out the purposes of sections 22a-449a to 22a-449h, inclusive, <u>as</u>
15825 <u>amended by this act,</u> including, but not limited to, provisions for (1)
15826 notification of eligible parties of the existence of the account; (2)
15827 records required for submission of claims and reimbursement and
15828 payment; (3) periodic and partial reimbursement and payment to
15829 enable responsible parties to meet interim costs, expenses and
15830 obligations; and (4) reimbursement and payment for costs, expenses
15831 and obligations incurred in connection with releases or suspected
15832 releases discovered before or after July 5, 1989, provided

15833 reimbursement and payment shall not be made for costs, expenses and
15834 obligations incurred by a responsible party on or before said date.

15835 (b) (1) The commissioner, in accordance with the procedures set
15836 forth in subdivision (2) of this subsection, may prescribe a schedule for
15837 the maximum or range of amounts to be paid **[**from the account**]** for
15838 labor, equipment, materials, services or other costs, expenses or
15839 obligations paid or incurred as a result of a release or suspected
15840 release. Such schedule shall not be a regulation, as defined in section 4-
15841 166 and the adoption, modification, repeal or use of such schedule
15842 shall not be subject to the provisions of chapter 54 concerning a
15843 regulation. The amounts in any such schedule may be less than and
15844 shall be not more than the usual, customary and reasonable amounts
15845 charged, as determined by the commissioner. Notwithstanding the
15846 provisions of sections 22a-449a to 22a-449j, inclusive, <u>as amended by</u>
15847 <u>this act,</u> or any regulation adopted by the commissioner pursuant to
15848 this section, upon adoption of any such schedule, the amount to be
15849 paid **[**from the account**]** for any labor, equipment, materials, services or
15850 other costs, expenses or other obligations, shall not exceed the amount
15851 established in any such schedule and such schedule may serve as
15852 guidance with respect to any costs, expenses or other obligations paid
15853 or incurred before the adoption of such schedule.

15854 (2) The commissioner shall adopt, revise or revoke the schedule in
15855 accordance with the provisions of this subsection. After consultation
15856 with the board, the commissioner shall publish notice of intent to
15857 adopt, revise or revoke the schedule, or any portion thereof, in a
15858 newspaper having substantial circulation in the affected area. There
15859 shall be a comment period of thirty days following publication of such
15860 notice during which interested persons may submit written comments
15861 to the commissioner. The commissioner shall publish notice of the
15862 adoption, revision or revocation of the schedule, or part thereof, in a
15863 newspaper having substantial circulation in the affected area. The
15864 commissioner shall, upon request, review the schedule and shall make
15865 any revisions the commissioner deems necessary to such schedule

15866 once every two years or may do so more frequently as the
15867 commissioner deems necessary. The commissioner, after consultation
15868 with the board, may revise or revoke the schedule, in whole or in part,
15869 using the procedures specified in this subsection. Any person may
15870 request that the commissioner adopt, revise or revoke the schedule in
15871 accordance with this subsection.

15872 Sec. 426. Section 22a-449f of the general statutes is repealed and the
15873 following is substituted in lieu thereof (*Effective October 1, 2009*):

15874 (a) A responsible party may apply to the Underground Storage
15875 Tank Petroleum Clean-Up **[**Account**]** Review Board established under
15876 section 22a-449d, <u>as amended by this act,</u> for reimbursement for costs
15877 paid and payment of costs incurred as a result of a release, or a
15878 suspected release, including costs of investigating and remediating a
15879 release, or a suspected release, incurred or paid by such party who is
15880 determined not to have been liable for any such release. If a person
15881 other than a responsible party, claims to have suffered bodily injury,
15882 property damage or damage to natural resources from a release, the
15883 person with such claim shall make reasonable attempts to provide
15884 written notice to the responsible party of such claim and if such person
15885 cannot provide such notice or if the responsible party does not apply
15886 to the board for payment of such claim not later than sixty days after
15887 receipt of such notice or such other time as may be agreed to by the
15888 parties, the person holding such claim may apply to the board for
15889 payment for such damage or bodily injury.

15890 (b) (1) In addition to all other applicable requirements, a person
15891 seeking payment or reimbursement from the account shall
15892 demonstrate that when the total costs, expenses or other obligations in
15893 response to a release or suspected release (A) are two hundred fifty
15894 thousand dollars or less, all labor, equipment and materials provided
15895 after October 1, 2005, and all services and activities undertaken after
15896 October 1, 2005, are approved, in writing, either by the commissioner
15897 or by a licensed environmental professional with a currently valid and

15898 effective license issued pursuant to section 22a-133v, as amended by
15899 this act; and (B) exceed two hundred fifty thousand dollars, all labor,
15900 equipment and materials provided after October 1, 2005, and all
15901 services and activities undertaken after October 1, 2005, are approved,
15902 in writing, by the commissioner, provided the commissioner may
15903 authorize, in writing, a licensed environmental professional with a
15904 currently valid and effective license issued pursuant to section 22a-
15905 133v, as amended by this act, to approve, in writing, such labor,
15906 equipment, materials, services and activities, in lieu of the
15907 commissioner. The provisions of this subsection shall apply to all costs,
15908 expenses or other obligations for which a person is seeking payment or
15909 reimbursement from the account and the board shall not order and the
15910 commissioner shall not make payment or reimbursement from the
15911 account for any cost, expense or other obligation, unless the person
15912 seeking such payment or reimbursement provides the written
15913 approval required by this subdivision. Any written approval provided
15914 by a licensed environmental professional pursuant to this subdivision
15915 shall be submitted with the application for payment or reimbursement.
15916 Any written approval provided by the commissioner pursuant to this
15917 subdivision shall not constitute an approval pursuant to any other
15918 provision of the general statutes or any regulation and shall be
15919 presented to the board prior to the board making a decision regarding
15920 the application that such approval concerns.

15921 (2) The fees charged by a licensed environmental professional
15922 regarding labor or services rendered in response to a release or
15923 suspected release may be included in any application or request for
15924 payment or reimbursement submitted to the board. The amount to be
15925 paid or reimbursed **[**from the account**]** for such fees may also be
15926 established in the schedule adopted by the commissioner pursuant to
15927 subsection (b) of section 22a-449e, as amended by this act.

15928 (3) Providing it is true and accurate, a licensed environmental
15929 professional shall submit the following certification regarding any
15930 approval provided under subdivision (1) of this subsection and section

15931 22a-449p, as amended by this act: "I hereby agree that all of the labor,
15932 equipment, materials, services, and activities described in or covered
15933 by this certification were appropriate under the circumstances to abate
15934 an emergency or were performed as part of a plan specifically
15935 designed to ensure that the release or suspected release is or has been
15936 investigated in accordance with prevailing standards and guidelines
15937 and remediated consistent with and to achieve compliance with the
15938 remediation standards adopted under section 22a-133k of the general
15939 statutes.".

15940 (c) The board shall order reimbursement or payment **[**from the
15941 account**]** for any cost paid or incurred, as the case may be, if, (1) such
15942 cost is or was incurred after July 5, 1989, (2) a responsible party was or
15943 would have been required to demonstrate financial responsibility
15944 under 40 CFR Part 280.90 et seq. as said regulation was published in
15945 the Federal Register of October 26, 1988, for the underground storage
15946 tank or underground storage tank system from which the release
15947 emanated, whether or not such party is required to comply with said
15948 requirements on the date any such cost is incurred, provided if the
15949 state is the responsible party, the board may order payment, **[**from the
15950 account**]** within available resources, without regard to whether the
15951 state was or would have been required to demonstrate financial
15952 responsibility under said sections 40 CFR Part 280.90 et seq., (3) after
15953 the release, if any, the responsible party incurred a cost, expense or
15954 obligation for investigation, cleanup or for claims of a person other
15955 than a responsible party resulting from the release, provided any such
15956 claim shall be required to be finally adjudicated or settled with the
15957 prior written approval of the board before an application for
15958 reimbursement or payment is made, (4) the board determines that the
15959 cost, expense or other obligation is reasonable and that there are not
15960 grounds for recovery specified in subdivision (1) or (3) of subsection
15961 (g) of this section, (5) the responsible party notified the board, as soon
15962 as practicable, of the release and of any other claim by a person other
15963 than a responsible party, resulting from the release, in accordance with
15964 the regulations adopted pursuant to section 22a-449e, as amended by

15965 this act, (6) the responsible party, or, if a person other than a
15966 responsible party applies for payment or reimbursement from the
15967 account, then such person demonstrates the remediation, including
15968 any monitoring to determine the effectiveness of the remediation, for
15969 which payment or reimbursement is sought is not more stringent than
15970 that required by the remediation standards established pursuant to
15971 section 22a-133k, except to the extent the responsible party or such
15972 person demonstrates that it has been directed otherwise, in writing, by
15973 the commissioner, (7) the responsible party, or, if a person other than a
15974 responsible party applies for payment or reimbursement, [from the
15975 account,] then such person demonstrates that it does not have
15976 insurance, or a contract or other agreement to provide payment or
15977 reimbursement for any cost, expense or other obligation incurred in
15978 response to a release or suspected release, or if there is any such
15979 insurance, contract or other agreement, that any insurance coverage
15980 has been denied or is insufficient to cover the costs, expenses or other
15981 obligations, paid or incurred or that any contract or other agreement is
15982 not able to or is insufficient to cover the costs, expenses or other
15983 obligations, paid or incurred, for which payment or reimbursement is
15984 sought, [from the account,] (8) the responsible party demonstrates and
15985 the board determines that one of the milestones noted in section 22a-
15986 449p, as amended by this act, has been completed, (9) the board
15987 determines what, if any, reductions to the amounts sought [from the
15988 account] should be made based upon the compliance evaluations
15989 performed pursuant to subsection (d) of this section, and (10) at the
15990 time any application or request for payment or reimbursement,
15991 including any supplemental application or request, is submitted to the
15992 board, (A) for applications filed with the underground storage tank
15993 petroleum clean-up [account] review board on or after October 1, 2007,
15994 there is no underground storage tank system subject to the financial
15995 responsibility demonstration required in subdivision (2) of this
15996 subsection dispensing petroleum on the property where the release or
15997 suspected release emanated or occurred, and if the application is
15998 submitted by the person who owns or operates or who owned or

15999 operated the underground storage tank system at the time of the
16000 release, such person demonstrates, in addition to all other applicable
16001 requirements, that lack of compliance with provisions of the general
16002 statutes and regulations governing underground storage tank systems
16003 was not a proximate cause of the release or suspected release and that
16004 there are not grounds for recovery specified in subdivision (2) of
16005 subsection (g) of this section, or (B) for applications filed with the
16006 [underground storage tank petroleum clean-up account] Underground
16007 Storage Tank Petroleum Clean-Up Review Board prior to October 1,
16008 2007, there is no underground storage tank system dispensing
16009 petroleum on the property where the release or suspected release
16010 emanated or occurred, and if the application is submitted by the
16011 person who owns or operates or who owned or operated the
16012 underground storage tank system at the time of the release, such
16013 person demonstrates, in addition to all other applicable requirements,
16014 that lack of compliance with provisions of the general statutes and
16015 regulations governing underground storage tank systems was not a
16016 proximate cause of the release or suspected release and that there are
16017 not grounds for recovery specified in subdivision (2) of subsection (g)
16018 of this section. Subdivision (10) of this subsection shall not apply to
16019 any application filed with the underground storage tank petroleum
16020 clean-up account concerning a release of an underground storage tank
16021 system that was reported to the Commissioner of Environmental
16022 Protection in September, 2003 where such system was owned or
16023 operated by a municipality or other political subdivision of the state at
16024 the time of the release and such system was removed on or before
16025 April 1, 2005. In acting on an application or a request for payment or
16026 reimbursement, the board, using funds from the account, may contract
16027 with experts, including, but not limited to, attorneys and medical
16028 professionals, to better evaluate and defend against claims and
16029 negotiate claims by persons other than responsible parties. The costs of
16030 the board for experts shall not be charged to the amount allocated to
16031 the Department of Environmental Protection pursuant to section 22a-
16032 449c, as amended by this act. If a person other than a responsible party

16033 applies to the board claiming to have suffered bodily injury, property
16034 damage or damage to natural resources, the board shall order
16035 reimbursement or payment **[**from the account**]** if such person
16036 demonstrates that subdivisions (1), (2), (6) and (7) of this subsection are
16037 satisfied, the board determines that as a result of a release or suspected
16038 release such person has suffered bodily injury, property damage or
16039 damage to natural resources, that the costs, expenses or other
16040 obligations incurred are reasonable and the person submitting such
16041 claim demonstrates that it has attempted to or has provided written
16042 notice of its claim to the responsible party as required in subsection (a)
16043 of this section and that the responsible party has not applied to the
16044 board for payment or reimbursement of this claim. On or before June
16045 30, 2005, if the board denied reimbursement or provided for only
16046 partial payment or reimbursement from the account regarding a
16047 release, pursuant to subdivision (4) of this subsection, such denial or
16048 partial payment or reimbursement shall remain in effect and shall
16049 apply to all subsequent applications or requests for payment or
16050 reimbursement regarding such release.

16051 (d) (1) Except as provided in this subsection, if at the time any
16052 application or request for payment or reimbursement is submitted to
16053 the board, including any supplemental application or request, there is
16054 an underground storage tank system dispensing petroleum on the
16055 property where the release or suspected release emanated or occurred,
16056 such application or request shall not be deemed complete and shall not
16057 be acted upon by the board unless such application or request includes
16058 a summary of the compliance status of all the underground storage
16059 tank systems on the subject property. Any such summary shall include
16060 an evaluation of compliance with the design, construction, installation,
16061 notification, general operating, release detecting, system upgrading,
16062 abandonment and removal date requirements of the regulations
16063 adopted pursuant to sections 22a-449<u>, as amended by this act,</u> and 22a-
16064 449o<u>, as amended by this act,</u> and shall be prepared by an independent
16065 consultant on a form prescribed by or acceptable to the commissioner.
16066 The summary shall be based on an evaluation of said underground

16067 storage tank systems performed not more than one hundred eighty
16068 days before the board receives an application or a request for
16069 reimbursement or payment, except that with respect to any provision
16070 of the subject regulations regarding record keeping, periodic
16071 monitoring or testing, the summary shall be based on an evaluation of
16072 a one-year period terminating within one hundred eighty days prior to
16073 the board's receipt of an application or a request for payment or
16074 reimbursement. The summary shall also include a full description of
16075 all corrective measures that have been taken or that are being taken
16076 with regard to any noncompliance identified in the compliance
16077 evaluation performed pursuant to this subdivision.

16078 (2) With respect to any initial application or request for payment or
16079 reimbursement regarding a release or suspected release the provisions
16080 of subdivision (1) of this subsection shall apply only to applications or
16081 requests received on or after January 1, 2006. With respect to any
16082 supplemental application or request for payment or reimbursement
16083 regarding a release or suspected release, the provisions of subdivision
16084 (1) of this subsection shall apply to each application or request
16085 submitted to the board on or after January 1, 2006, regardless of when
16086 the initial application or request was submitted, except that submission
16087 of a compliance summary shall not be required if at the time a
16088 supplemental application or request is submitted, less than one year
16089 has passed since the performance of a compliance evaluation
16090 submitted with any prior application or request.

16091 (3) The cost of hiring an independent consultant to perform a
16092 compliance evaluation, as required by this subsection, shall be eligible
16093 for payment or reimbursement **[**from the account**]** up to a maximum of
16094 one thousand dollars per compliance evaluation, provided the
16095 evaluation is in conformance with the requirements of this subsection
16096 and includes all underground storage tank systems on the property
16097 where a release or suspected release emanated or occurred. If the
16098 schedule adopted by the commissioner pursuant to subsection (b) of
16099 section 22a-449e<u>, as amended by this act,</u> includes an amount for

16100 performing a compliance evaluation, upon adoption of any such
16101 schedule, the amount eligible for payment or reimbursement for
16102 performing a compliance evaluation shall be the amount prescribed in
16103 any such schedule.

16104 (4) Nothing in this subsection shall affect the continued applicability
16105 of any decision of the board to (A) deny reimbursement or payment,
16106 [from the account,] or (B) provide only partial payment or
16107 reimbursement regarding all applications or requests for payment or
16108 reimbursement. [from the account.] Any such decision shall remain in
16109 effect and shall not be subject to reconsideration or reevaluation as a
16110 result of this subsection.

16111 (5) Except as provided for in this subdivision, if at the time any
16112 application or request for payment or reimbursement, including any
16113 supplemental application or request, is submitted, there is no
16114 underground storage tank system dispensing petroleum on the
16115 property where the release or suspected release emanated or occurred,
16116 any such application or request shall be subject to the provisions of
16117 subdivision (10) of subsection (c) of this section, even where a prior
16118 application or request was subject to the provisions of this subsection.
16119 The provisions of this subdivision shall not apply to an application or
16120 request for payment or reimbursement for annual groundwater
16121 remedial actions, including the preparation of a groundwater remedial
16122 action progress report, performed pursuant to subdivision (6) of
16123 section 22a-449p, as amended by this act.

16124 (e) (1) If the compliance evaluation summary performed pursuant to
16125 subsection (d) of this section indicates that any of the violations noted
16126 in this subdivision exist with respect to any underground storage tank
16127 or underground storage tank system on the property at which a release
16128 or suspected release occurred and any such violations have not been
16129 fully corrected by the time an application or request for reimbursement
16130 is submitted to the board, the board shall reduce any payment or
16131 amount to be reimbursed as follows: (A) A one hundred per cent

16132 reduction of the payment or amount to be reimbursed for failure to
16133 meet the tank or piping construction requirements of section 22a-449o,
16134 as amended by this act, or the regulations adopted pursuant to section
16135 22a-449, as amended by this act, or for failure to report the release to
16136 the commissioner as required by this section, (B) a seventy-five per
16137 cent reduction of the payment or amount to be reimbursed for failure
16138 to have properly functioning cathodic protection, spill prevention,
16139 overfill prevention, or release detection as required by the regulations
16140 adopted pursuant to section 22a-449, as amended by this act.
16141 Notwithstanding the provisions of this subsection, the board may
16142 reduce any amount to be paid or reimbursed based on any other
16143 violation of the provisions of the general statutes or regulations of
16144 Connecticut state agencies regarding ownership or operation of an
16145 underground storage tank system.

16146 (2) Nothing in this subsection and no determination by the board of
16147 any issue of fact or law shall affect the authority of the commissioner
16148 under any other statute or regulations, including, but not limited to,
16149 taking any enforcement action based upon the violations identified in
16150 any compliance evaluation performed pursuant to subsection (d) of
16151 this section.

16152 (f) (1) For all work or services performed or materials provided
16153 before October 1, 2004, the board shall not order payment or
16154 reimbursement **[**from the account**]** for any cost paid or incurred, unless
16155 when seeking payment or reimbursement, the application or any
16156 submission regarding work, services or materials that have been pre-
16157 authorized by the board is received by the board on or before April 1,
16158 2005.

16159 (2) For purposes of this subsection, work or services shall be
16160 deemed rendered or performed on the date such work is rendered or
16161 performed and a material shall be deemed provided on the date a
16162 material is made available for use.

16163 (3) After June 30, 2005, the board shall not order payment or

16164 reimbursement [from the account] for any cost, expense or other
16165 obligation, paid or incurred, unless the application or request for
16166 payment or reimbursement is received by the board not later than one
16167 year after the completion of all or substantially all of the work or
16168 activities necessary to prepare the plan or report required by the
16169 milestones set forth in section 22a-449p, as amended by this act.

16170 (g) The Attorney General, upon the request of the board or the
16171 commissioner, may institute an action in the superior court for the
16172 judicial district of Hartford to recover the amounts specified in this
16173 section from any person who owns or operates an underground
16174 storage tank system at the time a release emanates or occurs from such
16175 system or any person who owns the real property on which a release
16176 emanates or occurs, provided such person owned the real property at
16177 or any time after the release emanates or occurs until the time that a
16178 final remediation action report is submitted by a licensed
16179 environmental professional or approved by the commissioner
16180 pursuant to subdivision (7) of section 22a-449p, as amended by this act,
16181 if: (1) Prior to the occurrence of the release, the underground storage
16182 tank or underground storage tank system from which the release
16183 emanated was required by regulations adopted under section 22a-449,
16184 as amended by this act, to be the subject of an Underground Storage
16185 Facility Notification Form, or EPHM-6 but the person who owns or
16186 operates or who owned or operated such tank or tank system
16187 knowingly and intentionally failed to submit such notification form to
16188 the commissioner; (2) the release results from a reckless, wilful,
16189 wanton or intentional act or omission of such person or a negligent act
16190 or omission of such person that constitutes noncompliance with the
16191 general statutes or regulations governing the installation, operation
16192 and maintenance of underground storage tanks; or (3) the release
16193 occurs from an underground storage tank or system which is not in
16194 compliance with a final order issued by the commissioner pursuant to
16195 this chapter or a final judgment issued by a court concerning
16196 noncompliance with a requirement of this chapter; or (4) payment has
16197 been made, [from the account,] including payment to the

16198 commissioner pursuant to subsection (i) of this section, to a person
16199 other than a person against whom an action may be brought pursuant
16200 to this subsection. All costs to the state relating to actions to recover
16201 such payments, including, but not limited to, reasonable attorneys'
16202 fees, shall initially be paid **[**from the underground storage tank
16203 petroleum clean-up account**]** within available resources. In any
16204 recovery the board or the commissioner is entitled to recover from
16205 such person (A) all payments made **[**from the account**]** with respect to
16206 a release or suspected release, (B) all payments made by the
16207 commissioner pursuant to subsection (i) of this section with respect to
16208 a release or suspected release, (C) interest on such payments at a rate
16209 of ten per cent per year from the date such payments were made, and
16210 (D) all costs of the state relating to actions to recover such payments,
16211 including, but not limited to, reasonable attorneys' fees. All actions
16212 brought pursuant to this section shall have precedence in the order of
16213 trial, as provided in section 52-191. If the Attorney General has filed an
16214 action against a person seeking recovery of the amounts specified in
16215 this subsection or if the commissioner sends a person a demand letter
16216 regarding costs incurred by the state pursuant to section 22a-451, as
16217 amended by this act, any such person against whom an action has
16218 been brought or who receives a demand letter shall not submit an
16219 application or request for payment or reimbursement to the board
16220 seeking payment or reimbursement of any such amount sought by the
16221 Attorney General or by the commissioner. If any such application or
16222 request for payment or reimbursement is submitted, the board shall
16223 not take any action regarding any such application or request.

16224 (h) The board shall render its decision not more than ninety days
16225 after receipt of an application from a person, provided, in the case of a
16226 second or subsequent application, the board shall render its decision
16227 not more than forty-five days after receipt of such application. A copy
16228 of the decision shall be sent to the commissioner and the person
16229 seeking payment or reimbursement by certified mail, return receipt
16230 requested. The commissioner or any person aggrieved by the decision
16231 of the board may, within twenty days from the date of issuance of such

16232 decision, request a hearing before the board in accordance with the
16233 provisions of chapter 54. After such hearing, the board shall consider
16234 the information submitted to it and affirm or modify its decision on the
16235 application. A copy of the affirmed or modified decision shall be sent
16236 to all parties to the hearing by certified mail, return receipt requested.
16237 Once the board renders a decision regarding an application or request
16238 for payment or reimbursement and no hearing has been requested
16239 pursuant to this subsection regarding any such decision, the costs,
16240 expenses or other obligations addressed by any such decision shall not
16241 be resubmitted in any other application or request.

16242 (i) Whenever the commissioner determines that as a result of a
16243 release, as defined in section 22a-449a, or a suspected release, a clean-
16244 up is necessary, including, but not limited to, actions to prevent or
16245 abate pollution or a potential source of pollution and to provide
16246 potable drinking water, the commissioner may undertake such actions
16247 using not more than one million dollars, [from the underground
16248 storage tank petroleum clean-up account,] within available resources,
16249 for each release or suspected release from an underground storage
16250 tank or an underground storage tank system for which the responsible
16251 party is the state or for which a responsible party was or would have
16252 been required to demonstrate financial responsibility under 40 CFR
16253 Part 280.90 et seq., as said regulation was published in the Federal
16254 Register of October 26, 1988.

16255 (j) (1) If through an initial application or request for payment or
16256 reimbursement received by the board before June 1, 2005, the board
16257 has determined that a person has paid or incurred costs, expenses or
16258 other obligations that are eligible for payment or reimbursement, [from
16259 the account,] with respect to any supplemental application or request
16260 for payment or reimbursement the following shall apply. The
16261 commissioner may identify a category of activities, costs, expenses, or
16262 other obligations that are less than one hundred thousand dollars for
16263 which, in lieu of full payment, the board may approve a percentage of
16264 the costs, expenses or other obligations paid or incurred. In making

16265 any such recommendation to the board, the commissioner shall
16266 consider the amounts previously paid from the account and any other
16267 information the commissioner deems relevant. Any such percentage
16268 shall be not more than, but may be less than, ninety per cent of the
16269 average amount, as determined by the commissioner, previously paid
16270 from the account for any activity, cost, expense or obligation. The
16271 board shall approve or disapprove, but shall not modify, payment of
16272 the percentage recommended by the commissioner pursuant to this
16273 subdivision. The commissioner may, using the procedures specified in
16274 this subdivision, recommend changes to any percentage previously
16275 approved by the board under this subdivision.

16276 (2) If the board approves payment of the percentage recommended
16277 by the commissioner, a person with a supplemental application or
16278 request for payment or reimbursement may agree to accept the
16279 percentage payment approved by the board. Any such acceptance
16280 shall be in writing, signed by the person seeking payment or
16281 reimbursement and shall acknowledge that the person is agreeing to
16282 accept less than the full amount sought by such person for the costs,
16283 expenses or other obligations covered by such acceptance. If the
16284 commissioner has prescribed forms, any such acceptance shall be
16285 made using the forms prescribed by the commissioner. Once a
16286 completed written acceptance is received, the board shall, not later
16287 than ninety days after receiving such acceptance, determine whether to
16288 order payment or reimbursement from the account. Any such
16289 determination by the board shall be limited to whether the costs,
16290 expenses or other obligations are within those for which the board has
16291 approved payment pursuant to subdivision (1) of this subsection.

16292 (3) Any amount ordered to be paid or reimbursed by the board shall
16293 be considered full payment for any such activity, expense or other
16294 obligation and a person shall not seek any additional reimbursement
16295 **[**from the account**]** for any such activity, expense or other obligation.
16296 The categories or activities for which the commissioner recommends
16297 payment of a percentage pursuant to this subsection may constitute all

16298 or a portion of the amounts sought in a supplemental application or
16299 supplemental request for payment or reimbursement.

16300 (k) Notification to the commissioner pursuant to regulations
16301 adopted pursuant to section 22a-449, as amended by this act, shall
16302 constitute compliance with any regulation adopted pursuant to section
16303 22a-449e, as amended by this act, regarding notification to the board of
16304 a release.

16305 Sec. 427. Section 22a-449k of the general statutes, as amended by
16306 section 2 of public act 09-122, is repealed and the following is
16307 substituted in lieu thereof (*Effective October 1, 2009*):

16308 No person shall remove or replace or subcontract for the removal or
16309 replacement of a residential underground heating oil storage tank
16310 system if the person finds such removal or replacement will involve
16311 remediation of contaminated soil or groundwater, **[**the costs of which
16312 are to be paid out of the residential underground heating oil storage
16313 tank system clean-up subaccount established pursuant to subsection
16314 (b) of section 22a-449c,**]** unless the person is a registered contractor. To
16315 become a registered contractor, a person shall provide to the
16316 Commissioner of Environmental Protection, on forms prescribed by
16317 said commissioner, (1) evidence of financial assurance in the form of
16318 liability insurance coverage or liquid company assets in an amount not
16319 less than one million dollars, and (2) a written statement certifying that
16320 such person has had any training required by law for such business
16321 and that such person has (A) performed no fewer than three residential
16322 underground petroleum storage tank system removals, or (B) has
16323 contracted for at least three removals of residential underground
16324 petroleum storage tank systems. Such person shall pay a registration
16325 fee of **[**seven hundred fifty**]** nine hundred forty dollars to the
16326 commissioner. Each contractor holding a valid registration on July first
16327 shall, not later than August first of that year, pay a renewal fee to the
16328 commissioner of **[**three hundred seventy-five**]** four hundred seventy
16329 dollars in order to maintain such registration. Any money collected for

16330 registration pursuant to this section shall be deposited in the
16331 [Environmental Quality] General Fund. The commissioner may revoke
16332 a registration for cause and, on and after the date the review board
16333 establishes requirements for financial assurance, training and
16334 performance standards under subsection (c) of section 22a-449d, as
16335 amended by this act, may reject any application for registration that
16336 does not meet such requirements.

16337 Sec. 428. Section 22a-449*l* of the general statutes is repealed and the
16338 following is substituted in lieu thereof (*Effective October 1, 2009*):

16339 (a) As used in this section, "registered contractor" means a person
16340 registered with the Commissioner of Environmental Protection
16341 pursuant to section 22a-449k, as amended by this act.

16342 (b) Prior to July 1, 2001, if, in the course of removing or replacing a
16343 residential underground heating oil storage tank system, a registered
16344 contractor finds that there has been a spill, as defined in section 22a-
16345 452c, attributable to such system and such contractor estimates that the
16346 remediation of such spill is likely to cost more than five thousand
16347 dollars, such contractor shall immediately notify the Department of
16348 Environmental Protection regarding such spill. If, after the contractor's
16349 initial estimate, the contractor subsequently determines that such cost
16350 will exceed five thousand dollars, the contractor shall upon that
16351 determination notify the Department of Environmental Protection. The
16352 department may assess the spill and confirm that the remediation
16353 proposed by the contractor is appropriate and necessary, or may
16354 authorize an environmental professional licensed under section 22a-
16355 133v, as amended by this act, to assess the spill and make such
16356 confirmation. Any such remediation shall be subject to approval by the
16357 department, except that the department may authorize an
16358 environmental professional licensed under section 22a-133v, as
16359 amended by this act, to make a recommendation regarding such
16360 approval. If a registered contractor estimates that the remediation of
16361 such spill is likely to cost more than ten thousand dollars, the

16362 commissioner or any agent of the commissioner or an environmental
16363 professional licensed under said section 22a-133v contracted by the
16364 department shall inspect the site and confirm that such remediation is
16365 reasonable. The costs of such an inspection shall be eligible for
16366 payment [under the residential underground heating oil storage tank
16367 system clean-up subaccount established under subsection (b) of section
16368 22a-449c] within available resources.

16369 (c) (1) In order to receive reimbursement of eligible costs for services
16370 commenced after July 1, 1999, and prior to July 1, 2001, a registered
16371 contractor shall on or before December 1, 2001, submit to the
16372 Underground Storage Tank Petroleum Clean-Up [Account] Review
16373 Board established under section 22a-449d for a disbursement from [the
16374 residential underground heating oil storage tank system clean-up
16375 subaccount] available resources, all reasonable costs for work
16376 commenced prior to July 1, 2001, pursuant to a contract with the owner
16377 or the state for the remediation of a residential underground heating
16378 oil storage tank system for the purpose of providing payment for the
16379 costs of such remediation. An owner of a residential underground
16380 heating oil storage tank system shall not be responsible to the
16381 registered contractor or any subcontractor of the registered contractor
16382 for any costs that are eligible for payment from the residential
16383 underground heating oil storage tank system clean-up [subaccount]
16384 program over five hundred dollars. The registered contractor or any
16385 subcontractor shall not bill the owner for any costs eligible for
16386 payment from said [subaccount] program over five hundred dollars
16387 unless the contractor or subcontractor enters into a separate written
16388 contract with the owner, on a form prescribed by the commissioner,
16389 authorizing the contractor or subcontractor to bill the owner more than
16390 five hundred dollars and such separate contract gives the owner the
16391 right to cancel such contract up to three days after entering into it.
16392 Such owner shall provide to the review board a statement confirming
16393 the registered contractor has been engaged by such owner to remove
16394 or to replace such residential underground heating oil storage tank
16395 system and perform the remediation and shall execute an instrument

16396 which provides for payment to said account of any amounts realized
16397 by the owner, after any costs of litigation or attorney's fees have been
16398 paid, from a judgment or settlement regarding any claim for the costs
16399 of such remediation made against an insurance policy or any party. In
16400 any service contract entered into between a registered contractor and
16401 an owner for the remediation of a residential underground heating oil
16402 storage tank system, the registered contractor shall clearly identify all
16403 costs, including markup costs, that are not or may not be eligible for
16404 payment **[**from**]** under said **[**subaccount**]** program.

16405 (2) The registered contractor shall submit documentation,
16406 satisfactory to the review board, of any costs associated with such
16407 remediation. The review board may deny remediation costs of the
16408 registered contractor that the review board determines are
16409 unreasonable based on the guidelines established pursuant to
16410 subsection (c) of section 22a-449d, as amended by this act, on and after
16411 the date the review board establishes such guidelines, and may deny
16412 remediation costs (A) in excess of five thousand dollars if the
16413 Department of Environmental Protection was not notified in
16414 accordance with the provisions of subsection (b) of this section, and (B)
16415 in excess of ten thousand dollars if the site was not inspected in
16416 accordance with the provisions of subsection (b) of this section. The
16417 review board shall deny any such costs in excess of fifty thousand
16418 dollars unless the commissioner determines such additional costs are
16419 warranted to protect public health and the environment. If a registered
16420 contractor fails to submit to the review board documentation of costs
16421 associated with such remediation that may be eligible for payment
16422 from the residential underground heating oil storage tank system
16423 clean-up **[**subaccount**]** program or if the registered contractor submits
16424 documentation of such costs but the board denies payment of such
16425 costs, the registered contractor shall be liable for such costs and shall
16426 have no cause of action against the owner of the underground
16427 petroleum storage tank.

16428 (3) A copy of the review board's decision shall be sent to the

16429 Commissioner of Environmental Protection and to the registered
16430 contractor by certified mail, return receipt requested. The
16431 commissioner or any contractor aggrieved by a decision of the review
16432 board may, not more than twenty days after the date the decision was
16433 issued, request a hearing before the review board in accordance with
16434 chapter 54. After such hearing, the board shall consider the
16435 information submitted to it and affirm or modify its decision on the
16436 reimbursement. A copy of the affirmed or modified decision shall be
16437 sent to the commissioner and any contractor by certified mail, return
16438 receipt requested.

16439 (d) Neither the Underground Storage Tank Petroleum Clean-Up
16440 **[**Account**]** Review Board nor the Commissioner of Environmental
16441 Protection shall accept applications pursuant to this section on or after
16442 December 1, 2001, for the reimbursement of eligible costs for services
16443 completed prior to July 1, 2001, except that, notwithstanding
16444 subsection (c) of this section, prior to July 1, 2004, the board may accept
16445 applications for reimbursement from and make payments to any
16446 owner who demonstrates that the owner paid for eligible costs for
16447 services provided to the owner prior to July 1, 2001, and either (1) the
16448 registered contractor filed an application for reimbursement between
16449 December 1, 2001, and January 1, 2003, or (2) the owner, prior to May
16450 1, 2003, filed a complaint with the board or the commissioner
16451 regarding the failure of the registered contractor to file a timely
16452 application.

16453 Sec. 429. Subsection (a) of section 22a-449m of the general statutes is
16454 repealed and the following is substituted in lieu thereof (*Effective*
16455 *October 1, 2009*):

16456 (a) Any remediation of contaminated soil or groundwater the cost of
16457 which is to be paid out of the **[**subaccount**]** <u>program</u> established under
16458 subsection **[**(b)**]** <u>(a)</u> of section 22a-449c<u>, as amended by this act,</u> shall be
16459 performed by or under the direct onsite supervision of a registered
16460 contractor, as defined in sections 22a-449*l*<u>, as amended by this act,</u> and

16461 22a-449n, as amended by this act, and shall be performed in
16462 accordance with regulations adopted by the commissioner pursuant to
16463 section 22a-133k that establish direct exposure criteria for soil,
16464 pollutant mobility criteria for soil and groundwater protection criteria
16465 for GA and GAA areas. If the replacement of any such residential
16466 underground heating oil storage tank system performed pursuant to
16467 the provisions of this section involves installation of an underground
16468 petroleum storage tank, such tank shall conform to any standards
16469 which apply to new underground petroleum storage tanks.

16470 Sec. 430. Section 22a-449n of the general statutes is repealed and the
16471 following is substituted in lieu thereof (*Effective October 1, 2009*):

16472 (a) As used in this section, "registered contractor" means a person
16473 registered with the Commissioner of Environmental Protection
16474 pursuant to section 22a-449k, as amended by this act, "qualifying
16475 income" means the owner's adjusted gross income, as defined in
16476 section 12-701, for the calendar year immediately preceding the year in
16477 which costs eligible for payment were incurred under this section and
16478 "costs eligible for payment" means costs that are reasonable for
16479 payment, as determined by the guidelines established pursuant to
16480 section 22a-449d, as amended by this act.

16481 (b) If, in the course of removing or replacing a residential
16482 underground heating oil storage tank system, a registered contractor
16483 finds that there has been a spill, as defined in section 22a-452c,
16484 attributable to such a system, or if such contractor estimates that the
16485 remediation of such spill is likely to cost more than ten thousand
16486 dollars then such contractor shall immediately notify the Department
16487 of Environmental Protection. The commissioner may assess the spill
16488 and confirm that the remediation proposed by the contractor is
16489 appropriate and necessary, or may authorize an environmental
16490 professional licensed under section 22a-133v, as amended by this act,
16491 to assess the spill and make such confirmation. Any such remediation
16492 shall be subject to approval by the commissioner. The commissioner

16493 may authorize an environmental professional licensed under section
16494 22a-133v, as amended by this act, to make a recommendation
16495 regarding such approval. The costs of an inspection pursuant to this
16496 section shall be eligible for payment under the residential
16497 underground heating oil storage tank system clean-up [subaccount]
16498 program established under subsection (b) of section 22a-449c, as
16499 amended by this act. The commissioner may revoke a registration
16500 pursuant to section 22a-449k, as amended by this act, for failure of a
16501 contractor to notify the department as required by this section.

16502 (c) On or after July 1, 2001, to be eligible for payment pursuant to
16503 this section, an owner shall submit the following information to the
16504 Commissioner of Environmental Protection, in such form as the
16505 commissioner may require, prior to entering into a contract with a
16506 registered contractor for remediation of a spill attributable to a
16507 residential underground heating oil storage tank system: (1) The name
16508 and Social Security number of the property owner; (2) a verification
16509 that such tank serves the owner's primary residence; (3) a verification
16510 of the owner's qualifying income; and (4) the name of the registered
16511 contractor who will perform the remediation. The commissioner shall,
16512 not later than thirty days following receipt of such information, send a
16513 written notice to the owner that specifies whether the owner is eligible
16514 for payment under this section, whether funds are available for the
16515 owner under this section and the amount of remediation costs for
16516 which the owner is responsible prior to receiving payment under this
16517 section.

16518 (d) Subject to the provisions of subsection (e) of this section, an
16519 owner may be reimbursed for all reasonable costs for work
16520 commenced on or after July 1, 2001, in accordance with the following:
16521 (1) If an owner's qualifying income is less than or equal to fifty
16522 thousand dollars, the owner may be reimbursed for costs eligible for
16523 payment in excess of five hundred dollars; (2) if an owner's qualifying
16524 income is greater than fifty thousand dollars and less than or equal to
16525 one hundred thousand dollars, the owner may be reimbursed for costs

16526 eligible for payment in excess of two thousand dollars; (3) if an owner's
16527 qualifying income is greater than one hundred thousand dollars and
16528 less than or equal to one hundred fifty thousand dollars, the owner
16529 may be reimbursed for costs eligible for payment in excess of four
16530 thousand dollars; (4) if an owner's qualifying income is greater than
16531 one hundred fifty thousand dollars and less than or equal to two
16532 hundred thousand dollars, the owner may be reimbursed for costs
16533 eligible for payment in excess of five thousand dollars; (5) if an owner's
16534 qualifying income is greater than two hundred thousand dollars and
16535 less than or equal to two hundred fifty thousand dollars, the owner
16536 may be reimbursed for costs eligible for payment in excess of seven
16537 thousand five hundred dollars; (6) if an owner's qualifying income is
16538 greater than two hundred fifty thousand dollars and less than or equal
16539 to five hundred thousand dollars, the owner may be reimbursed for
16540 costs eligible for payment in excess of ten thousand dollars; (7) if an
16541 owner's qualifying income is greater than five hundred thousand
16542 dollars, the owner is not eligible for payment of costs. No registered
16543 contractor or any subcontractor of a registered contractor shall accept
16544 payment for any costs eligible for payment from said **[**subaccount**]**
16545 program until it has provided the owner with the information
16546 necessary to apply for a disbursement pursuant to subsection (e) of
16547 this section.

16548 (e) (1) On or after July 1, 2001, an owner shall submit to the
16549 Underground Storage Tank Petroleum Clean-Up **[**Account**]** Review
16550 Board established under section 22a-449d, as amended by this act, an
16551 application that is postmarked no later than December 31, 2001, for a
16552 disbursement from the residential underground heating oil storage
16553 tank system clean-up **[**subaccount**]** program, within available
16554 resources, documentation of all costs eligible for payment for work
16555 performed pursuant to a contract with the owner for the remediation
16556 of a residential underground heating oil storage tank system for the
16557 purpose of providing payment for the costs of such remediation,
16558 provided such owner has complied with the provisions of subdivisions
16559 (1) and (2) of subsection (a) of section 22a-449j and provided such

16560 remediation was completed on or before December 1, 2001. Such
16561 payments shall be made in accordance with subsection (d) of this
16562 section. Such owner shall provide to the review board a statement
16563 confirming that the registered contractor has been engaged by such
16564 owner to remove or to replace such residential underground heating
16565 oil storage tank system, except that a storage tank system and any
16566 associated ancillary equipment shall not be subject to such requirement
16567 and perform the remediation and shall execute an instrument which
16568 provides for payment to said account of any amounts realized by the
16569 owner, after any costs of litigation or attorney's fees have been paid,
16570 from a judgment or settlement regarding any claim for the costs of
16571 such remediation made against an insurance policy or any person.

16572 (2) In any service contract entered into between a registered
16573 contractor and an owner for the remediation of a residential
16574 underground heating oil storage tank system, the registered contractor
16575 shall clearly identify all costs, including markup costs, that are not or
16576 may not be eligible for payment from said **[**subaccount**]** program.

16577 (3) The owner shall submit documentation, satisfactory to the
16578 review board, of any costs associated with such remediation. The
16579 review board may deny payment of remediation costs that the review
16580 board determines are unreasonable based on the guidelines
16581 established pursuant to subsection (c) of section 22a-449d, as amended
16582 by this act, on and after the date the review board establishes such
16583 guidelines. The review board shall deny any such costs if the owner
16584 fails to comply with subsection (c) of this section and any such costs in
16585 excess of fifty thousand dollars unless the commissioner determines
16586 such additional costs are warranted to protect public health and the
16587 environment.

16588 (4) A copy of the review board's decision shall be sent to the
16589 Commissioner of Environmental Protection and to the owner by
16590 certified mail, return receipt requested. The commissioner or owner
16591 aggrieved by a decision of the review board may, not more than

16592 twenty days after the date the decision was issued, request a hearing
16593 before the review board in accordance with chapter 54. After such
16594 hearing, the board shall consider the information submitted to it and
16595 affirm or modify its decision. A copy of the affirmed or modified
16596 decision shall be sent to the commissioner and owner by certified mail,
16597 return receipt requested.

16598 (5) No owner shall be entitled to reimbursement both under this
16599 section and section 22a-449*l*, as amended by this act.

16600 Sec. 431. Section 22a-449p of the general statutes is repealed and the
16601 following is substituted in lieu thereof (*Effective October 1, 2009*):

16602 Notwithstanding any provision of sections 22a-449a to 22a-449i,
16603 inclusive, as amended by this act, or any regulation adopted pursuant
16604 to said sections, except as provided for in subdivision (6) of this
16605 section, with respect to the investigation and remediation of a release,
16606 the underground storage tank petroleum clean-up **[**account**]** program
16607 established pursuant to section 22a-449c, as amended by this act, shall
16608 be used to provide payment or reimbursement only when any of the
16609 following milestones are completed:

16610 (1) A release response report prepared by an environmental
16611 professional, as defined in section 22a-133v, as amended by this act,
16612 has been submitted to the Commissioner of Environmental Protection
16613 which report describes: (A) All initial response actions taken that are
16614 necessary to prevent an on-going release and to mitigate an explosion,
16615 fire or other safety hazard resulting from the release; (B) the results of
16616 an initial site investigation that determines the presence and extent of
16617 free product from the release, the potential for or existence of
16618 groundwater pollution from the release which threatens the quality of
16619 drinking water well or wells, and whether the release has resulted in
16620 soil vapors or indoor air that threatens public health; and (C) all
16621 interim actions taken and proposed to remove such free product to the
16622 extent technically practicable, to provide potable water to any person
16623 whose drinking water has been polluted by a substance from the

16624 release which is above the groundwater protection criteria or above a
16625 level determined by the Commissioner of Public Health to be an
16626 unacceptable risk of injury to the health or safety of persons using such
16627 groundwater as a public or private source of water for drinking or
16628 other personal or domestic uses, whichever is more stringent, and to
16629 mitigate any risk to public health from polluted soil vapor or indoor
16630 air resulting from the release.

16631 (2) An interim remedial action report approved, in writing, by a
16632 licensed environmental professional has been submitted to the
16633 Commissioner of Environmental Protection or an interim remedial
16634 action report has been approved, in writing, by the commissioner.
16635 Such interim remedial action report shall describe in detail all interim
16636 remedial action taken to: (A) Remove free product to the maximum
16637 extent technically practicable; (B) ensure that all persons whose
16638 drinking water was polluted by the release have been provided
16639 potable water; and (C) ensure that soil vapors which pose a risk to
16640 public health are prevented from migrating into any overlying
16641 buildings.

16642 (3) An investigation report and remedial action plan approved, in
16643 writing, by a licensed environmental professional has been submitted
16644 to the Commissioner of Environmental Protection, or an investigation
16645 report and remedial action plan has been approved, in writing, by the
16646 commissioner. Such investigation report and remedial action plan shall
16647 include a detailed description of an investigation which determines the
16648 existing and potential extent and degree of soil, surface water, soil
16649 vapor and groundwater pollution, on and off-site, resulting from the
16650 release and describes all actions proposed to remediate soil, surface
16651 water, air or groundwater polluted by the release in accordance with
16652 the regulations adopted pursuant to section 22a-133k.

16653 (4) A soil remedial action report approved, in writing, by a licensed
16654 environmental professional has been submitted to the Commissioner
16655 of Environmental Protection, or a soil remedial action report has been

16656 approved, in writing, by the commissioner. Such soil remedial action
16657 report shall describe in detail the extent of soil pollution resulting from
16658 the release, all remedial actions taken to abate such soil pollution, and
16659 all documentation that demonstrates that such soil pollution has been
16660 remediated in accordance with the regulations adopted pursuant to
16661 section 22a-133k.

16662 (5) A groundwater remedial action progress report approved, in
16663 writing, by a licensed environmental professional has been submitted
16664 to the Commissioner of Environmental Protection or a groundwater
16665 remedial action progress report has been approved, in writing, by the
16666 commissioner. Such report may only be submitted after all
16667 construction necessary to implement the approved groundwater
16668 remedial actions has been completed and the groundwater remedial
16669 actions have been operated and monitored for one year. Such report
16670 shall include a detailed description of the remedial actions, the results
16671 of groundwater or any other monitoring conducted, an analysis of
16672 whether the remedial actions are effective, and a proposal for any
16673 changes in the groundwater remedial actions and monitoring that may
16674 be necessary to achieve compliance with the regulations adopted
16675 pursuant to section 22a-133k.

16676 (6) An annual groundwater remedial action progress report
16677 approved, in writing, by a licensed environmental professional has
16678 been submitted to the Commissioner of Environmental Protection or
16679 approved, in writing, by the commissioner. Such report shall include a
16680 detailed description of the remedial actions, the results of groundwater
16681 or any other monitoring conducted for the year covered by the report,
16682 an analysis of whether the remedial actions are effective, and a
16683 proposal for any changes in the groundwater remedial actions and
16684 monitoring that may be necessary to achieve compliance with the
16685 regulations adopted pursuant to section 22a-133k. A responsible party
16686 pursuant to section 22a-449f, as amended by this act, may submit to
16687 the board up to, but not more than, four separate applications or
16688 requests for payment or reimbursement in a calendar year regarding

16689 costs, expenses or obligations paid or incurred concerning annual
16690 groundwater monitoring or compliance with this subdivision.

16691 (7) A final remedial action report approved by a licensed
16692 environmental professional has been submitted to the Commissioner
16693 of Environmental Protection, or a final remedial action report has been
16694 approved, in writing, by the commissioner, that documents that the
16695 release has been investigated in accordance with prevailing standards
16696 and guidelines and that the soil, surface water, groundwater and air
16697 polluted by the release has been remediated in accordance with the
16698 regulations adopted pursuant to section 22a-133k.

16699 (8) The Commissioner of Environmental Protection may adopt
16700 regulations, in accordance with the provisions of chapter 54,
16701 establishing milestones for investigation and remediation of releases or
16702 suspected releases from underground storage tank systems, including
16703 milestones that differ from those set forth in this section. Upon the
16704 adoption of such regulations, the milestones for investigation and
16705 remediation for which payment or reimbursement is available from
16706 the **[**account**]** program shall be those set forth in the regulations.

16707 (9) This section shall apply to an application or request for
16708 reimbursement or payment received by the board on or after October
16709 1, 2005, regardless of when the release or suspected release occurred,
16710 whether actions in response to the release or suspected release have
16711 already occurred or whether prior applications or requests seeking
16712 payment or reimbursement have already been submitted to the board.

16713 Sec. 432. Section 22a-451 of the general statutes is repealed and the
16714 following is substituted in lieu thereof (*Effective October 1, 2009*):

16715 (a) Any person, firm or corporation which directly or indirectly
16716 causes pollution and contamination of any land or waters of the state
16717 or directly or indirectly causes an emergency through the maintenance,
16718 discharge, spillage, uncontrolled loss, seepage or filtration of oil or
16719 petroleum or chemical liquids or solid, liquid or gaseous products or

16720 hazardous wastes or which owns any hazardous wastes deemed by
16721 the commissioner to be a potential threat to human health or the
16722 environment and removed by the commissioner shall be liable for all
16723 costs and expenses incurred in investigating, containing, removing,
16724 monitoring or mitigating such pollution and contamination,
16725 emergency or hazardous waste, and legal expenses and court costs
16726 incurred in such recovery, provided, if such pollution or
16727 contamination or emergency was negligently caused, such person, firm
16728 or corporation may, at the discretion of the court, be liable for damages
16729 equal to one and one-half times the cost and expenses incurred and
16730 provided further if such pollution or contamination or emergency was
16731 wilfully caused, such person, firm or corporation may, at the discretion
16732 of the court, be liable for damages equal to two times the cost and
16733 expenses incurred. The costs and expenses of investigating, containing,
16734 removing, monitoring or mitigating such pollution, contamination,
16735 emergency or hazardous waste shall include, but not be limited to, the
16736 administrative cost of such action calculated at ten per cent of the
16737 actual cost plus the interest on the actual cost at a rate of ten per cent
16738 per year thirty days from the date such costs and expenses were
16739 sought from the party responsible for such pollution, contamination or
16740 emergency. The costs of recovering any legal expenses and court costs
16741 shall be calculated at five per cent of the actual costs, plus interest at a
16742 rate of ten per cent per year thirty days from the date such costs were
16743 sought from the party responsible for such pollution, contamination or
16744 emergency. Upon request of the commissioner, the Attorney General
16745 shall bring a civil action to recover all such costs and expenses.

16746 (b) If the person, firm or corporation which causes any discharge,
16747 spillage, uncontrolled loss, seepage or filtration does not act
16748 immediately to contain and remove or mitigate the effects of such
16749 discharge, spillage, loss, seepage or filtration to the satisfaction of the
16750 commissioner, or if such person, firm or corporation is unknown, and
16751 such discharge, spillage, loss, seepage or filtration is not being
16752 contained, removed or mitigated by the federal government, a state
16753 agency, a municipality or a regional or interstate authority, the

16754 commissioner may contract with any person issued a permit pursuant
16755 to section 22a-454, as amended by this act, to contain and remove or
16756 mitigate the effects of such discharge, spillage, loss, seepage or
16757 filtration. The commissioner may contract with any person issued a
16758 permit pursuant to said section 22a-454 to remove any hazardous
16759 waste that the commissioner deems to be a potential threat to human
16760 health or the environment.

16761 (c) Whenever the commissioner incurs contractual obligations
16762 pursuant to subsection (b) of this section and the responsible person,
16763 firm or corporation or the federal government does not assume such
16764 contractual obligations, the commissioner shall request the Attorney
16765 General to bring a civil action pursuant to subsection (a) of this section
16766 to recover the costs and expenses of such contractual obligations. If the
16767 responsible person, firm or corporation is unknown, the commissioner
16768 shall request the federal government to assume such contractual
16769 obligations to the extent provided for by the federal Water Pollution
16770 Control Act.

16771 **[**(d) There is established an account to be known as the emergency
16772 spill response account, for the purpose of providing money for (1)
16773 costs associated with the implementation of section 22a-449 and
16774 chapter 441; (2) the containment and removal or mitigation of the
16775 discharge, spillage, uncontrolled loss, seepage or filtration of oil or
16776 petroleum or chemical liquids or solid, liquid or gaseous products or
16777 hazardous wastes including the state share of payments of the costs of
16778 remedial action pursuant to the federal Comprehensive Environmental
16779 Response, Compensation, and Liability Act of 1980 (42 USC 9601 et
16780 seq.), as amended; (3) provision of potable drinking water pursuant to
16781 section 22a-471; (4) completion of the inventory required by section
16782 22a-8a; (5) the removal of hazardous wastes that the commissioner
16783 deems to be a potential threat to human health or the environment; (6)
16784 (A) the provision of short-term potable drinking water pursuant to
16785 subdivision (1) of subsection (a) of section 22a-471 and the preparation
16786 of an engineering report pursuant to subdivision (2) of subsection (a)

16787 of said section when pollution of the groundwaters by pesticides has
16788 occurred or can reasonably be expected to occur; (B) the study required
16789 by special act 86-44* and (C) as funds allow, education of the public on
16790 the proper use and disposal of pesticides and the prevention of
16791 pesticide contamination in drinking water supplies; (7) loans and lines
16792 of credit made in accordance with the provisions of section 32-23z; (8)
16793 the accomplishment of the purposes of sections 22a-133b to 22a-133g,
16794 inclusive, and sections 22a-134 to 22a-134d, inclusive, including
16795 staffing, and section 22a-133k; (9) development and implementation by
16796 the commissioner of a state-wide aquifer protection program pursuant
16797 to the provisions of sections 19a-37, 22-6c, 22a-354c, 22a-354e, 22a-354g
16798 to 22a-354bb, inclusive, 25-32d, 25-33h, 25-33n and subsection (a) of
16799 section 25-84, including, but not limited to, development of state
16800 regulations for land uses in aquifer protection areas, technical
16801 assistance and educational programs; (10) research on toxic substance
16802 contamination, including research by the Environmental Research
16803 Institute and the Institute of Water Resources at The University of
16804 Connecticut and by the Connecticut Agricultural Experiment Station;
16805 (11) the costs of the commissioner in performing or approving level A
16806 mapping of aquifer protection areas pursuant to this title; and (12)
16807 inventory and evaluation of the farm resource management
16808 requirements of farms in aquifer areas by the eight county soil and
16809 water conservation districts. The emergency spill response account
16810 shall be an account of the Environmental Quality Fund. On July 1,
16811 2001, any balance remaining in said account shall be transferred to the
16812 resources of the Environmental Quality Fund. No expenditures shall
16813 be made from the amount transferred until on or after July 1, 2001.

16814 (e) The Commissioner of Environmental Protection shall, annually,
16815 in accordance with section 4-77, submit to the Secretary of the Office of
16816 Policy and Management an operating budget for the emergency spill
16817 response account that provides for the operation of programs funded
16818 from such account. Such annual operating budget shall include an
16819 estimate of revenues from all other sources to meet the estimated
16820 expenditures of the account for such fiscal year. Within thirty days

16821 prior to the first day of such fiscal year the Secretary of the Office of
16822 Policy and Management shall approve said operating budget, with
16823 such changes, amendments, additions and deletions as shall be agreed
16824 upon prior to that date by the Commissioner of Environmental
16825 Protection and the Secretary of the Office of Policy and Management.**]**

16826 Sec. 433. Section 22a-454 of the general statutes is repealed and the
16827 following is substituted in lieu thereof (*Effective October 1, 2009*):

16828 (a) No person shall engage in the business of collecting, storing or
16829 treating waste oil or petroleum or chemical liquids or hazardous
16830 wastes or of acting as a contractor to contain or remove or otherwise
16831 mitigate the effects of discharge, spillage, uncontrolled loss, seepage or
16832 filtration of such substance or material or waste nor shall any person,
16833 municipality or regional authority dispose of waste oil or petroleum or
16834 chemical liquids or waste solid, liquid or gaseous products or
16835 hazardous wastes without a permit from the commissioner. Such
16836 permit shall be in writing, shall contain such terms and conditions as
16837 the commissioner deems necessary and shall be valid for a fixed term
16838 not to exceed five years. No permit shall be granted, renewed or
16839 transferred unless the commissioner is satisfied that the activities of
16840 the permittee will not result in pollution, contamination, emergency or
16841 a violation of any regulation adopted under sections 22a-30, 22a-39,
16842 22a-116, 22a-347, 22a-377, 22a-430, 22a-449, <u>as amended by this act,</u>
16843 22a-451<u>, as amended by this act,</u> and 22a-462. The commissioner shall
16844 require payment of a fee of **[**five hundred**]** <u>six hundred twenty-five</u>
16845 dollars per year for each year covered by a permit to transport
16846 hazardous waste and the payment of a fee of fourteen thousand <u>two</u>
16847 <u>hundred fifty</u> dollars for a permit to treat waste oil or petroleum or
16848 chemical liquids. The commissioner may adopt regulations, in
16849 accordance with the provisions of chapter 54, to prescribe the amount
16850 of the fees required pursuant to this section. Upon the adoption of such
16851 regulations, the fees required by this section shall be as prescribed in
16852 such regulations. The commissioner may suspend or revoke a permit
16853 for violation of any term or condition of the permit, for conviction of a

16854 violation of section 22a-131a or for assessment of a fine under section
16855 22a-131. The commissioner may conduct a program of study and
16856 research and demonstration, relating to new and improved methods of
16857 waste oil and petroleum or chemical liquids or waste solid, liquid or
16858 gaseous products or hazardous wastes disposal. For the purposes of
16859 this section, collecting, storing, or treating of waste oil, petroleum or
16860 chemical liquids or hazardous waste shall mean such activities when
16861 engaged in by a person whose principal business is the management of
16862 such wastes.

16863 (b) No person may dispose of any hazardous waste in a hazardous
16864 waste land disposal facility except the following: (1) Metal hydroxide
16865 sludge generated from the treatment of electroplating or metal
16866 finishing operation waste waters or any other metal hydroxide sludge
16867 approved by the commissioner; (2) hazardous waste sludge or residue
16868 resulting from an operation determined by the commissioner to be a
16869 recycling operation and which has received the required approvals
16870 from the commissioner and the Connecticut Siting Council, provided
16871 the commissioner determines that such residue cannot reasonably be
16872 incinerated or otherwise managed; and (3) hazardous waste spills, fly
16873 ash, residue from waste-to-energy facilities or municipal wastewater
16874 treatment sludge that has been determined to be hazardous waste but
16875 approved for such disposal by the commissioner. As used in this
16876 subsection, "hazardous waste" has the same meaning as in section 22a-
16877 115 and "hazardous waste land disposal facility" means a facility or
16878 part of a facility where hazardous waste is applied onto, placed within
16879 or beneath the soil surface and remains after closure of the facility. The
16880 prohibition established by this subsection shall not continue after July
16881 1, 1991, unless renewed by the General Assembly. Notwithstanding
16882 the provisions of this subsection, any restrictions on the land disposal
16883 of hazardous waste imposed by the commissioner pursuant to this
16884 subsection shall be as stringent as those imposed under Subtitle C of
16885 the Resource Conservation and Recovery Act of 1976 (42 USC 6901 et
16886 seq.), as amended.

16887 (c) No person shall engage in the business of the transfer of
16888 hazardous waste from one vehicle to another or from one mode of
16889 transportation to another without a permit from the commissioner
16890 issued under subsection (a) of this section.

16891 (d) The commissioner shall require the payment of the following
16892 fees for permits under this section: (1) Forty-five thousand two
16893 hundred fifty dollars to operate a hazardous waste landfill or
16894 incinerator; (2) twenty-one thousand two hundred fifty dollars to store
16895 or treat hazardous waste; (3) ten thousand [five hundred] seven
16896 hundred fifty dollars to engage in the transfer of hazardous waste as
16897 described in subsection (c) of this section if the hazardous waste is
16898 transferred from its original container to another container; and (4)
16899 [three thousand seven hundred fifty] four thousand dollars to engage
16900 in the transfer of hazardous waste as described in subsection (c) of this
16901 section if the hazardous waste remains in the original container. The
16902 commissioner shall also charge a fee of [one] two hundred dollars for
16903 each hazardous waste treatment, disposal or storage facility which
16904 submits an application for a status change to a generator. The
16905 commissioner shall charge a fee of [fifty] one hundred dollars for each
16906 hazardous waste large quantity generator which submits an
16907 application for status change to a small generator.

16908 (e) (1) The commissioner may issue a general permit for a category
16909 of activities which require a permit under subsection (a) of this section
16910 or license under subsection (b) of section 22a-449, as amended by this
16911 act, except for an activity for which an individual permit has already
16912 been obtained provided the issuance of the general permit is not
16913 inconsistent with the requirements of the federal Resource
16914 Conservation and Recovery Act. Any person or municipality
16915 conducting an activity for which a general permit has been issued shall
16916 not be required to obtain an individual permit under subsection (a) of
16917 this section, except as provided in subdivision (3) of this subsection.
16918 The general permit may regulate a category of activities which: (A)
16919 Involve the same or substantially similar types of operations; (B)

16920 involve the collection, storage, treatment or disposal of the same types
16921 of substances; (C) require the same operating conditions or standards,
16922 and (D) require the same or similar monitoring, and which in the
16923 opinion of the commissioner are more appropriately controlled under
16924 a general permit than under an individual permit. The general permit
16925 may require any person or municipality proposing to conduct any
16926 activity under the general permit to register such activity with the
16927 commissioner before it is covered by the general permit. Registration
16928 shall be on a form prescribed by the commissioner.

16929 (2) Notwithstanding any provisions of this section, or any
16930 regulations adopted thereunder, or of chapter 54, the following
16931 procedures shall apply to the issuance, renewal, modification,
16932 revocation or suspension of a general permit: (A) A general permit
16933 shall be issued for a term specified by the permit and shall clearly
16934 define the activity covered thereby and may include such conditions
16935 and requirements as the commissioner deems appropriate, including
16936 but not limited to operation and maintenance requirements,
16937 management practices, and reporting requirements; (B) the
16938 commissioner shall publish notice of intent to issue a general permit in
16939 a newspaper having a substantial circulation in the affected area; (C)
16940 there shall be a comment period of thirty days following publication of
16941 such notice during which interested persons may submit written
16942 comments to the commissioner; (D) the commissioner shall publish
16943 notice of the issuance or decision not to issue a general permit in a
16944 newspaper having substantial circulation in the affected area. The
16945 commissioner may revoke, suspend or modify a general permit in
16946 accordance with the notice and comment procedures for issuance of a
16947 general permit specified in this subsection. Any person may request
16948 that the commissioner issue, modify, suspend or revoke a general
16949 permit in accordance with this subsection; and (E) summary
16950 suspension may be ordered in accordance with subsection (c) of
16951 section 4-182.

16952 (3) Subsequent to the issuance of a general permit, the commissioner

16953 may require any person or municipality whose activity is or may be
16954 covered by the general permit to apply for and obtain an individual
16955 permit pursuant to subsection (a) of this section if he determines that
16956 an individual permit would better protect the land, air and waters of
16957 the state from pollution. The commissioner may require an individual
16958 permit under this subdivision in cases including, but not limited to the
16959 following: (A) When the owner or operator is not in compliance with
16960 the conditions of the general permit; (B) when a change has occurred in
16961 the availability of demonstrated technology or practices for the control
16962 or abatement of pollution applicable to the activity; (C) when
16963 circumstances have changed since the time of the issuance of the
16964 general permit so that the activity is no longer appropriately controlled
16965 under the general permit, or either a temporary or permanent
16966 reduction or elimination of the authorized activity is necessary; or (D)
16967 when a relevant change has occurred in the applicability of the federal
16968 Resource Conservation and Recovery Act. In making the
16969 determination to require an individual permit, the commissioner may
16970 consider the location, character, and size of the activity, and any other
16971 relevant factors. The commissioner may require an individual permit
16972 under this subdivision only if the affected person or municipality
16973 covered by the general permit has been notified in writing that a
16974 permit application is required. This notice shall include a brief
16975 statement of the reasons for this decision, an application form, a
16976 statement setting a time for the person or municipality to file the
16977 application, and a statement that on the effective date of the individual
16978 permit the general permit as it applies to the individual permittee shall
16979 automatically terminate. The commissioner may grant an extension of
16980 time upon the request of the applicant. If the affected person or
16981 municipality does not submit a complete application for an individual
16982 permit within the time frame set forth in the commissioner's notice or
16983 as extended by the commissioner in writing, then the general permit as
16984 it applies to the affected person or municipality shall automatically
16985 terminate. The applicant shall use his best efforts to obtain the
16986 individual permit. Any interested person or municipality may petition

16987 the commissioner to take action under this subdivision.

16988 (4) The commissioner may adopt regulations, in accordance with the
16989 provisions of chapter 54 to carry out the purposes of this subsection.

16990 Sec. 434. Section 22a-454a of the general statutes is repealed and the
16991 following is substituted in lieu thereof (*Effective October 1, 2009*):

16992 Each hazardous waste treatment, storage or disposal facility, as
16993 defined in regulations adopted by the commissioner pursuant to
16994 section 22a-449, as amended by this act, shall pay a fee of **[**three
16995 thousand seven hundred fifty**]** four thousand dollars at the time it
16996 submits closure/postclosure plans to the Department of
16997 Environmental Protection.

16998 Sec. 435. Section 22a-454b of the general statutes is repealed and the
16999 following is substituted in lieu thereof (*Effective October 1, 2009*):

17000 Each hazardous waste treatment, storage or disposal facility, as
17001 defined in regulations adopted by the commissioner pursuant to
17002 section 22a-449, as amended by this act, which is subject to
17003 groundwater monitoring requirements shall pay a fee of **[**seven
17004 hundred fifty**]** nine hundred forty dollars annually during its
17005 operating and postclosure period.

17006 Sec. 436. Section 22a-454c of the general statutes is repealed and the
17007 following is substituted in lieu thereof (*Effective October 1, 2009*):

17008 (a) Each generator which generates in any calendar month during
17009 the calendar year one thousand kilograms or more of hazardous waste
17010 or one kilogram or more of acutely hazardous waste shall pay an
17011 annual fee of **[**one**]** two hundred dollars to the Commissioner of
17012 Environmental Protection.

17013 (b) Each hazardous waste landfill, incinerator, storage, treatment or
17014 land treatment facility, as defined in regulations adopted by the
17015 Commissioner of Environmental Protection in regulations adopted

17016 pursuant to section 22a-449, as amended by this act, shall pay an
17017 annual fee of one thousand **[**five hundred**]** seven hundred fifty dollars.

17018 Sec. 437. Section 23-61b of the general statutes is repealed and the
17019 following is substituted in lieu thereof (*Effective October 1, 2009*):

17020 (a) No person shall advertise, solicit or contract to do arboriculture
17021 within this state at any time without a license issued in accordance
17022 with the provisions of this section, except that any person may
17023 improve or protect any tree on such person's own premises or on the
17024 property of such person's employer without securing such a license
17025 provided such activity does not violate the provisions of chapter 441,
17026 subsection (a) of section 23-61a or this section. Application for such
17027 license shall be made to the Commissioner of Environmental
17028 Protection and shall contain such information regarding the applicant's
17029 qualifications and proposed operations and other relevant matters as
17030 the commissioner may require and shall be accompanied by a fee of
17031 **[**twenty-five**]** fifty dollars which shall not be returnable.

17032 (b) The commissioner shall require the applicant to show upon
17033 examination that the applicant possesses adequate knowledge
17034 concerning the proper methods of arboriculture and the dangers
17035 involved and the precautions to be taken in connection with these
17036 operations, together with knowledge concerning the proper use and
17037 application of pesticides and the danger involved and precautions to
17038 be taken in connection with their application. If the applicant is other
17039 than an individual, the applicant shall designate an officer, member or
17040 technician of the organization to take the examination, which designee
17041 shall be subject to approval of the commissioner except that any
17042 person who uses pesticides in arboriculture shall be licensed to do
17043 arboriculture or shall be a licensed commercial applicator under
17044 chapter 441. If the extent of the applicant's operations warrant, the
17045 commissioner may require more than one such member or technician
17046 to be examined. If the commissioner finds the applicant qualified, the
17047 commissioner shall issue a license to perform arboriculture within this

17048 state. A license shall be valid for a period of five years. If the
17049 commissioner finds that the applicant is not qualified, or if the
17050 commissioner refuses to issue a license for any other reason, the
17051 commissioner shall so inform the applicant in writing, giving reasons
17052 for such refusal.

17053 (c) The commissioner may issue a license without examination to
17054 any nonresident who is licensed in another state under a law that
17055 provides substantially similar qualifications for licensure and which
17056 grants similar privileges of licensure without examination to residents
17057 of this state licensed under the provisions of this section.

17058 (d) Each licensee shall pay a license renewal fee of one hundred
17059 **[**fifty**]** ninety dollars for each renewal. All examination and license
17060 renewal fees shall be deposited as provided in section 4-32, and any
17061 expenses incurred by the commissioner in making examinations,
17062 issuing certificates, inspecting tree work or performing any duties of
17063 the commissioner shall be charged against appropriations of the
17064 General Fund.

17065 (e) Each licensee shall maintain and, upon request, furnish such
17066 records concerning licensed activities as the commissioner may
17067 require.

17068 (f) The commissioner may suspend for not more than ten days and,
17069 after notice and hearing as provided in any regulations established by
17070 the commissioner, may suspend for additional periods, or the
17071 commissioner may revoke, any license issued under this section if the
17072 commissioner finds that the licensee is no longer qualified or has
17073 violated any provision of section 23-61a or this section, or any
17074 regulation adopted thereunder.

17075 (g) The Commissioner of Environmental Protection, in consultation
17076 with the board, shall establish standards for examining applicants and
17077 reexamining applicators with respect to the proper use and application
17078 of pesticides and agricultural methods. Such standards shall provide

17079 that in order to be certified, an individual shall be competent with
17080 respect to the use and handling of pesticides or the use and handling
17081 of the pesticide or class of pesticides covered by such individual's
17082 application or certification and in the proper and safe application of
17083 recognized arboricultural methods.

17084 (h) Any licensed arborist shall be considered to be a certified
17085 applicator under section 22a-54, as amended by this act, with respect to
17086 the use of pesticides.

17087 Sec. 438. Section 23-65j of the general statutes is repealed and the
17088 following is substituted in lieu thereof (*Effective October 1, 2009*):

17089 (a) The Commissioner of Environmental Protection may adopt
17090 regulations, in accordance with the provisions of chapter 54, governing
17091 the conduct of forest practices including, but not limited to, the harvest
17092 of commercial forest products and other such matters as the
17093 commissioner deems necessary to carry out the provisions of sections
17094 23-65f to 23-65o, inclusive. Notice of intent to adopt such regulations
17095 shall be sent by certified mail, return receipt requested, to the chief
17096 elected official of each municipality concurrent with publication in the
17097 Connecticut Law Journal. Such regulations shall provide for a
17098 comprehensive state-wide system of laws and forest practices
17099 regulations which will achieve the following purposes and policies: (1)
17100 Afford protection to and improvement of air and water quality; (2)
17101 afford protection to forests from fire, insects, disease and other
17102 damaging agents; (3) afford protection to and promote the recovery of
17103 threatened and endangered species regulated pursuant to chapter 495;
17104 (4) encourage the harvesting of forest products in ways which result in
17105 no net loss of site productivity and which respect aesthetic values; (5)
17106 assure that forest practices are conducted in a safe manner; (6) provide
17107 a continuing supply of forest products from a healthy, vigorous forest
17108 resource; (7) promote the sound, professionally guided, long-term
17109 management of forested lands and forest resources, considering both
17110 the goals of ownership held by the forest owner and the public

17111 interest; (8) encourage the retention of healthy forest vegetation
17112 whenever possible as forested lands are converted to nonforest uses or
17113 developed for recreational, residential or industrial purposes; (9)
17114 provide the Commissioner of Environmental Protection with essential
17115 data on pressures and influences on forest resources, state-wide and on
17116 the rate of loss of forested lands. Prior to adopting such regulations,
17117 the commissioner shall prepare a report assessing the costs to the
17118 regulated entities, the benefits to the state and the environmental
17119 impacts of adopting such regulations. Such regulations may include,
17120 but not be limited to: (A) Minimum standards for forest practices; (B)
17121 establishment of a process by which harvests of commercial forest
17122 products from lands other than state-owned lands managed by the
17123 department shall be authorized; and (C) necessary administrative
17124 provisions.

17125 (b) The commissioner may by regulation prescribe fees for the
17126 authorization of harvests of commercial forest products from lands
17127 other than state-owned lands managed by the department. The fees
17128 collected in accordance with this section shall be deposited directly in
17129 the **[**Environmental Conservation Fund established pursuant to section
17130 22a-27h**]** General Fund.

17131 Sec. 439. Section 26-27 of the general statutes is repealed and the
17132 following is substituted in lieu thereof (*Effective October 1, 2009*):

17133 (a) Except as provided in subsection (b), (c), (e) or (f) of this section
17134 and other provisions of this chapter providing specific license
17135 exemption, no person shall take, hunt or trap, or shall attempt to take,
17136 hunt or trap, or assist in taking, hunting or trapping, any wild bird or
17137 mammal and no person more than sixteen years of age shall take,
17138 attempt to take, or assist in taking any fish or bait species in the inland
17139 waters or marine district by any method or land marine fish and bait
17140 species in the state, regardless of where such marine fish or bait species
17141 are taken, without first having obtained a license as provided in this
17142 chapter. No person under sixteen years of age shall hunt or trap,

17143 except as provided in section 26-38.

17144 (b) Any landowner who has a domiciliary residence in this state, his
17145 spouse or lineal descendants may hunt, trap or fish on land owned by
17146 him or on land leased by him and on which he is actually domiciled,
17147 which land is not used for club, fishing or hunting purposes, without a
17148 license, subject to the provisions of this chapter.

17149 (c) No fishing license shall be required for any person who is rowing
17150 a boat or operating the motor of a boat from which other persons are
17151 taking or attempting to take fish.

17152 (d) The taking of fish and bait species as herein provided shall be
17153 regarded as sport fishing and the taking or landing of such species in
17154 the inland waters or marine district by commercial methods for
17155 commercial purposes shall be governed by other provisions of this
17156 chapter.

17157 (e) No fishing license shall be required for any resident of the state
17158 who is participating in a fishing derby authorized in writing by the
17159 Commissioner of Environmental Protection provided (1) no fees are
17160 charged for such derby, (2) such derby has a duration of one day or
17161 less and (3) such derby is sponsored by a nonprofit civic service
17162 organization. Such organization shall be limited to one derby in any
17163 calendar year.

17164 (f) The Commissioner of Environmental Protection may designate
17165 one day in each calendar year when no license shall be required for
17166 sport fishing.

17167 (g) No fishing license shall be required for any person who is fishing
17168 as a passenger on a party boat, charter boat or head boat registered
17169 under section 26-142a, as amended by this act, and operating solely in
17170 the marine district.

17171 Sec. 440. Section 26-27b of the general statutes is repealed and the
17172 following is substituted in lieu thereof (*Effective October 1, 2009*):

17173 (a) On or after July 1, 1993, no person sixteen years of age or older
17174 may hunt waterfowl or take waterfowl in the state without first
17175 procuring a Connecticut Migratory Bird Conservation Stamp and
17176 having such stamp in his possession with his signature written in ink
17177 across the face of the stamp while hunting waterfowl or taking
17178 waterfowl. The stamp shall not be transferable and shall be issued
17179 annually beginning on July first.

17180 (b) The Commissioner of Environmental Protection shall provide for
17181 the design, production and procurement of the mandatory Connecticut
17182 Migratory Bird Conservation Stamp and shall, by regulations adopted
17183 in accordance with the provisions of chapter 54, provide for the
17184 issuance of the stamp. Stamps shall be sold at a price determined by
17185 the commissioner, provided the price of a mandatory stamp shall not
17186 exceed **[**ten**]** <u>fifteen</u> dollars. Any agent or town clerk issuing such
17187 stamps may retain a fee of fifty cents for each stamp sold and shall
17188 remit the balance to the Department of Environmental Protection.

17189 Sec. 441. Section 26-27c of the general statutes is repealed and the
17190 following is substituted in lieu thereof (*Effective October 1, 2009*):

17191 The Commissioner of Environmental Protection may provide for the
17192 Connecticut Migratory Bird Stamp to be reproduced and marketed in
17193 the form of prints and other related artwork. **[**Funds generated from
17194 such marketing and from the sale of stamps pursuant to section 26-27b
17195 shall be deposited in a separate account maintained by the Treasurer
17196 and known as the migratory bird conservation account. The migratory
17197 bird conservation account shall be an account of the Conservation
17198 Fund. All funds credited to the migratory bird conservation account
17199 shall only be used for: (1) The development, management,
17200 preservation, conservation, acquisition, purchase and maintenance of
17201 waterfowl habitat and wetlands and purchase or acquisition of
17202 recreational rights or interests relating to migratory birds; and (2) the
17203 design, production, promotion and procurement and sale of the prints
17204 and related artwork.**]**

17205 Sec. 442. Section 26-27d of the general statutes is repealed and the
17206 following is substituted in lieu thereof (*Effective October 1, 2009*):

17207 (a) There is established a Citizens' Advisory Board for the
17208 Connecticut Migratory Bird Conservation Stamp Program. The board
17209 shall consist of seven members appointed by the Commissioner of
17210 Environmental Protection. The members of the board shall be
17211 individuals representing organizations having a record of activity in
17212 migratory bird or wetland habitat conservation or who have an
17213 expertise or recognized knowledge in an area pertinent and valuable to
17214 the program. The board shall elect a chairman from among its
17215 membership on or before July 1, 1992. The chairman shall be
17216 unaffiliated with any administrative agency of the state.

17217 (b) The board shall advise the Commissioner of Environmental
17218 Protection on the design, production and procurement of the
17219 Connecticut Migratory Bird Conservation Stamp. **[**and the expenditure
17220 of funds generated from the sale of such stamps and associated art
17221 products produced pursuant to sections 26-27b and 26-27c.**]**

17222 Sec. 443. Section 26-28 of the general statutes is repealed and the
17223 following is substituted in lieu thereof (*Effective October 1, 2009*):

17224 (a) Except as provided in subsection (b) of this section, the fees for
17225 firearms hunting, archery hunting, trapping and sport fishing licenses
17226 or for the combination thereof shall be as follows: (1) Resident firearms
17227 hunting license, **[**fourteen**]** twenty-eight dollars; (2) resident fishing
17228 license, **[**twenty**]** forty dollars; (3) resident marine waters fishing
17229 license, thirty dollars; (4) one-day resident marine waters fishing
17230 license, fifteen dollars; (5) resident all-waters fishing license, fifty
17231 dollars; (6) resident combination license to **[**firearms hunt and**]** fish in
17232 inland waters and firearms hunt, **[**twenty-eight**]** fifty-six dollars; **[**(4)**]**
17233 (7) resident combination license to fish in marine waters and firearms
17234 hunt, fifty dollars; (8) resident combination license to fish in all waters
17235 and firearms hunt, sixty dollars; (9) resident combination license to fish
17236 in all waters and bow and arrow permit to hunt deer and small game

17237 issued pursuant to section 26-86c, as amended by this act, eighty-four
17238 dollars; (10) resident firearms super sport license to fish in all waters
17239 and firearms hunt, firearms private land shotgun or rifle deer permit
17240 issued pursuant to section 26-86a, as amended by this act, and permit
17241 to hunt wild turkey during the spring season on private land issued
17242 pursuant to section 26-48a, as amended by this act, one hundred
17243 sixteen dollars; (11) resident archery super sport license to fish in all
17244 waters, bow and arrow permit to hunt deer and small game issued
17245 pursuant to section 26-86c, as amended by this act, and permit to hunt
17246 wild turkey during the spring season on private land issued pursuant
17247 to section 26-48a, as amended by this act, one hundred four dollars;
17248 (12) resident trapping license, [twenty-five] fifty dollars; [(5)] (13)
17249 resident junior trapping license for persons under sixteen years of age,
17250 [three] fifteen dollars; [(6)] (14) junior firearms hunting license, [three]
17251 fifteen dollars; [(7)] (15) nonresident firearms hunting license, [sixty-
17252 seven] one hundred thirty-four dollars; [(8)] (16) nonresident inland
17253 waters fishing license, [forty] eighty dollars; [(9)] (17) nonresident
17254 inland waters fishing license for a period of three consecutive days,
17255 [sixteen] thirty-two dollars; [(10)] (18) nonresident marine waters
17256 fishing license, sixty dollars; (19) nonresident marine waters fishing
17257 license for a period of three consecutive days, twenty-four dollars; (20)
17258 nonresident all-waters fishing license, one hundred dollars; (21)
17259 nonresident combination license to firearms hunt and inland waters
17260 fish, [eighty-eight] one hundred seventy-six dollars; [and (11)] (22)
17261 nonresident combination license to fish in all waters and firearms hunt,
17262 one hundred ninety dollars; (23) nonresident combination license to
17263 fish in marine waters and firearms hunt, one hundred seventy dollars;
17264 and (24) nonresident trapping license, two hundred fifty dollars.
17265 Persons sixty-five years of age and over who have been residents of
17266 this state for not less than one year and who meet the requirements of
17267 subsection (b) of section 26-31 may be issued [a lifetime] an annual
17268 license to firearms hunt or to fish or combination license to fish and
17269 firearms hunt or a license to trap without fee. The issuing agency shall
17270 indicate on a combination license the specific purpose for which such

17271 license is issued. The town clerk shall retain a recording fee of one
17272 dollar for each license issued by him.

17273 (b) Any nonresident residing in one of the New England states or
17274 the state of New York may procure a license to hunt or to fish or to
17275 hunt and fish for the same fee or fees as a resident of this state if he is a
17276 resident of a state the laws of which allow the same privilege to
17277 residents of this state.

17278 Sec. 444. Section 26-35 of the general statutes is repealed and the
17279 following is substituted in lieu thereof (*Effective October 1, 2009*):

17280 Each firearms hunting, archery hunting, trapping or sport fishing
17281 license or the combination firearms hunting and fishing license, except
17282 licenses issued pursuant to subdivisions **[**(7) and (10)**]** <u>(4), (17) and (19)</u>
17283 of subsection (a) of section 26-28, <u>as amended by this act,</u> shall expire
17284 December thirty-first next following the date of issue and shall not be
17285 transferable. No person shall change or alter such a license or loan to
17286 another or permit another to have or use such license issued to himself
17287 or use any license issued to another. All licenses shall be carried as
17288 designated by the commissioner at all times when such licensee is
17289 hunting, trapping or sport fishing and shall be produced for
17290 examination upon demand of any conservation officer or other
17291 employee of the department designated by the commissioner or any
17292 other officer authorized to make arrests or the owner or lessee or the
17293 agent of any owner or lessee of any land or water upon which such
17294 licensed person may be found. Whenever the commissioner has
17295 designated any land or water area a wildlife management study area,
17296 he may require such licensee to surrender his license upon entering
17297 such area and issue to the licensee an arm band, back tag or other
17298 identification. The license shall be returned to the licensee upon
17299 leaving such area. Each person receiving a license to hunt or to trap
17300 shall make an annual report to the commissioner in such form and at
17301 such time as may be required by him showing the numbers and kinds
17302 of birds and quadrupeds killed or trapped. A firearms hunting or a

17303 combination firearms hunting and fishing license shall not authorize
17304 the carrying or possession of a pistol or revolver.

17305 Sec. 445. Section 26-37 of the general statutes is repealed and the
17306 following is substituted in lieu thereof (*Effective October 1, 2009*):

17307 The commissioner, upon written application and the payment of a
17308 fee of **[**seven**]** fifteen dollars, shall issue to any person licensed to hunt,
17309 to hunt and trap or fish, or the combination thereof, a duplicate license
17310 when he is satisfied that the original license of such person has been
17311 lost, destroyed or mutilated beyond recognition. No such application
17312 form shall contain any material false statement. All such application
17313 forms shall have printed thereon, "I declare under the penalties of false
17314 statement that the statements herein made by me are true and correct."
17315 Any person who makes any material false statement on such
17316 application form shall be guilty of false statement and shall be subject
17317 to the penalties provided for false statement and such offense shall be
17318 deemed to have been committed in the town of residence of the
17319 applicant, except that in the case of applications received from
17320 nonresidents such offense shall be deemed to have been committed in
17321 the town in which such application is presented or received for
17322 processing. The town clerk certifying such application form shall
17323 receive from the total fee herein specified the sum of one dollar.

17324 Sec. 446. Section 26-39 of the general statutes is repealed and the
17325 following is substituted in lieu thereof (*Effective October 1, 2009*):

17326 Any hunting organization or individual owning and using for
17327 hunting an organized pack of ten or more hounds or beagles may hunt
17328 foxes or rabbits for sport during the open season provided therefor,
17329 provided such organization or individual shall be licensed to do so.
17330 The commissioner may issue such license upon application and the
17331 payment of an annual fee of **[**thirty-five**]** seventy dollars. Persons
17332 participating in hunting conducted with an organized pack of hounds
17333 under such a license shall not be required to have a hunting license. No
17334 participant in such hunt shall carry firearms.

17335 Sec. 447. Section 26-40 of the general statutes is repealed and the
17336 following is substituted in lieu thereof (*Effective October 1, 2009*):

17337 No person, association or corporation shall possess more than one
17338 live specimen of, breed or propagate any wild game bird or wild game
17339 quadruped of the following species without a game breeder's license
17340 as provided herein: In the family Anatidae, all ducks, geese and swans;
17341 in the family Phasianidae, all quail, partridge and the following strains
17342 of pheasant: Blackneck, Chinese, English, Formosan, melanistic mutant
17343 and Mongolian or any cross-breeding thereof and for the purpose of
17344 section 22-327 all other members of this family shall be classed as
17345 domestic fowls; in the family Tetranoidae, the ruffed grouse; in the
17346 family Melegrididae, turkeys except domestic strains; in the family
17347 Cervidae, the sika and white tail deer; in the family Procyonidae, the
17348 raccoon; in the family Mustelidae, the otter; in the family Castoridae,
17349 the beaver; and in the family Leporidae, all species except domestic
17350 strains. The commissioner, upon written application and the payment
17351 of a fee of **[**twenty-one**]** <u>forty-two</u> dollars, may license any person,
17352 association or corporation to possess, breed, propagate and sell any
17353 birds or mammals specified in this section. Such license shall be annual
17354 and nontransferable and shall expire on the thirty-first day of
17355 December after its issuance. The commissioner may adopt regulations
17356 concerning the granting of such licenses and the sale, propagation and
17357 transportation of birds or mammals specified in this section
17358 propagated and possessed by any such licensee. All applications for
17359 such licenses shall be upon blanks prepared and furnished by the
17360 commissioner. Any person, association or corporation, licensed under
17361 the provisions of this section, shall keep a record of all birds or
17362 mammals specified in this section which are sold, transported or
17363 propagated by such licensee, whether the same are sold dead or alive,
17364 and shall report to the commissioner not later than the January thirty-
17365 first of the year following the expiration of the license period. Such
17366 report shall contain the number of birds and mammals procured,
17367 possessed and propagated and the name of each person to whom any
17368 such sale has been made and the date of such sale or transportation.

17369 Each package containing birds or mammals specified in this section, or
17370 any part thereof, so propagated or possessed and offered for
17371 transportation shall be plainly labeled with the name and license
17372 number of the licensee offering the same for transportation, the name
17373 of the consignee and a statement of the contents of such package. Any
17374 license granted under the provisions of this section may be revoked by
17375 the commissioner. No person, association or corporation may breed,
17376 propagate or sell any skunk or raccoon, except that such animals, with
17377 the approval of the commissioner may be kept in a zoo, nature center,
17378 museum, laboratory or research facility maintained by a scientific or
17379 educational institution. In no instance shall such animals be accessible
17380 to handling by the general public. No person may possess any skunk
17381 purchased in any Connecticut retail establishment after May 1, 1979, or
17382 any raccoon purchased after October 1, 1985. Any person, association
17383 or corporation which violates any provision of this section or any
17384 regulation issued by the commissioner pursuant thereto shall be fined
17385 not more than ninety dollars for each offense.

17386 Sec. 448. Section 26-42 of the general statutes is repealed and the
17387 following is substituted in lieu thereof (*Effective October 1, 2009*):

17388 (a) No person shall engage in the business of buying raw furs
17389 produced in this state without obtaining a license from the
17390 commissioner. Such license shall be nontransferable and shall expire
17391 on June thirtieth next succeeding its issuance. Any license issued in
17392 accordance with the provisions of this section may be revoked for
17393 failure of the licensee to report the activities engaged in under the
17394 license to the commissioner. Activities shall be reported in a manner
17395 and at a time specified by the commissioner. Any conservation officer,
17396 special conservation officer or recreation officer may examine and
17397 inspect any premises used by or records maintained by any person
17398 pursuant to a license issued under this section. Notwithstanding any
17399 provision of section 1-210 to the contrary, no person shall obtain,
17400 attempt to obtain or release to any person or government agency any
17401 identifiable individual record of, or information derived from, any

17402 report submitted in accordance with the provisions of this section or
17403 submitted voluntarily upon request of the commissioner without the
17404 consent of the person making the report, except that the commissioner
17405 may authorize the release of such information for the purposes of
17406 wildlife research, management or development. The fees for such
17407 licenses shall be as follows: For each nonresident, or resident, [forty-
17408 two] eighty-four dollars, and for each authorized agent of a licensed
17409 resident fur buyer, [twenty-eight] fifty-six dollars.

17410 (b) The commissioner may adopt regulations in accordance with the
17411 provisions of chapter 54 concerning the buying and selling of raw furs.
17412 Such regulations may establish (1) procedures for recording and
17413 reporting transactions involving raw furs, and (2) tagging
17414 requirements for buying and selling raw furs.

17415 (c) Any person who violates any provision of this section shall be
17416 fined not less than one hundred dollars or more than two hundred
17417 fifty dollars or imprisoned not more than ten days or be both fined and
17418 imprisoned.

17419 Sec. 449. Section 26-45 of the general statutes is repealed and the
17420 following is substituted in lieu thereof (*Effective October 1, 2009*):

17421 No person shall possess for the purpose of sale, sell or offer for sale
17422 any bait species without first obtaining a bait dealer's license from the
17423 commissioner, provided the provisions hereof shall not apply to
17424 persons issued a commercial hatchery license under section 26-149, as
17425 amended by this act. Application forms for such license shall be
17426 furnished by the commissioner. Such license shall be nontransferable.
17427 The fee for each such license shall be [fifty] one hundred dollars
17428 annually. Each such license shall expire on the last day of December
17429 next after issuance. Each such licensed bait dealer may possess and sell
17430 only such bait species as shall be authorized under regulations issued
17431 by the commissioner, provided live carp and goldfish shall not be
17432 possessed for any purpose on premises used by licensed bait dealers.
17433 Each such licensee shall keep such records relating to the operation of

17434 such business as the commissioner determines on forms furnished by
17435 the commissioner and shall file such report with the commissioner
17436 within thirty days after the expiration of such license. No such report
17437 shall contain any material false statement. Failure to file such report
17438 shall be a violation of this section and the commissioner may refuse to
17439 reissue such license until the licensee complies with this requirement.
17440 Representatives of the commissioner may enter upon the premises of
17441 bait dealers at any time to inspect required records and the bait species
17442 possessed and to detect violations of this section and regulations
17443 issued hereunder by the commissioner, and such representatives may
17444 confiscate and dispose of any fish illegally possessed. Any person who
17445 violates any provision of this section or any such regulation issued by
17446 the commissioner shall be fined not less than ten dollars nor more than
17447 one hundred dollars or be imprisoned not more than thirty days or
17448 both.

17449 Sec. 450. Subsection (b) of section 26-47 of the general statutes is
17450 repealed and the following is substituted in lieu thereof (*Effective*
17451 *October 1, 2009*):

17452 (b) (1) No person shall engage in the business of controlling
17453 nuisance wildlife, other than rats or mice, without obtaining a license
17454 from the commissioner. Such license shall be valid for a period of two
17455 years and may be renewed in accordance with a schedule established
17456 by the commissioner. The fee for such license shall be two hundred
17457 <u>fifty</u> dollars. The controlling of nuisance wildlife at the direction of the
17458 commissioner shall not constitute engaging in the business of
17459 controlling nuisance wildlife for the purposes of this section. No
17460 person shall be licensed under this subsection unless the person: (A)
17461 Provides evidence, satisfactory to the commissioner, that the person
17462 has completed training which included instruction in site evaluation,
17463 methods of nonlethal and approved lethal resolution of common
17464 nuisance wildlife problems, techniques to prevent reoccurrence of such
17465 problems and humane capture, handling and euthanasia of nuisance
17466 wildlife and instruction in methods of nonlethal resolution of common

17467 nuisance wildlife problems, including, but not limited to, training
17468 regarding frightening devices, repellants, one-way door exclusion and
17469 other exclusion methods, habitat modification and live-trapping and
17470 releasing and other methods as the commissioner may deem
17471 appropriate; and (B) is a resident of this state or of a state that does not
17472 prohibit residents of this state from being licensed as nuisance wildlife
17473 control operators because of lack of residency.

17474 (2) The licensure requirements shall apply to municipal employees
17475 who engage in the control or handling of animals, including, but not
17476 limited to, animal control officers, except that no license shall be
17477 required of such employees for the emergency control of rabies.
17478 Notwithstanding the requirements of this subsection, the
17479 commissioner shall waive the licensure fee for such employees. The
17480 commissioner shall provide to such municipal employees, without
17481 charge, the training required for licensure under this subsection. A
17482 license held by a municipal employee shall be noncommercial,
17483 nontransferable and conditional upon municipal employment.

17484 (3) The commissioner shall adopt regulations, in accordance with
17485 the provisions of chapter 54, which (A) define the scope and methods
17486 for controlling nuisance wildlife provided such regulations shall
17487 incorporate the recommendations of the 1993 report of the American
17488 Veterinary Medical Association panel on euthanasia and further
17489 provided such regulations may provide for the use of specific
17490 alternatives to such recommendations only in specified circumstances
17491 where use of a method of killing approved by such association would
17492 involve an imminent threat to human health or safety and only if such
17493 alternatives are designed to kill the animal as quickly and painlessly as
17494 practicable while protecting human health and safety, and (B) establish
17495 criteria and procedures for issuance of a license.

17496 (4) Except as otherwise provided in regulations adopted under this
17497 section, no person licensed under this subsection may kill any animal
17498 by any method which does not conform to the recommendations of the

17499 1993 report of the American Veterinary Medical Association panel on
17500 euthanasia. No person may advertise any services relating to humane
17501 capture or relocation of wildlife unless all methods employed in such
17502 services conform to such regulations.

17503 (5) Any person licensed under this subsection shall provide all
17504 clients with a written statement approved by the commissioner
17505 regarding approved lethal and nonlethal options, as provided in this
17506 subsection, which are available to the client for resolution of common
17507 nuisance problems. If a written statement cannot be delivered to the
17508 client prior to services being rendered, the licensee shall leave the
17509 statement at the job site or other location arranged with the client.

17510 (6) Each person licensed under this subsection shall submit a report
17511 to the commissioner, on such date as the commissioner may
17512 determine, that specifies the means utilized in each case of nuisance
17513 wildlife control service provided in the preceding calendar year
17514 including any method used in those cases where an animal was killed.
17515 Any information included in such report which identifies a client of
17516 such person or the client's street address may be released by the
17517 commissioner only pursuant to an investigation related to enforcement
17518 of this section.

17519 Sec. 451. Section 26-48 of the general statutes is repealed and the
17520 following is substituted in lieu thereof (*Effective October 1, 2009*):

17521 The commissioner may issue permits authorizing the establishment
17522 and operation of regulated private shooting preserves when in his
17523 judgment such preserves will not conflict with any reasonable prior
17524 public interest. The fee for such permit shall be **[**fifty**]** <u>one hundred</u>
17525 dollars per season. A hunting license shall not be required to hunt on
17526 such private shooting preserves. The commissioner shall govern and
17527 prescribe by regulations the size of the preserves, the methods of
17528 hunting, the species and sex of birds that may be taken, the open and
17529 closed seasons, the tagging of birds with tags furnished by the
17530 commissioner at a reasonable fee and the releasing, possession and use

17531 of legally propagated game birds thereon; and may require such
17532 reports as the commissioner deems necessary concerning the operation
17533 of such preserves. Any permit issued under the provisions of this
17534 section may be revoked for a violation of any provision of this chapter
17535 or for a violation of any regulation made by the commissioner relating
17536 to private shooting preserves.

17537 Sec. 452. Section 26-48a of the general statutes is repealed and the
17538 following is substituted in lieu thereof (*Effective October 1, 2009*):

17539 (a) The commissioner may establish, by regulations adopted in
17540 accordance with the provisions of chapter 54, standards for the
17541 management of salmon, migratory game birds in accordance with
17542 section 26-92, pheasant and turkey which shall include provision for
17543 the issuance of permits, tags or stamps. The commissioner may charge
17544 a fee for a permit, tag or stamp as follows: Not more than **[**fourteen**]**
17545 twenty-eight dollars for turkey; not more than **[**three**]** fifteen dollars for
17546 migratory game birds; not more than **[**fourteen**]** twenty-eight dollars
17547 for pheasant and not more than **[**twenty-eight**]** fifty-six dollars for
17548 salmon. No person shall be issued a permit, tag or stamp for migratory
17549 birds, pheasant or turkey without first obtaining a license to hunt and
17550 no person shall be issued a permit, tag or stamp for salmon without
17551 first obtaining a license to fish. Notwithstanding any provision of any
17552 regulation to the contrary, the commissioner may charge a fee of
17553 **[**fourteen**]** twenty-eight dollars for the issuance of a permit to hunt
17554 wild turkey on state-owned or private land during the fall season.

17555 (b) Such permits, tags or stamps shall be issued to qualified
17556 applicants by any town clerk. Application for such permits, tags or
17557 stamps shall be on such form and require of the applicant such
17558 information as the commissioner may prescribe. The commissioner
17559 may adopt regulations in accordance with the provisions of chapter 54
17560 authorizing a town clerk to retain part of any fee paid for a permit, tag
17561 or stamp issued by such town clerk pursuant to this section, provided
17562 the amount retained shall not be less than fifty cents.

17563 Sec. 453. Subsection (b) of section 26-49 of the general statutes is
17564 repealed and the following is substituted in lieu thereof (*Effective*
17565 *October 1, 2009*):

17566 (b) Said commissioner may authorize the establishment and
17567 operation of regulated hunting dog-training areas and may issue to
17568 any person holding a private shooting preserve permit, as provided for
17569 under section 26-48, as amended by this act, or to any established game
17570 breeder holding a game breeder's license, as provided for under
17571 section 26-40, as amended by this act, or to any person holding a
17572 commercial kennel license, as provided for under section 22-342, a
17573 permit, which shall expire on June thirtieth next after issuance and for
17574 which a fee of **[**fourteen**]** twenty-eight dollars shall be charged,
17575 authorizing the liberation of artificially propagated game birds and
17576 pigeons, legally possessed and suitably tagged with tags furnished by
17577 the commissioner, for which a reasonable fee may be charged, and the
17578 subsequent shooting of such game birds and pigeons by persons
17579 authorized by any such permittee, in connection with the training of
17580 hunting dogs only, at any time, including Sunday; provided
17581 permission to shoot on Sunday on the area specified in the permit shall
17582 have the approval of the proper authorities of the town or towns in
17583 which such dog-training area is located and shall apply only to the
17584 period from sunrise to sunset.

17585 Sec. 454. Section 26-51 of the general statutes is repealed and the
17586 following is substituted in lieu thereof (*Effective October 1, 2009*):

17587 The commissioner may, upon application and payment of a fee of
17588 **[**seven**]** fifteen dollars, issue to any responsible person or organization
17589 a permit to hold a field dog trial subject to such regulations as he may
17590 prescribe. Any such permit may be revoked by the commissioner at
17591 any time.

17592 Sec. 455. Section 26-52 of the general statutes is repealed and the
17593 following is substituted in lieu thereof (*Effective October 1, 2009*):

17594 The commissioner may issue to any responsible person or
17595 authorized field trial group a permit to hold field dog trials, on land
17596 approved by the commissioner as suitable for the purpose, at any time,
17597 including Sunday, during daylight hours, at which liberated game
17598 birds, waterfowl and pigeons legally possessed may be shot. All such
17599 game birds shall, immediately after being shot, be tagged with tags
17600 furnished by the commissioner, for which a reasonable fee may be
17601 charged. Such game birds so tagged may be possessed, transported,
17602 bought and sold at any time. Tags shall not be removed from such
17603 game birds until such time as such birds are finally prepared for
17604 consumption. The commissioner may, by regulation, govern and
17605 prescribe the minimum number of such birds that shall be released, the
17606 method of liberating and the method of taking such birds, the species
17607 and sex of such birds that may be shot, locations where such field dog
17608 trials may be held, periods of the year when such field dog trials may
17609 be held, the maximum number of such field dog trials that shall be
17610 sponsored or conducted by an individual or group during the period
17611 from July first to June thirtieth and the method of reporting all such
17612 activities. Notwithstanding the provision of any regulation to the
17613 contrary, the fee for a permit to hold a field dog trial on state-owned
17614 land shall be **[**twenty-eight**]** <u>fifty-six</u> dollars and the fee for a permit to
17615 hold a field dog trial on private land shall be **[**fourteen**]** <u>twenty-eight</u>
17616 dollars.

17617 Sec. 456. Section 26-58 of the general statutes is repealed and the
17618 following is substituted in lieu thereof (*Effective October 1, 2009*):

17619 (a) No person shall practice taxidermy for profit unless he has
17620 obtained a license from the commissioner. The commissioner may,
17621 upon the application of any citizen of this state, accompanied by
17622 payment of a fee of **[**eighty-four**]** <u>one hundred sixty-eight</u> dollars, issue
17623 to such person a license to practice taxidermy, which license shall
17624 expire on December thirty-first next following the date of issue. Any
17625 such licensee shall permit, at any time, any law enforcement officer to
17626 examine and inspect any premises used by him for the practice of

17627 taxidermy. Such licensee may receive any bird or animal legally killed
17628 in this state or any bird or animal legally killed and imported into this
17629 state, for the purpose of tanning, curing or mounting the same, and the
17630 provisions of section 26-76 shall not apply to such person. Each
17631 licensee shall make an annual report to the commissioner, containing
17632 such information as he requires.

17633 (b) Any person who violates any provision of subsection (a) of this
17634 section shall be fined not less than one dollar or more than one
17635 hundred dollars or imprisoned not more than thirty days or be both
17636 fined and imprisoned.

17637 (c) The license of any person to practice taxidermy may be revoked
17638 or suspended at any time for cause by the commissioner.

17639 Sec. 457. Section 26-60 of the general statutes is repealed and the
17640 following is substituted in lieu thereof (*Effective October 1, 2009*):

17641 The commissioner may grant to any properly accredited person not
17642 less than eighteen years of age, upon written application, a permit to
17643 collect fish, crustaceans and wildlife and their nests and eggs, for
17644 scientific and educational purposes only, and not for sale or exchange
17645 or shipment from or removal from the state without the consent of the
17646 commissioner. The commissioner may determine the number and
17647 species of such fish, crustaceans and wildlife and their nests and eggs
17648 which may be taken and the area and method of collection of such fish,
17649 crustaceans and wildlife under any permit in any year. The permit
17650 shall be issued for a term established by the commissioner in
17651 accordance with federal regulations and shall not be transferable. The
17652 commissioner shall charge an annual fee of **[**twenty**]** <u>forty</u> dollars for
17653 such permit. Each person receiving a permit under the provisions of
17654 this section shall report to the commissioner on blanks furnished by
17655 the commissioner, at or before the expiration of such permit, the
17656 detailed results of the collections made thereunder. Any person
17657 violating the provisions of this chapter or of the permit held by him
17658 shall be subject to the penalties provided in section 26-64, and, upon

17659 conviction of such violation, the permit so held by him shall become
17660 void.

17661 Sec. 458. Section 26-86a of the general statutes is repealed and the
17662 following is substituted in lieu thereof (*Effective October 1, 2009*):

17663 (a) The commissioner shall establish by regulation adopted in
17664 accordance with the provisions of chapter 54 standards for deer
17665 management, and methods, regulated areas, bag limits, seasons and
17666 permit eligibility for hunting deer with bow and arrow, muzzleloader
17667 and shotgun, except that no such hunting shall be permitted on
17668 Sunday. No person shall hunt, pursue, wound or kill deer with a
17669 firearm without first obtaining a deer permit from the commissioner in
17670 addition to the license required by section 26-27, as amended by this
17671 act. Application for such permit shall be made on forms furnished by
17672 the commissioner and containing such information as he may require.
17673 Such permit shall be of a design prescribed by the commissioner, shall
17674 contain such information and conditions as the commissioner may
17675 require, and may be revoked for violation of any provision of this
17676 chapter or regulations adopted pursuant thereto. As used in this
17677 section, "muzzleloader" means a rifle or shotgun of at least forty-five
17678 caliber, incapable of firing a self-contained cartridge, which uses
17679 powder, a projectile, including, but not limited to, a standard round
17680 ball, mini-balls, maxi-balls and Sabot bullets, and wadding loaded
17681 separately at the muzzle end and "rifle" means a long gun the projectile
17682 of which is six millimeters or larger in diameter. The fee for a firearms
17683 permit shall be **[**fourteen**]** twenty-eight dollars for residents of the state
17684 and **[**fifty**]** one hundred dollars for nonresidents, except that any
17685 nonresident who is an active full-time member of the armed forces, as
17686 defined in section 27-103, may purchase a firearms permit for the same
17687 fee as is charged a resident of the state. The commissioner shall issue,
17688 without fee, a private land deer permit to the owner of ten or more
17689 acres of private land and the husband or wife, parent, grandparent,
17690 sibling and any lineal descendant of such owner, provided no such
17691 owner, husband or wife, parent, grandparent, sibling or lineal

17692 descendant shall be issued more than one such permit per season.
17693 Such permit shall allow the use of a rifle, shotgun, muzzleloader or
17694 bow and arrow on such land from November first to December thirty-
17695 first, inclusive. Deer may be so hunted at such times and in such areas
17696 of such state-owned land as are designated by the Commissioner of
17697 Environmental Protection and on privately owned land with the
17698 signed consent of the landowner, on forms furnished by the
17699 department, and such signed consent shall be carried by any person
17700 when so hunting on private land. The owner of ten acres or more of
17701 private land may allow the use of a rifle to hunt deer on such land
17702 during the shotgun season. The commissioner shall determine, by
17703 regulation, the number of consent forms issued for any regulated area
17704 established by said commissioner. The commissioner shall provide for
17705 a fair and equitable random method for the selection of successful
17706 applicants who may obtain shotgun and muzzleloader permits for
17707 hunting deer on state lands. Any person whose name appears on more
17708 than one application for a shotgun permit or more than one
17709 application for a muzzleloader permit shall be disqualified from the
17710 selection process for such permit. No person shall hunt, pursue,
17711 wound or kill deer with a bow and arrow without first obtaining a
17712 bow and arrow permit pursuant to section 26-86c, as amended by this
17713 act. "Bow and arrow" as used in this section and in section 26-86c, as
17714 amended by this act, means a bow with a draw weight of not less than
17715 forty pounds. The arrowhead shall have two or more blades and may
17716 not be less than seven-eighths of an inch at the widest point. No person
17717 shall carry firearms of any kind while hunting with a bow and arrow
17718 under said sections.

17719 (b) Any person who takes a deer without a permit shall be fined not
17720 less than two hundred dollars or more than five hundred dollars or
17721 imprisoned not less than thirty days or more than six months or shall
17722 be both fined and imprisoned, for the first offense, and for each
17723 subsequent offense shall be fined not less than two hundred dollars or
17724 more than one thousand dollars or imprisoned not more than one year
17725 or shall be both fined and imprisoned.

17726 Sec. 459. Section 26-86c of the general statutes is repealed and the
17727 following is substituted in lieu thereof (*Effective October 1, 2009*):

17728 No person may hunt deer or small game with a bow and arrow
17729 under the provisions of this chapter without a valid permit issued by
17730 the Commissioner of Environmental Protection pursuant to this
17731 section or section 26-86a, as amended by this act, for persons hunting
17732 deer with bow and arrow under private land deer permits issued free
17733 to qualifying landowners, or their husbands or wives, parents,
17734 grandparents, lineal descendants or siblings under that section. The fee
17735 for such bow and arrow permit to hunt deer and small game shall be
17736 **[**thirty**]** sixty dollars for residents and **[**one**]** two hundred dollars for
17737 nonresidents, or **[**thirteen**]** twenty-six dollars for any person twelve
17738 years of age or older but under sixteen years of age, except that any
17739 nonresident who is an active full-time member of the armed forces, as
17740 defined in section 27-103, may purchase a bow and arrow permit to
17741 hunt deer and small game for the same fee as is charged a resident of
17742 the state. Permits to hunt with a bow and arrow under the provisions
17743 of this chapter shall be issued only to qualified applicants therefor by
17744 the Commissioner of Environmental Protection, in such form as said
17745 commissioner prescribes. Applications shall be made on forms
17746 furnished by the commissioner containing such information as he may
17747 require and all such application forms shall have printed thereon: "I
17748 declare under the penalties of false statement that the statements
17749 herein made by me are true and correct." Any person who makes any
17750 material false statement on such application form shall be guilty of
17751 false statement and shall be subject to the penalties provided for false
17752 statement and said offense shall be deemed to have been committed in
17753 the town in which the applicant resides. No such application shall
17754 contain any material false statement. On and after January 1, 2002,
17755 permits to hunt with a bow and arrow under the provisions of this
17756 chapter shall be issued only to qualified applicants who have
17757 successfully completed the conservation education bow hunting
17758 course as specified in section 26-31 or an equivalent course in another
17759 state.

17760 Sec. 460. Subsection (c) of section 26-142a of the general statutes is
17761 repealed and the following is substituted in lieu thereof (*Effective*
17762 *October 1, 2009*):

17763 (c) The fee for the following fishing licenses and registrations and
17764 for a commercial fishing vessel permit shall be: (1) For a license to take
17765 blue crabs for commercial purposes, **[**seventy-five**]** one hundred fifty
17766 dollars; (2) for a license to take lobsters for personal use, but not for
17767 sale, (A) by the use of not more than ten lobster pots, traps or similar
17768 devices provided finfish may be taken incidentally during such use if
17769 taken in accordance with recreational fishery creel limits adopted
17770 under section 26-159a and if taken for personal use and not for sale, or
17771 (B) by skin diving, scuba diving or by hand, **[**sixty**]** one hundred
17772 twenty dollars; (3) for a license to take lobsters, fish or crabs, other than
17773 blue crabs for personal use or for sale, by the use of more than ten
17774 lobster pots or similar devices, one hundred **[**fifty**]** ninety dollars for
17775 residents of this state and two hundred **[**twenty-five**]** eighty-five
17776 dollars for nonresidents, provided any such license issued to a resident
17777 of a state that does not issue commercial licenses conferring the same
17778 authority to take lobsters to residents of Connecticut shall be limited to
17779 the taking of crabs, other than blue crabs, and a nonresident shall not
17780 be issued such license if the laws of the nonresident's state concerning
17781 the taking of lobster are less restrictive than regulations adopted
17782 pursuant to section 26-157c; (4) for a license to take lobsters, crabs
17783 other than blue crabs, squid, sea scallops and finfish, for personal use
17784 or for sale, by the use of more than ten lobster pots or similar devices,
17785 or by the use of any otter trawl, balloon trawl, beam trawl, sea scallop
17786 dredge or similar device, two hundred **[**twenty-five**]** eighty-five dollars
17787 for residents of this state and one thousand **[**two hundred fifty**]** five
17788 hundred dollars for nonresidents, provided any such license issued to
17789 residents of states which do not issue commercial licenses conferring
17790 the same authority to take lobsters to residents of Connecticut shall be
17791 limited to the taking of crabs other than blue crabs, squid, sea scallops
17792 and finfish by the use of any otter trawl, balloon trawl, beam trawl, sea
17793 scallop dredge or similar device, and a nonresident shall not be issued

17794 such license if the laws of the state of residency concerning the taking
17795 of lobster are less restrictive than regulations adopted under the
17796 authority of section 26-157c; (5) for a license to set or tend gill nets,
17797 seines, scap or scoop nets used to take American shad, [one] two
17798 hundred dollars; (6) for the registration of each pound net or similar
17799 device used to take finfish, two hundred [twenty-five] eighty-five
17800 dollars, provided persons setting, operating, tending or assisting in
17801 setting, operating or tending such pound nets shall not be required to
17802 be licensed; (7) for a license to set or tend gill nets, seines, traps, fish
17803 pots, cast nets, fykes, scaps, scoops, eel pots or similar devices to take
17804 finfish other than American shad or bait species for commercial
17805 purposes, or, in any waters seaward of the inland district demarcation
17806 line, to take finfish other than American shad or bait species for
17807 commercial purposes by hook and line, or to take horseshoe crabs by
17808 hand, one hundred [fifty] ninety dollars for residents of this state and
17809 two hundred fifty dollars for nonresidents, and any such license
17810 obtained for the taking of any fish species for commercial purposes by
17811 hook and line, in excess of any creel limit adopted under the authority
17812 of section 26-159a, three hundred seventy-five dollars for residents of
17813 this state and [five hundred] six hundred twenty-five dollars for
17814 nonresidents, provided for the taking for bait of horseshoe crabs only,
17815 this license may be issued without regard to the limitations in section
17816 26-142b to any holder of a Department of Agriculture conch license
17817 who held such license between January 1, 1995, and July 1, 2000,
17818 inclusive; (8) for a license to set or tend seines, traps, scaps, scoops,
17819 weirs or similar devices to take bait species in the inland district for
17820 commercial purposes, [fifty] one hundred dollars; (9) for a license to
17821 set or tend seines, traps, scaps, scoops or similar devices to take bait
17822 species in the marine district for commercial purposes, [fifty] one
17823 hundred dollars; (10) for a license to buy finfish, lobsters, crabs,
17824 including blue crabs and horseshoe crabs, sea scallops, squid or bait
17825 species for resale from any commercial fisherman licensed to take or
17826 land such species for commercial purposes, regardless of where taken,
17827 two hundred fifty dollars; (11) for the registration of any party boat,

17828 head boat or charter boat used for fishing, [two hundred fifty] three
17829 hundred fifteen dollars; (12) for a license to land finfish, lobsters, crabs,
17830 including blue crabs and horseshoe crabs, sea scallops, squid or bait
17831 species, [four] five hundred dollars; (13) for a commercial fishing
17832 vessel permit, [fifty] one hundred dollars; (14) for a license to take
17833 menhaden from marine waters for personal use, but not for sale, by the
17834 use of a single gill net not more than sixty feet in length, [fifty] one
17835 hundred dollars; and (15) for an environmental tourism cruise vessel
17836 permit, [fifty] one hundred dollars, provided the landing of any
17837 species regulated under Department of Environmental Protection
17838 regulations is prohibited.

17839 Sec. 461. Section 26-149 of the general statutes is repealed and the
17840 following is substituted in lieu thereof (*Effective October 1, 2009*):

17841 No person shall operate a commercial hatchery to hold, hatch or
17842 rear finfish or crustaceans, including, but not limited to, lobsters and
17843 blue crabs, in this state unless such person has obtained a commercial
17844 hatchery license from the Commissioner of Agriculture in accordance
17845 with the provisions of section 22-11h. The commissioner may issue
17846 such license to qualified applicants upon the submission of an
17847 application, on forms provided by the commissioner, containing such
17848 information as prescribed by the commissioner. There shall be an
17849 annual fee of [sixty-five] one hundred thirty dollars for each such
17850 license. Such license shall expire on the last day of December next after
17851 the issuance thereof. All legally acquired finfish and crustaceans
17852 hatched, reared or held in commercial hatcheries may be taken and
17853 sold at any time for the purpose of stocking other waters, for bait or for
17854 food, except that lobsters or blue crabs sold for any purpose other than
17855 for rearing in another commercial hatchery shall not have ova or
17856 spawn attached and must meet the minimum legal length
17857 requirements provided in subsection (a) of section 26-157a. Each owner
17858 or operator of any such hatchery shall keep such records as are
17859 required by the commissioner on forms provided by the commissioner
17860 which record shall be open to inspection by said commissioner or the

17861 commissioner's authorized agents at any time and a copy of such
17862 records shall be furnished to the commissioner by January thirty-first
17863 of the year following the year covered by the report. Representatives of
17864 the commissioner may enter upon the premises of any such licensed
17865 hatchery at any time to inspect any facility, equipment, impoundment
17866 or any finfish or crustaceans to determine the presence of disease or
17867 parasites. In such case said commissioner, when so requested, may
17868 render such technical assistance as is necessary and possible and may
17869 charge a reasonable fee for such services. In the event that the presence
17870 of disease or parasites is confirmed in finfish or crustaceans hatched,
17871 held or reared in such licensed hatchery said commissioner is
17872 authorized to suspend or revoke any such commercial hatchery license
17873 and issue an order prohibiting the sale, exchange or removal from such
17874 premises of such finfish or crustaceans, and direct such disposition of
17875 such remaining finfish or crustaceans including the eggs of such finfish
17876 or crustaceans as the commissioner determines would be in the public
17877 interest. Any person issued a license to operate a commercial finfish
17878 hatchery may charge a fee for the privilege of fishing in the waters
17879 included under said license and may sell any species of finfish
17880 removed therefrom, provided no sport fishing license shall be
17881 required. Said commissioner may adopt regulations, in accordance
17882 with the provisions of chapter 54, governing and prescribing the
17883 methods of taking such finfish and the conditions under which such
17884 finfish may be sold, removed from the premises, possessed and
17885 transported. Said commissioner may adopt regulations, in accordance
17886 with the provisions of chapter 54, governing and prescribing the
17887 method of taking particular species of finfish and the conditions under
17888 which such finfish may be removed from the premises, possessed and
17889 transported, without a sport fishing license, from artificial facilities at
17890 fairs, sportsmen's shows and at such other place as said commissioner
17891 authorizes. Persons operating such facilities shall not be required to
17892 pay a fee to said commissioner and such persons may charge a fee for
17893 the privilege of fishing in such water, provided any such facility and
17894 any finfish used in connection therewith may be inspected at any time

17895 by any representative of the department to determine the presence of
17896 disease or parasites. In the event the presence of disease or parasites is
17897 confirmed any such representative may issue a written order directing
17898 that such facility be immediately closed to the public and directing
17899 such disposition of such remaining finfish as would be in the public
17900 interest. Any person who violates any provision of this section or any
17901 regulation adopted or order issued by the commissioner, or such
17902 representative, or any person who, without proper authorization, takes
17903 or attempts to take any finfish or crustacean from any waters described
17904 herein shall be fined not more than two hundred dollars or be
17905 imprisoned for not more than thirty days or both.

17906 Sec. 462. (NEW) (*Effective October 1, 2009*) Any person, firm,
17907 corporation, franchise or other entity engaged in the harvesting of
17908 shellfish for wholesale or retail sale from shellfish grounds lying
17909 within the waters of this state shall pay to the Commissioner of
17910 Environmental Protection a fee of one dollar for each bushel bag or
17911 equivalent of shellfish harvested by such person, firm, corporation,
17912 franchise or other entity for wholesale or retail sale. Such fee shall be
17913 known as the "shellfish harvest fee" and be paid to the commissioner
17914 by the tenth day of each calendar month for all shellfish so harvested
17915 by such person, firm, corporation, franchise or other entity in the
17916 month previous. If such fee due is not paid on or before the date such
17917 fee becomes payable, the commissioner shall make and issue a warrant
17918 for the collection thereof, with interest thereon, at the rate of one per
17919 cent per month from the day such fee becomes payable until paid, with
17920 the expenses of such collection, which warrant shall authorize any
17921 reputable person named therein to seize any vessel, vehicle,
17922 equipment, dock, building, structure or any other asset or property
17923 owned and used by such person, firm, corporation, franchise or other
17924 entity for the harvest, storage, transport or sale of shellfish and to sell
17925 the same, or so much thereof as he may find necessary, at such time
17926 and place, in such manner and by such person as said commissioner
17927 may direct, whereupon such sale shall be so made, and such warrant
17928 shall be immediately returned to said commissioner by such person

17929 with all their doings endorsed thereon, and shall pay to said
17930 commissioner the money received upon such sale, and the
17931 commissioner shall apply the same to the payment of such fee and all
17932 the expenses thereon, including the expenses of such sale, returning
17933 any balance that remains to such owner or owners. All moneys
17934 received by said commissioner in payment of fees and interest shall be
17935 accounted for and deposited in the General Fund.

17936 Sec. 463. Subsection (f) of section 22a-63 of the general statutes is
17937 repealed and the following is substituted in lieu thereof *(Effective*
17938 *October 1, 2009)*:

17939 (f) Any person who is not certified as a commercial applicator who
17940 performs or advertises or solicits to perform commercial application of
17941 a pesticide, or any person possessing an operational certificate for
17942 commercial application under section 22a-54 who performs or
17943 advertises or solicits to perform any activity requiring a supervisory
17944 certificate for commercial application shall be assessed a civil penalty
17945 in an amount not less than one thousand dollars or more than two
17946 thousand dollars for each day such violation continues. For any
17947 subsequent violation, such penalty shall be not more than five
17948 thousand dollars. The Attorney General, upon complaint of the
17949 commissioner, may institute a civil action to recover such penalty in
17950 the superior court for the judicial district of Hartford. **[**Any penalties
17951 collected under this subsection shall be deposited in the
17952 Environmental Quality Fund established under section 22a-27g and
17953 shall be used by the commissioner to carry out the purposes of this
17954 section.**]**

17955 Sec. 464. Subsection (h) of section 22a-174 of the general statutes is
17956 repealed and the following is substituted in lieu thereof (*Effective*
17957 *October 1, 2009*):

17958 (h) The commissioner may require, by regulations adopted in
17959 accordance with the provisions of chapter 54, payment of a fee by the
17960 owner or operator of a source of air pollution, sufficient to cover the

17961 reasonable cost of a visual test of an air pollution control device
17962 through the use of a dust compound in the detection of leaks in such
17963 device, or the monitoring of such test, provided such fee may not
17964 exceed the average cost to the department for the conduct or
17965 monitoring of such tests plus ten per cent of such average cost. **[**Except
17966 as specified in section 22a-27g, all**]** All payments received by the
17967 commissioner pursuant to this subsection shall be deposited in the
17968 General Fund and credited to the appropriations of the Department of
17969 Environmental Protection in accordance with the provisions of section
17970 4-86.

17971 Sec. 465. Subsections (a) and (b) of section 22a-630 of the general
17972 statutes are repealed and the following is substituted in lieu thereof
17973 (*Effective October 1, 2009*):

17974 (a) Each manufacturer of covered electronic devices shall register
17975 with the Department of Environmental Protection not later than
17976 January 1, 2008, and annually thereafter, on a form prescribed by the
17977 Commissioner of Environmental Protection and accompanied by a fee
17978 set by the Commissioner of Environmental Protection in accordance
17979 with this section and any regulations adopted pursuant to this section.
17980 The department may review, at a public hearing, as necessary, the
17981 CED recycling and registration fees. **[**The commissioner shall deposit
17982 the proceeds of the fees received from registrants in the electronic
17983 device recycling program account established under section 22a-27g
17984 for the purposes of covering the cost for the department to administer
17985 the program created in sections 22a-629 to 22a-640, inclusive, except as
17986 otherwise provided.**]**

17987 (b) Not later than January 1, 2008, each manufacturer that has sold
17988 more than one hundred CEDs in calendar year 2007 shall pay an initial
17989 registration fee of five thousand dollars. On or after January 1, 2008,
17990 each manufacturer that has not sold CEDs by any means in the state
17991 prior to January 1, 2008, shall pay an initial registration fee of five
17992 thousand dollars and an additional fee equivalent to the greater of: (1)

17993 One per cent of the prior year's total share of orphan devices expressed
17994 in pounds multiplied by fifty cents, or (2) one thousand dollars. **[**Such
17995 additional fee shall be deposited in the covered electronic recycler
17996 reimbursement account established under section 22a-27g for the
17997 purpose of reimbursing covered electronic recyclers for unpaid
17998 qualified expenses incurred under section 22a-631. The initial
17999 registration fee of five thousand dollars shall be deposited in the
18000 electronic device recycling program account established under section
18001 22a-27g for the purposes of covering the cost for the department to
18002 administer the program created in sections 22a-629 to 22a-640,
18003 inclusive.**]**

18004 Sec. 466. Subsection (d) of section 22a-631 of the general statutes is
18005 repealed and the following is substituted in lieu thereof (*Effective*
18006 *October 1, 2009*):

18007 (d) On and after July 1, 2009, each manufacturer shall pay the
18008 reasonable costs of transportation and recycling incurred by a covered
18009 electronic recycler for the CEDs attributed to such manufacturer and
18010 the manufacturer's pro rata share of orphan devices processed by a
18011 covered electronic recycler. A manufacturer's pro rata share of orphan
18012 devices shall be calculated as a manufacturer's market share for the
18013 preceding calendar year divided by the total market share of all
18014 registered manufacturers for the same year multiplied by the total, in
18015 pounds, of orphan devices returned. The commissioner may suspend
18016 the registration of any manufacturer in arrears for more than ninety
18017 days. A manufacturer that has had such manufacturer's registration
18018 suspended in accordance with this subsection shall demonstrate that
18019 all past due payments and a penalty equivalent to ten per cent of such
18020 past due payments has been paid to the commissioner prior to seeking
18021 reinstatement of such registration. **[**The commissioner shall deposit
18022 such penalty in the covered electronic recycler reimbursement account
18023 established under section 22a-27g for the purpose of reimbursing
18024 covered electronic recyclers for unpaid qualified expenses in
18025 accordance with this section and any regulations adopted pursuant to

18026 section 22a-638. Any covered electronic recycler seeking
18027 reimbursement for such qualified expenses shall file a request with the
18028 commissioner and certify that such expenses are qualified. The
18029 commissioner shall reimburse each covered electronic recycler to the
18030 extent that funds are available.**]**

18031 Sec. 467. Subsection (c) of section 26-194 of the general statutes is
18032 repealed and the following is substituted in lieu thereof (*Effective*
18033 *October 1, 2009*):

18034 (c) The Commissioner of Agriculture shall assess the owner of any
18035 facility that requires a certificate issued pursuant to section 16-50k or
18036 that requires approval by the Federal Energy Regulatory Commission
18037 and that crosses any grounds of Long Island Sound within the
18038 jurisdiction of the state, including, but not limited to, any shellfish area
18039 or leased, designated or granted grounds, an annual host payment fee
18040 of forty cents per linear foot for the length of such facility within the
18041 jurisdiction of the state. The Commissioner of Agriculture shall deposit
18042 seventy-five per cent of the proceeds of such fee into the expand and
18043 grow Connecticut agriculture account established pursuant to section
18044 22-38c and shall transfer the remaining twenty-five per cent to the
18045 **[**Commissioner of Environmental Protection for deposit into the
18046 Environmental Quality Fund established pursuant to section 22a-27g**]**
18047 General Fund.

18048 Sec. 468. Subsection (c) of section 7-131d of the general statutes is
18049 repealed and the following is substituted in lieu thereof (*Effective*
18050 *October 1, 2009*):

18051 (c) No grant may be made under the protected open space and
18052 watershed land acquisition grant program established under
18053 subsection (a) of this section or under the Charter Oak open space
18054 grant program established under section 7-131t for: (1) Land to be used
18055 for commercial purposes or for recreational purposes requiring
18056 intensive development, including, but not limited to, golf courses,
18057 driving ranges, tennis courts, ballfields, swimming pools and uses by

18058 motorized vehicles other than vehicles needed by water companies to
18059 carry out their purposes, provided trails or pathways for pedestrians,
18060 motorized wheelchairs or nonmotorized vehicles shall not be
18061 considered intensive development; (2) land with environmental
18062 contamination over a significant portion of the property provided
18063 grants for land requiring remediation of environmental contamination
18064 may be made if remediation will be completed before acquisition of
18065 the land or any interest in the land and an environmental assessment
18066 approved by the Commissioner of Environmental Protection has been
18067 completed and no environmental use restriction applies to the land; (3)
18068 land which has already been committed for public use; (4)
18069 development costs, including, but not limited to, construction of
18070 ballfields, tennis courts, parking lots or roadways; (5) land to be
18071 acquired by eminent domain; or (6) reimbursement of in-kind services
18072 or incidental expenses associated with the acquisition of land. This
18073 subsection shall not prohibit the continuation of agricultural activity,
18074 the activities of a water company for public water supply purposes or
18075 the selling of timber incidental to management of the land which
18076 management is in accordance with approved forest management
18077 practices provided any proceeds of such timber sales shall be used for
18078 management of the land. In the case of land acquired under this
18079 section which is designated as a state park, any fees charged by the
18080 state for use of such land shall be used by the state in accordance with
18081 the provisions of title 23. **[**or section 22a-27h.**]**

18082 Sec. 469. Section 23-20 of the general statutes is repealed and the
18083 following is substituted in lieu thereof (*Effective October 1, 2009*):

18084 The Commissioner of Environmental Protection shall administer the
18085 statutes relating to forestry and the protection of forests. The
18086 commissioner may employ such field and office assistants as may be
18087 necessary for the execution of his or her duties. The commissioner
18088 may, from time to time, publish the forestry laws of the state and other
18089 literature of general interest and practical value pertaining to forestry.
18090 The commissioner may enter into cooperation with departments of the

18091 federal government for the promotion of forest resource management
18092 and protection within the state. The commissioner may, with the
18093 assistance of the State Forester, develop and administer plans for the
18094 protection and management of publicly owned woodlands. Such plans
18095 shall include, but not be limited to proposals for the establishment of
18096 forest plantations and the marketing of forest products. Not later than
18097 January 10, 2010, the commissioner shall apply to have publicly owned
18098 woodlands or products from such woodlands certified or licensed
18099 under one or more of the following, provided the commissioner uses
18100 private funding from gifts, donations or bequests, as authorized in this
18101 section, for the cost of all such applications: (1) The Sustainable
18102 Forestry Initiative Program, (2) the American Tree Farm System, (3) the
18103 Canadian Standards Association's Sustainable Management System
18104 Standards, (4) the Finnish Standard, (5) the Forest Stewardship
18105 Council, (6) the Pan-European Forest Certification Program, (7) the
18106 Swedish Standards, (8) the United Kingdom Woodland Assurance
18107 Scheme, (9) the Smart Wood Program, as administered by the
18108 Rainforest Alliance, or (10) any other programs deemed necessary, as
18109 determined by the commissioner. The commissioner shall implement
18110 any sustainable forestry practice necessary for such certification or
18111 licensure. The commissioner may accept, on behalf of the Department
18112 of Environmental Protection, any gifts, donations or bequests for the
18113 purposes of applying for and obtaining such certification or licensure.
18114 The commissioner may harvest forest products from woodlands
18115 owned by the state and take such other measures as he or she deems
18116 necessary for their efficient management and protection, may sell
18117 wood, timber and other products from any state woodlands whenever
18118 he or she deems such sales desirable and may develop recreational
18119 facilities in the woodlands managed by the Department of
18120 Environmental Protection. The commissioner shall charge no less than
18121 ten dollars per cord for any such wood or timber sold as fuel. The
18122 commissioner may rent state forest property and buildings thereon
18123 under his or her jurisdiction for a period not exceeding twenty-five
18124 years, provided any lease for such property and building for a term of

18125 more than ten years shall be subject to the review and approval of the
18126 State Properties Review Board. The proceeds of such sales, rentals and
18127 any receipts resulting from management of the state forests, or from
18128 reimbursements from other state departments or state institutions,
18129 shall be deposited in the General Fund in accordance with the
18130 provisions of section 4-32. [, provided the amount of annual proceeds
18131 in excess of six hundred thousand dollars derived from the sale of
18132 wood, timber and other products from publicly owned woodlands
18133 shall be deposited in the Conservation Fund, as established in section
18134 22a-27h and shall be used only to support forestry programs.]
18135 Expenditures incurred by the commissioner for the protection,
18136 management and development of the forests, the preparation and
18137 marketing of forest products and the acquisition of land for the
18138 extension and completion of the state forests as provided in section 23-
18139 21 may [also] be paid with moneys appropriated from the General
18140 Fund. The provisions of this section shall not apply to land owned or
18141 managed by the state on which forest resource management measures
18142 may be restricted by deed, statute, or incompatible use. As used in this
18143 section, woodland means land owned or managed by a state agency
18144 and stocked with forest tree species not less than six hundred stems
18145 per acre and at least one year old.

18146 Sec. 470. Subdivision (7) of subsection (c) of section 23-65h of the
18147 general statutes is repealed and the following is substituted in lieu
18148 thereof (*Effective October 1, 2009*):

18149 (7) The commissioner may, by regulation, adopted in accordance
18150 with the provisions of chapter 54, prescribe fees for applicants to
18151 defray the cost of administering examinations and carrying out the
18152 provisions of this chapter. A state or municipal employee who engages
18153 in activities for which certification is required by this section solely as
18154 part of his employment shall be exempt from payment of a fee. Any
18155 certificate issued to a state or municipal employee for which a fee has
18156 not been paid shall be void upon termination of such government
18157 employment. [The fees collected in accordance with this section shall

18158 be deposited in the Environmental Conservation Fund established
18159 pursuant to section 22a-27h.**]**

18160 Sec. 471. Subsection (a) of section 26-3b of the general statutes is
18161 repealed and the following is substituted in lieu thereof (*Effective*
18162 *October 1, 2009*):

18163 (a) When the Commissioner of Environmental Protection deems
18164 that it would be in the interest of the state, he may rent to any person,
18165 or assign departmental employees to occupy, houses, other buildings
18166 or property in the custody or control of said commissioner. If he rents
18167 property to persons who are not employees of the department he shall
18168 first obtain the approval of the State Properties Review Board and any
18169 such rent shall at least be equal to the fair market rental value of such
18170 property as determined by the commissioner, notwithstanding any
18171 other provision of the general statutes or of any regulations of any
18172 state agency. Rentals to persons other than departmental employees
18173 may be for commercial, residential or any other purpose that the
18174 commissioner deems to be in the interest of the state. If he assigns
18175 departmental employees to occupy such property, he may impose
18176 whatever conditions he deems necessary upon such assignment. He
18177 may also rent any such property to a departmental employee, and if, in
18178 his judgment, a rental fee should be charged to such employee, he shall
18179 determine such rental fee, notwithstanding any other provision of the
18180 general statutes or of any regulations of any state agency. The
18181 commissioner may, in the name of the state, execute leases, contracts
18182 or other documents to carry out the purposes of this section. **[**All
18183 moneys from the rental of any such property shall be deposited into
18184 the maintenance, repair and improvement account established under
18185 section 22a-27h.**]**

18186 Sec. 472. Subsection (g) of section 53a-217e of the general statutes is
18187 repealed and the following is substituted in lieu thereof (*Effective*
18188 *October 1, 2009*):

18189 (g) Any fine imposed for a conviction under subsection (b), **[**or**]** (c),

18190 (d) or (e) of this section or subsection (b) of section 53-206d shall be
18191 deposited in the Criminal Injuries Compensation Fund established
18192 pursuant to section 54-215. **[**Any fine imposed for a conviction under
18193 subsection (d) or (e) of this section shall be deposited in the
18194 Conservation Fund established under section 22a-27h for land
18195 management or acquisition of hunting easements.**]**

18196 Sec. 473. Section 22a-190 of the general statutes is repealed and the
18197 following is substituted in lieu thereof (*Effective October 1, 2009*):

18198 As used in sections 22a-191, 22a-193 **[**,**]** and 22a-231 **[**and 22a-233,**]**
18199 "resources recovery facility" means a facility utilizing processes aimed
18200 at reclaiming the material or energy values from municipal solid
18201 wastes, "dioxin and furan emissions" means tetrachlorodibenzodioxin
18202 and tetrachlorodibenzofuran emissions or emissions of any other
18203 isomers of comparable toxicity.

18204 Sec. 474. Subsection (a) of section 22a-191a of the general statutes is
18205 repealed and the following is substituted in lieu thereof (*Effective*
18206 *October 1, 2009*):

18207 (a) On or before February 1, 1994, the Commissioner of
18208 Environmental Protection, in conjunction with the dioxin testing
18209 program established under section 22a-191 and within available
18210 appropriations, shall prepare a plan to implement a program of testing
18211 of resource recovery facilities for the presence of mercury and other
18212 metals in the air emissions of such facilities. Such plan shall be
18213 submitted to the joint standing committee of the General Assembly
18214 having cognizance of matters relating to the environment. Such testing
18215 shall commence July 1, 1994, in accordance with applicable testing
18216 protocols established by the United States Environmental Protection
18217 Agency and shall be conducted at least once annually thereafter. **[**The
18218 costs of such testing shall be paid out of the solid waste account
18219 established pursuant to section 22a-233.**]**

18220 Sec. 475. Section 4-89 of the general statutes is repealed and the

18221 following is substituted in lieu thereof (*Effective October 1, 2009*):

18222 (a) No officer, department, board, commission, institution or other
18223 agency of the state shall, after the close of any fiscal year, incur, or vote
18224 or order or approve the incurring of, any obligation or expenditure
18225 under any appropriation made by the General Assembly for any fiscal
18226 year that had expired at the time the obligation for such expenditure
18227 was incurred. The Comptroller is authorized to draw warrants or
18228 process interdepartmental transactions against the available
18229 appropriations made for the current fiscal year for the payment of
18230 expenditures incurred during the prior fiscal year for which
18231 appropriations were made or in fulfillment of contracts properly made
18232 during such prior year, and the Treasurer is authorized to pay such
18233 warrants or record such interdepartmental transactions. The balances
18234 of certain appropriations which otherwise would lapse at the close of
18235 any fiscal year and for which no appropriation is made in the
18236 following year shall be extended into the succeeding fiscal year for the
18237 period of one month to permit liquidation of obligations of the prior
18238 fiscal year.

18239 (b) Except as provided in this section, all unexpended balances of
18240 appropriations made by the General Assembly in the state budget act
18241 shall lapse at the end of the period for which they have been made and
18242 shall revert to the unappropriated surplus of the fund from which such
18243 appropriation or appropriations were made, except that any
18244 appropriation for the improvement of or maintenance work by
18245 contract on public roads, for the purchase of land or the erection of
18246 buildings or new construction or for specific projects for capital
18247 improvements and repairs, provided in the case of such specific
18248 projects allotments shall have been made by the Governor for design
18249 and construction, shall continue to be available until the attainment of
18250 the object or the completion of the work for which such appropriation
18251 was made, but in no case for more than six years unless renewed by
18252 act of the General Assembly.

18253 (c) All unexpended balances of special appropriations made by the
18254 General Assembly for special programs, projects or studies shall lapse
18255 at the end of the period for which they have been made, except that if
18256 satisfied that the work of any such program, project or study is not
18257 completed and will continue during the following fiscal year, the
18258 Secretary of the Office of Policy and Management shall order any
18259 unexpended balance remaining in the special appropriation to be
18260 continued to the ensuing fiscal year.

18261 (d) Any appropriation made by the General Assembly for no
18262 specific period, or any unexpended balance thereof, shall lapse on June
18263 thirtieth in the fourth year after such appropriation was made,
18264 provided when the purpose for which any such appropriation was
18265 made has been accomplished or there is no further need for funds
18266 thereunder, the unexpended balance thereof, upon the written consent
18267 of the head of the department, board, commission, institution or other
18268 agency to which such appropriation was made, shall lapse and shall
18269 revert to the unappropriated surplus of the fund from which such
18270 appropriation was made.

18271 (e) The provisions of this section shall not apply to appropriations
18272 for Department of Transportation equipment, the highway and
18273 planning research program administered by the Department of
18274 Transportation, Department of Environmental Protection equipment
18275 or the purchase of public transportation equipment, the minor capital
18276 improvement account in the Department of Public Works, the
18277 litigation/settlement account in the Office of Policy and Management,
18278 library or educational equipment for the constituent units of the state
18279 system of higher education, or library or educational materials for the
18280 State Library, or the state-wide tourism marketing account of the
18281 Commission on Culture and Tourism. Such appropriations shall not
18282 lapse until the end of the fiscal year succeeding the fiscal year of the
18283 appropriation, provided an obligation to spend such funds has been
18284 incurred in the next preceding fiscal year, except that for the purposes
18285 of library or educational equipment or materials, such funds shall not

18286 exceed twenty-five per cent of the amount of the appropriation for
18287 such purposes.

18288 (f) The provisions of this section shall not apply to appropriations to
18289 the Department of Higher Education for student financial assistance
18290 for the scholarship program established under section 10a-169, for the
18291 high technology graduate scholarship program established under
18292 section 10a-170a, for Connecticut higher education centers of
18293 excellence established under section 10a-25h, for the minority
18294 advancement program established under subsection (b) of section
18295 10a-11, for the high technology doctoral fellowship program
18296 established under section 10a-25n, or to the operating funds of the
18297 constituent units of the state system of higher education established
18298 pursuant to sections 10a-105, 10a-99 and 10a-77. Such appropriations
18299 shall not lapse until the end of the fiscal year succeeding the fiscal year
18300 of the appropriation except that centers of excellence appropriations
18301 deposited by the board of governors in the Endowed Chair Investment
18302 Fund, established under section 10a-20a, shall not lapse but shall be
18303 held permanently in the Endowed Chair Investment Fund and any
18304 moneys remaining in higher education operating funds of the
18305 constituent units of the state system of higher education shall not lapse
18306 but shall be held permanently in such funds. On or before September
18307 first, annually, the Board of Governors of Higher Education shall
18308 submit a report to the joint standing committee of the General
18309 Assembly having cognizance of matters relating to appropriations and
18310 the budgets of state agencies, through the Office of Fiscal Analysis,
18311 concerning the amount of each such appropriation carried over from
18312 the preceding fiscal year.

18313 (g) The provisions of this section shall not apply to appropriations
18314 to the Commission on the Deaf and Hearing Impaired in an amount
18315 not greater than the amount of reimbursements of prior year
18316 expenditures for the services of interpreters received by the
18317 commission during the fiscal year pursuant to section 46a-33b and
18318 such appropriations shall not lapse until the end of the fiscal year

18319 succeeding the fiscal year of the appropriation.

18320 **[**(h) The provisions of this section shall not apply to appropriations
18321 from the municipal solid waste recycling trust account established
18322 under subsection (d) of section 22a-241. Such appropriations shall not
18323 lapse.**]**

18324 **[**(i)**]** (h) The provisions of this section shall not apply to
18325 appropriations to the Labor Department, from the General Fund, for
18326 the federal Workforce Investment Act. Such appropriations shall not
18327 lapse.

18328 Sec. 476. Subsection (b) of section 15-140f of the general statutes is
18329 repealed and the following is substituted in lieu thereof (*Effective*
18330 *October 1, 2009*):

18331 (b) The commissioner shall adopt regulations, in accordance with
18332 the provisions of chapter 54, setting forth the content of safe boating
18333 operation courses. Such regulations may include provisions for
18334 examinations, issuance of safe boating certificates and establishment of
18335 reasonable fees for the course and examination and for issuing
18336 certificates, temporary certificates and duplicate certificates. **[**Any fees
18337 collected pursuant to such regulations shall be deposited in the boating
18338 account established pursuant to section 15-155.**]**

18339 Sec. 477. Subsection (d) of section 15-140j of the general statutes is
18340 repealed and the following is substituted in lieu thereof (*Effective*
18341 *October 1, 2009*):

18342 (d) The commissioner may adopt regulations, in accordance with
18343 the provisions of chapter 54, establishing the content of courses in safe
18344 personal watercraft handling. Such regulations may include provisions
18345 for examinations, issuance of certificates of personal watercraft
18346 operation and establishment of a reasonable fee for such course and
18347 examination and for the issuance of a certificate and duplicate
18348 certificate. **[**Any fee collected pursuant to regulations adopted under

18349 this section shall be deposited in the boating account established
18350 pursuant to section 15-155.**]**

18351 Sec. 478. Subsection (b) of section 14-21i of the general statutes is
18352 repealed and the following is substituted in lieu thereof (*Effective*
18353 *October 1, 2009*):

18354 (b) The Commissioner of Motor Vehicles shall establish, by
18355 regulations adopted in accordance with chapter 54, a fee to be charged
18356 for greenways commemorative number plates in addition to the
18357 regular fee or fees prescribed for the registration of a motor vehicle.
18358 The fee shall be for such number plates with letters and numbers
18359 selected by the Commissioner of Motor Vehicles. The Commissioner of
18360 Motor Vehicles may establish a higher fee for: (1) Such number plates
18361 which contain letters in place of numbers as authorized by section 14-
18362 49, in addition to the fee or fees prescribed for plates issued under said
18363 section; and (2) such number plates which are low number plates, in
18364 accordance with section 14-160, in addition to the fee or fees prescribed
18365 for plates issued under said section. **[**All fees established and collected
18366 pursuant to this section shall be deposited in the greenways account of
18367 the Conservation Fund, established pursuant to section 22a-27o.**]**

18368 Sec. 479. Subsection (b) of section 15-145 of the general statutes, as
18369 amended by section 2 of public act 09-105, is repealed and the
18370 following is substituted in lieu thereof (*Effective October 1, 2009*):

18371 (b) The commissioner may adopt regulations, in accordance with
18372 the provisions of chapter 54, regarding: (1) The establishment of fees
18373 for each marine dealer registration number issued, (2) application for
18374 such numbers, (3) examination of a marine dealer, marine engine
18375 manufacturer or marine surveyor with respect to criteria for issuance
18376 of such numbers, and (4) issuance and display of marine dealer
18377 registration numbers. **[**Such fees shall be deposited in the boating
18378 account of the Conservation Fund.**]** Such application shall contain an
18379 affidavit stating that (A) such marine dealer is a person engaged in the
18380 business of manufacturing, selling or repairing new or used vessels

18381 and that such person has an established place of business for the sale,
18382 trade, display or repair of such vessels, unless specifically exempted in
18383 this subsection from the requirement to have an established place of
18384 business, (B) such marine engine manufacturer is a person engaged in
18385 the business of manufacturing, selling or repairing marine engines and
18386 that such person has an established place of business for the sale,
18387 trade, display or repair of such engines, or (C) such marine surveyor is
18388 a person engaged in the inspection, surveying or examination of
18389 vessels and meets the definition of a "marine surveyor", as defined in
18390 section 15-141, as amended by **[**this act**]** section 1 of public act 09-105.
18391 Yacht brokers shall not be required to have an established place of
18392 business. A marine dealer's, marine engine manufacturer's or marine
18393 surveyor's registration certificate shall be denominated as such and
18394 shall state the dealer's, engine manufacturer's or surveyor's name,
18395 residence address, business address, registration number, the
18396 expiration date of the certificate and such other information as the
18397 Commissioner of Environmental Protection may prescribe. The
18398 certificate, or a copy of the certificate, shall be carried aboard and shall
18399 be available for inspection upon each vessel which displays the marine
18400 dealer's, marine engine manufacturer's or marine surveyor's
18401 registration number whenever such vessel is in operation. A number
18402 or certificate may not be used on more than one vessel at a time. Each
18403 certificate shall be renewed on the first day of May of the year
18404 following the date of issue and shall expire on the last day of April of
18405 the year following such renewal, unless sooner terminated or
18406 surrendered. At least thirty days prior to the expiration date of each
18407 certificate, the Commissioner of Environmental Protection shall notify
18408 each marine dealer, marine engine manufacturer and marine surveyor
18409 of such expiration. Within ninety days before its expiration, each
18410 marine dealer's, marine engine manufacturer's or marine surveyor's
18411 certificate may be renewed upon application and upon payment of the
18412 fee prescribed by the commissioner pursuant to this subsection. Each
18413 registration number assigned to a marine dealer, marine engine
18414 manufacturer or marine surveyor shall remain the same as long as

18415 such dealer, manufacturer or surveyor continues, under the same
18416 name, in the business described in such dealer's, manufacturer's or
18417 surveyor's application affidavit as required pursuant to this
18418 subsection.

18419 Sec. 480. Section 22a-449i of the general statutes is repealed and the
18420 following is substituted in lieu thereof (*Effective October 1, 2009*):

18421 Nothing in sections 22a-449a to 22a-449h, inclusive, **[**and no
18422 determination of fact or law by the Underground Storage Tank
18423 Petroleum Clean-Up Account Review Board pursuant thereto,**]** shall
18424 affect the authority of the Commissioner of Environmental Protection
18425 or the Commissioner of Public Health under any other statute or
18426 regulation, including, but not limited to, the authority to issue any
18427 order to prevent or abate pollution or potential sources of pollution or
18428 to provide potable drinking water.

18429 Sec. 481. Subsections (a) and (b) of section 22a-471 of the general
18430 statutes are repealed and the following is substituted in lieu thereof
18431 (*Effective October 1, 2009*):

18432 (a) (1) If the commissioner determines that pollution of the
18433 groundwaters has occurred or can reasonably be expected to occur and
18434 the Commissioner of Public Health determines that the extent of
18435 pollution creates or can reasonably be expected to create an
18436 unacceptable risk of injury to the health or safety of persons using such
18437 groundwaters as a public or private source of water for drinking or
18438 other personal or domestic uses, the Commissioner of Environmental
18439 Protection shall, **[**as funds from the emergency spill response account
18440 established by section 22a-451 allow**]** <u>within available appropriations</u>,
18441 arrange for the short-term provision of potable drinking water to those
18442 residential buildings and elementary and secondary schools affected
18443 by such pollution until either he issues an order pursuant to this
18444 section requiring the provision of such short-term supply and the
18445 recipient complies with such order or a long-term supply of potable
18446 drinking water has been provided, whichever is earlier. In determining

18447 if pollution creates an unacceptable risk of injury, the Commissioner of
18448 Public Health shall balance all relevant and substantive facts and
18449 inferences and shall not be limited to a consideration of available
18450 statistical analysis but shall consider all of the evidence presented and
18451 any factor related to human health risks. The commissioner may issue
18452 an order to the person or municipality responsible for such pollution
18453 requiring that potable drinking water be provided to all persons
18454 affected by such pollution. If the commissioner finds that more than
18455 one person or municipality is responsible for such pollution, he shall
18456 attempt to apportion responsibility if he determines that
18457 apportionment is appropriate. If he does not apportion responsibility,
18458 all persons and municipalities responsible for the pollution of the
18459 groundwaters shall be jointly and severally responsible for the
18460 providing of potable drinking water to persons affected by such
18461 pollution. If the commissioner determines that the state or an agency
18462 or department of the state is responsible in whole or in part for the
18463 pollution of the groundwaters, such agency or department shall
18464 prepare or arrange for the preparation of an engineering report and
18465 shall provide or arrange for the provision of a long-term potable
18466 drinking water supply. If the commissioner is unable to determine the
18467 person or municipality responsible or if he determines that the
18468 responsible persons have no assets other than land, buildings, business
18469 machinery or livestock and are unable to secure a loan at a reasonable
18470 rate of interest to provide potable drinking water, he may prepare or
18471 arrange for the preparation of an engineering report and provide or
18472 arrange for the provision of a long-term potable drinking water supply
18473 or he may issue an order to the municipality wherein groundwaters
18474 unusable for potable drinking water are located requiring that short-
18475 term provision of potable drinking water be made to those existing
18476 residential buildings and elementary and secondary schools affected
18477 by such pollution and that long-term provision of potable drinking
18478 water be made to all persons affected by such pollution. For purposes
18479 of this section, "residential building" means any house, apartment,
18480 trailer, mobile manufactured home or other structure occupied by

18481 individuals as a dwelling, except a non-owner-occupied hotel or motel
18482 or a correctional institution.

18483 (2) Any order issued pursuant to this section may require the
18484 provision of potable drinking water in such quantities as the
18485 commissioner determines are necessary for drinking and other
18486 personal and domestic uses and may require the maintenance and
18487 monitoring of potable water supply facilities for any period which the
18488 commissioner determines is necessary. In making such determinations,
18489 the commissioner shall consider the short-term and long-term needs
18490 for potable drinking water and the health and safety of those persons
18491 whose water supply is unusable. Any order may require the
18492 submission of an engineering report which shall be subject to the
18493 approval of the commissioner and the Commissioner of Public Health
18494 and include, but not be limited to, a description in detail of the
18495 problem, area and population affected by pollution of the
18496 groundwaters; the expected duration of and extent of the pollution;
18497 alternate solutions including relative cost of construction or
18498 installation, operation and maintenance; design criteria on all alternate
18499 solutions; and any other information which the commissioner deems
18500 necessary. Upon review of such report, the commissioner and the
18501 Commissioner of Public Health shall consider the nature of the
18502 pollution, the expected duration and extent of the pollution, the health
18503 and safety of the persons affected, the initial and ongoing cost-
18504 effectiveness and reliability of each alternative and any other factors
18505 which they deem relevant, and shall approve a system or method to
18506 provide potable drinking water pursuant to the order. Each order shall
18507 include a time schedule for the accomplishment of the steps leading to
18508 the provision of potable drinking water. Notwithstanding the fact that
18509 a responsible party has been or may be identified or a request for a
18510 hearing on or a pending appeal from an order issued pursuant to this
18511 section, when pollution of the groundwaters has occurred or may
18512 reasonably be expected to occur, the commissioner may prepare or
18513 arrange for the preparation of an engineering report as described in
18514 this subdivision and may provide or arrange for the provision of a

18515 long-term potable drinking water supply. In any case where the state
18516 or an agency or department of the state is responsible in whole or in
18517 part for the pollution of the groundwaters, such agency or department
18518 shall prepare or arrange for the preparation of an engineering report
18519 and shall provide or arrange for the provision of a long-term potable
18520 drinking water supply, and if the state is not the sole responsible party,
18521 the commissioner shall seek reimbursement under subdivision (4) of
18522 subsection (b) of this section for the costs of such report and for the
18523 provision of potable water. The cost of the report and of the provision
18524 of a long-term potable drinking water supply, as funds allow, shall be
18525 paid from the **[**emergency spill response account pursuant to the
18526 provisions of subdivision (6) of subsection (d) of section 22a-451 or
18527 from the**]** proceeds of any bonds authorized for the provision of
18528 potable drinking water.

18529 (3) The provisions of this section shall not affect the rights of any
18530 municipality to institute suit to recover all damages, expenses and
18531 costs incurred by the municipality from any responsible party,
18532 including, but not limited to, the costs specified in subparagraph (B)(i)
18533 and (ii) of subdivision (4) of subsection (b) of this section and, in the
18534 case of any municipality which is not responsible for the pollution of
18535 the groundwaters, the additional amounts specified in subparagraph
18536 (B)(iii) and (iv) of subdivision (4) of subsection (b) of this section.

18537 (4) No provision of this section shall limit the liability of any person
18538 who or municipality which renders the groundwaters unusable for
18539 potable drinking water from a suit for damages by a person who or
18540 municipality which relied on said groundwaters for potable drinking
18541 water prior to the determination by the commissioner that the
18542 groundwaters are polluted.

18543 (5) The commissioner may issue any order pursuant to this section if
18544 the pollution of the groundwaters occurred before or after July 1, 1982.

18545 (6) The commissioner may at any time require further action by any
18546 person to whom or municipality to which an order is issued pursuant

18547 to this section if he determines that such action is necessary to protect
18548 the health and safety of those persons whose water supply was
18549 rendered unusable.

18550 (b) (1) (A) Any municipality not responsible for the pollution of the
18551 groundwaters which is ordered to provide potable drinking water in
18552 accordance with subsection (a) of this section may apply to the
18553 commissioner for a grant as provided by this subsection. Except as
18554 provided in subparagraph (C) of subdivision (1) of this subsection and
18555 in subdivision (2) of this subsection, the commissioner shall make
18556 grants for the short-term provision of potable drinking water and the
18557 construction or installation of individual wells or individual water
18558 treatment systems, including, but not limited to, carbon absorption
18559 filters and shall make grants for other capital improvements for the
18560 long-term provision of potable drinking water from **[**the emergency
18561 spill response account established by section 22a-451 or from**]** any
18562 bond authorization established for that purpose.

18563 (B) The amount distributed to a municipality shall, as funds allow,
18564 equal one hundred per cent of the cost of short-term provision of
18565 potable drinking water, one hundred per cent of the cost of the
18566 engineering report required by this section, one hundred per cent of
18567 the cost of capital improvements for the most cost-effective long-term
18568 method of providing potable drinking water as determined by the
18569 commissioner and the Commissioner of Public Health upon
18570 consideration of such engineering report, and one hundred per cent of
18571 the cost during the first five years of installation of monitoring and
18572 maintaining individual water treatment systems and monitoring
18573 drinking water wells located in an area where the commissioner
18574 determines that pollution of the groundwater is reasonably likely to
18575 occur. No state funds shall be distributed to a municipality for the cost
18576 of operating or maintaining any potable water supply facilities other
18577 than as specified in this subsection.

18578 (C) Notwithstanding any provision of this subsection to the

18579 contrary, the commissioner may advance to a municipality, from **[**the
18580 account established by section 22a-451 or from**]** the proceeds of any
18581 bonds authorized for the provision of potable drinking water, any
18582 percentage of the cost of short-term and long-term provision of potable
18583 drinking water which he deems necessary.

18584 (2) (A) If the commissioner is unable to determine the person or
18585 municipality responsible for rendering the groundwaters unusable for
18586 potable drinking water or if he determines that the responsible persons
18587 have no assets other than land, buildings, business machinery or
18588 livestock and are unable to secure a loan at a reasonable rate of interest
18589 to provide potable drinking water, a water company which has less
18590 than ten thousand customers and which owns, maintains, operates,
18591 manages, controls or employs a water supply well which is rendered
18592 unusable for potable drinking water, may apply to the commissioner
18593 for a grant from funds established pursuant to section 22a-451 or from
18594 the proceeds of any bonds authorized for the provision of potable
18595 drinking water. If, upon review of the engineering report required by
18596 this subsection to be submitted with an application for such a grant,
18597 the commissioner determines that a grant to a water company from
18598 **[**the emergency spill response account established by section 22a-451**]**
18599 <u>available appropriations</u> or from the proceeds of any bonds authorized
18600 for the provision of potable drinking water is appropriate, he may
18601 make such a grant in accordance with regulations adopted by him
18602 pursuant to subsection (e) of this section.

18603 (B) The total amount distributed to a water company pursuant to
18604 this subsection shall, as funds allow, equal fifty per cent of the cost of
18605 the engineering report required by this subsection and fifty per cent of
18606 the cost of the most cost-effective long-term method of rendering the
18607 water supply in question usable for potable drinking water, as
18608 determined by the commissioner and the Commissioner of Public
18609 Health upon consideration of the required engineering report.

18610 (C) For purposes of this section, "water company" and "customer"

18611 shall have the same meaning as specified in section 25-32a.

18612 (D) Any water company applying for a grant pursuant to this
18613 section shall prepare or have prepared an engineering report which
18614 shall be subject to the approval of the commissioner and the
18615 Commissioner of Public Health and include, but not be limited to, a
18616 description in detail of the problem, area and population affected by
18617 pollution of the groundwaters; alternate solutions including relative
18618 cost of construction or installation, operation and maintenance; design
18619 criteria on all alternate solutions and any other information the
18620 commissioner deems necessary.

18621 (3) (A) If a municipality or water company receives funding from a
18622 private source, a federal grant or another state grant for any cost for
18623 which a grant may be awarded pursuant to this section, the grant
18624 under this section shall equal the specified percentage of the costs
18625 specified in this subsection minus the amount of the other funding.

18626 (B) If a municipality or water company receives a grant under this
18627 section and is compensated by a person who or municipality which is
18628 responsible for rendering the groundwaters unusable for potable
18629 drinking water, the municipality or water company shall reimburse
18630 the account from which the funds were made available for the grant as
18631 follows: If the compensation from the responsible party equals or
18632 exceeds the costs toward which the grant was to be applied, the
18633 municipality or water company shall reimburse the total amount of the
18634 grant; if the compensation is less than the cost toward which the grant
18635 was to be applied, the municipality or water company shall reimburse
18636 a percentage of the compensation equal to the percentage of such costs
18637 paid by the grant.

18638 (4) (A) Notwithstanding any request for a hearing or a pending
18639 appeal therefrom, if a person or municipality responsible for pollution
18640 of the groundwaters fails to comply with an order of the commissioner
18641 issued pursuant to this section, the municipality wherein such
18642 pollution is located may, after giving written notice of its intent to the

18643 commissioner and the responsible person or municipality, undertake
18644 the actions required by the order and seek reimbursement for the cost
18645 of such actions from the responsible person or municipality. If at any
18646 time after receipt of such a notice, the responsible party intends to
18647 comply with a step of the order which the municipality has not yet
18648 completed, the responsible party may do so with the written approval
18649 of the commissioner and municipality, provided the actions which the
18650 responsible party takes are consistent with those taken by the
18651 municipality.

18652 (B) The commissioner may order any person or municipality
18653 responsible for pollution of the groundwaters to reimburse the state, a
18654 water company, and any municipality which is not responsible for
18655 pollution but received an order pursuant to this section or which did
18656 not receive such an order but voluntarily provided potable drinking
18657 water, for (i) the expenses each incurred in providing potable drinking
18658 water to any person affected by such pollution, provided the required
18659 reimbursement for such expenses shall not exceed the actual cost of
18660 short-term provision of potable drinking water and an amount equal
18661 to the reasonable cost of planning and implementing the most cost-
18662 effective long-term method of providing potable drinking water as
18663 determined by the commissioner and the Commissioner of Public
18664 Health; (ii) costs for recovering such reimbursement; (iii) interest on
18665 the expenses specified in (i) at a rate of ten per cent a year from the
18666 date such expenses were paid; and (iv) reasonable attorney's fees. The
18667 commissioner may request the Attorney General to bring a civil action
18668 to recover any costs or expenses incurred by the commissioner
18669 pursuant to this subsection provided no such action may be brought
18670 later than ten years after the date of discovery of the pollution of
18671 public or private sources of water for drinking or other personal or
18672 domestic use.

18673 (C) If a municipality fails to recover all expenses specified in
18674 subparagraph (B)(i) of subdivision (4) of this subsection from the
18675 responsible party, the municipality may apply to the commissioner for

18676 a grant in accordance with this subsection, provided the total amount
18677 of funds received from the commissioner and the responsible party
18678 shall not exceed the amounts specified in subparagraph (B) of
18679 subdivision (1) of subsection (b) of this section.

18680 (5) For purposes of this section except subdivision (3) of subsection
18681 (a) and subparagraph (B)(ii) of subdivision (4) of this subsection, "cost"
18682 includes only those costs which the commissioner determines are
18683 necessary and reasonable, including, but not limited to, the cost of
18684 plans and specifications, construction or installation and supervision
18685 thereof.

18686 (6) If any grant application is pending on June 7, 1994, and is
18687 approved by the commissioner, the percentage of costs to be paid by
18688 the grant shall be determined in accordance with this section. Any
18689 order pending on May 31, 1985, shall be construed in accordance with
18690 this section.

18691 (7) Any person who or municipality which provides potable
18692 drinking water pursuant to this section may, with the approval of the
18693 commissioner, construct or install facilities beyond the areas included
18694 in the order or facilities which are more costly than those which are
18695 determined to be most cost-effective, provided any request for a grant
18696 or reimbursement shall be limited to the amounts specified in this
18697 section.

18698 Sec. 482. Subsection (b) of section 14-21s of the general statutes is
18699 repealed and the following is substituted in lieu thereof (*Effective*
18700 *October 1, 2009*):

18701 (b) A fee of fifty dollars shall be charged for wildlife conservation
18702 commemorative number plates, in addition to the regular fee or fees
18703 prescribed for the registration of a motor vehicle. Fifteen dollars of
18704 such fee shall be deposited in an account controlled by the Department
18705 of Motor Vehicles to be used for the cost of producing, issuing,
18706 renewing and replacing such number plates. **[**and thirty-five dollars of

18707 such fee shall be deposited in an account controlled by the Secretary of
18708 the Office of Policy and Management for purposes of section 14-21t.**]**
18709 Such number plates shall have letters and numbers selected by the
18710 Commissioner of Motor Vehicles. The commissioner may establish a
18711 higher fee for: (1) Number plates that contain the numbers and letters
18712 from a previously issued number plate; (2) number plates that contain
18713 letters in place of numbers as authorized by section 14-49, in addition
18714 to the fee or fees prescribed for registration under said section; and (3)
18715 number plates that are low number plates issued in accordance with
18716 section 14-160, in addition to the fee or fees prescribed for registration
18717 under said section.

18718 Sec. 483. Section 25-68*l* of the general statutes is repealed and the
18719 following is substituted in lieu thereof (*Effective October 1, 2009*):

18720 (a) On and after July 1, 2005, <u>within available appropriations,</u> the
18721 Commissioner of Environmental Protection shall make grants to
18722 municipalities under section 25-68k<u>.</u> **[**, from funds in the hazard
18723 mitigation and floodplain management account, established under
18724 section 22a-27q.**]**

18725 (b) If the commissioner finds that any grant awarded pursuant to
18726 this section is being used for other purposes or to supplant a previous
18727 source of funds, the commissioner may require repayment.

18728 Sec. 484. Section 23-23 of the general statutes is repealed and the
18729 following is substituted in lieu thereof (*Effective October 1, 2009*):

18730 (a) The Commissioner of Environmental Protection may, in
18731 cooperation with federal agencies, or by his own initiative, raise or
18732 purchase, with moneys appropriated from the General Fund, planting
18733 seed or seedling stock for reforestation, farm windbreaks, wildlife
18734 management plantings or soil conservation or other conservation
18735 purposes within the state and may sell such seedlings to landowners in
18736 this state, state agencies, municipalities or conservation organizations
18737 at prices which will cover the approximate cost of the seedlings to the

18738 state.

18739 (b) The commissioner may provide tree seedlings at no cost to any
18740 elementary or secondary school or conservation commission for the
18741 celebration of Arbor Day in accordance with any proclamation issued
18742 pursuant to subdivision (3) of subsection (a) of section 10-29a.

18743 (c) The commissioner may, when the space available in Connecticut
18744 state nurseries for the raising of seedling stock is in excess of that
18745 needed for raising such stock for use by Connecticut landowners, state
18746 agencies, municipalities or conservation organizations, enter into an
18747 agreement with any other state or the United States Forest Service to
18748 raise seedling stock in Connecticut state nurseries for use by such
18749 states or service for reforestation, farm windbreaks, wildlife
18750 management plantings or soil conservation or other conservation
18751 purposes. When the needs of landowners in this state have been met,
18752 the commissioner may: (1) Sell seedling stock to landowners, state
18753 agencies, municipalities or conservation organizations outside this
18754 state provided the state forester or the equivalent official of the state
18755 where the seedlings are to be planted has granted permission to do so;
18756 or (2) dispose of any excess of planting seed by sale to, or exchange
18757 with, any other state forestry organization or the United States Forest
18758 Service. Notwithstanding any other provision of the general statutes,
18759 the commissioner may sell such seeds and seedlings at prices or on
18760 such terms that he deems appropriate and such prices or terms may
18761 exceed the cost of the seeds or seedlings to the state of Connecticut.

18762 (d) The commissioner shall require that each purchaser of seedlings,
18763 except for any nonprofit conservation organization, sign an agreement
18764 stating that the seedlings will be used for the aforementioned purposes
18765 and will not be resold at any time with roots attached and he may take
18766 such other measures as he deems necessary to assure himself that
18767 seedlings so purchased shall not be used for shade trees, landscaping
18768 or ornamental plantings. Nonprofit conservation organizations may
18769 resell or otherwise distribute seedling stock purchased from the

18770 commissioner provided such resale or distribution is in furtherance of
18771 the purposes of this section. The commissioner shall require that each
18772 nonprofit conservation organization purchasing seedlings sign an
18773 agreement that the seedlings will be resold, distributed or otherwise
18774 utilized in furtherance of such purposes and he may take such other
18775 measures as he deems necessary to assure that seedlings so purchased
18776 shall not be used for shade trees, landscaping or ornamental plantings.

18777 **[**(e) All receipts from the sale of such seeds, seedling stock, all
18778 reimbursements from state agencies and all reimbursements for
18779 subsidies received from the federal government shall be deposited in
18780 the Conservation Fund established by section 22a-27h.**]**

18781 Sec. 485. Sections 10-417 and 10-418 of the general statutes are
18782 repealed. (*Effective from passage*)

18783 Sec. 486. Sections 12-460a, 14-21t, 15-155a, 15-155b, 22a-27g, 22a-27h,
18784 22a-27k, 22a-27m, 22a-27n, 22a-27o, 22a-27q, 22a-233, 22a-449b, 22a-
18785 451a and 22a-451b of the general statutes are repealed. (*Effective October*
18786 *1, 2009*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	*from passage*	New section
Sec. 2	*from passage*	New section
Sec. 3	*from passage*	New section
Sec. 4	*from passage*	New section
Sec. 5	*from passage*	New section
Sec. 6	*from passage*	New section
Sec. 7	*from passage*	New section
Sec. 8	*from passage*	New section
Sec. 9	*from passage*	New section
Sec. 10	*from passage*	New section
Sec. 11	*from passage*	New section
Sec. 12	*from passage*	New section
Sec. 13	*from passage*	New section
Sec. 14	*from passage*	New section

Sec. 15	*from passage*	New section
Sec. 16	*from passage*	New section
Sec. 17	*from passage*	New section
Sec. 18	*from passage*	New section
Sec. 19	*from passage*	New section
Sec. 20	*from passage*	New section
Sec. 21	*from passage*	New section
Sec. 22	*from passage*	New section
Sec. 23	*from passage*	New section
Sec. 24	*from passage*	New section
Sec. 25	*from passage*	New section
Sec. 26	*from passage*	New section
Sec. 27	*from passage*	New section
Sec. 28	*from passage*	New section
Sec. 29	*from passage*	New section
Sec. 30	*from passage*	New section
Sec. 31	*from passage*	New section
Sec. 32	*from passage*	New section
Sec. 33	*from passage*	New section
Sec. 34	*from passage*	New section
Sec. 35	*from passage*	New section
Sec. 36	*from passage*	New section
Sec. 37	*from passage*	New section
Sec. 38	*from passage*	New section
Sec. 39	*from passage*	New section
Sec. 40	*from passage*	New section
Sec. 41	*from passage*	New section
Sec. 42	*from passage*	New section
Sec. 43	*from passage*	New section
Sec. 44	*from passage*	New section
Sec. 45	*from passage*	New section
Sec. 46	*from passage*	New section
Sec. 47	*from passage*	New section
Sec. 48	*from passage*	New section
Sec. 49	*from passage*	New section
Sec. 50	*from passage*	New section
Sec. 51	*from passage*	New section
Sec. 52	*from passage*	New section
Sec. 53	*from passage*	New section
Sec. 54	*from passage*	New section

Sec. 55	*from passage*	New section
Sec. 56	*from passage*	PA 09-2, Sec. 9(g)
Sec. 57	*from passage*	4-85
Sec. 58	*from passage*	New section
Sec. 59	*from passage*	New section
Sec. 60	*from passage*	New section
Sec. 61	*from passage*	12-818
Sec. 62	*from passage*	New section
Sec. 63	*from passage*	New section
Sec. 64	*from passage*	New section
Sec. 65	*from passage*	New section
Sec. 66	*from passage*	29-4
Sec. 67	*from passage*	New section
Sec. 68	*from passage*	New section
Sec. 69	*from passage*	4-66aa
Sec. 70	*from passage*	New section
Sec. 71	*from passage*	New section
Sec. 72	*from passage*	10-262h
Sec. 73	*from passage*	New section
Sec. 74	*from passage*	New section
Sec. 75	*from passage*	New section
Sec. 76	*from passage*	SA 09-6, Sec. 3(d)
Sec. 77	*from passage*	New section
Sec. 78	*from passage*	New section
Sec. 79	*from passage*	32-35
Sec. 80	*from passage*	New section
Sec. 81	*from passage*	New section
Sec. 82	*from passage*	New section
Sec. 83	*from passage*	New section
Sec. 84	*from passage*	New section
Sec. 85	*from passage*	7-329a
Sec. 86	*from passage*	9-701
Sec. 87	*from passage*	3-99c
Sec. 88	*from passage*	New section
Sec. 89	*from passage*	New section
Sec. 90	*from passage and applicable to income years commencing on or after January 1, 2010*	New section

Sec. 91	*from passage and applicable to taxable years commencing on or after January 1, 2010*	12-726
Sec. 92	*from passage*	6-38m
Sec. 93	*from passage*	New section
Sec. 94	*from passage and applicable to income years commencing on or after January 1, 2009*	12-214(b)
Sec. 95	*from passage and applicable to income years commencing on or after January 1, 2009*	12-217(a)(1)
Sec. 96	*from passage and applicable to income years commencing on or after January 1, 2009*	12-217dd
Sec. 97	*from passage and applicable to income years commencing on or after January 1, 2010*	12-217jj
Sec. 98	*from passage and applicable to income years commencing on or after January 1, 2010*	12-217kk
Sec. 99	*from passage and applicable to income years commencing on or after January 1, 2010*	12-217*ll*
Sec. 100	*from passage*	New section
Sec. 101	*from passage*	New section
Sec. 102	*from passage and applicable to income years commencing on or after January 1, 2009*	12-219(b)
Sec. 103	*from passage*	12-223f
Sec. 104	*from passage and applicable to sales occurring on or after October 1, 2009*	12-296

Sec. 105	*from passage and applicable to sales occurring on or after October 1, 2009*	12-316
Sec. 106	*from passage*	New section
Sec. 107	*from passage and applicable to sales occurring on or after October 1, 2009*	12-330c
Sec. 108	*January 1, 2010, unless at some time on or before June 1, 2010, there has been a projected General Fund deficit equal to or greater than one per cent of the total of General Fund appropriations, as reported by the Comptroller in the monthly statement submitted pursuant to section 3-115 of the general statutes*	New section
Sec. 109	*July 1, 2010, unless at some time on or before June 1, 2010, there has been a projected General Fund deficit equal to or greater than one per cent of the total of General Fund appropriations, as reported by the Comptroller in the monthly statement submitted pursuant to section 3-115 of the general statutes*	12-408(3)

Sec. 110	*July 1, 2010, and applicable to sales occurring on or after said date, unless at some time on or before June 1, 2010, there has been a projected General Fund deficit equal to or greater than one per cent of the total of General Fund appropriations, as reported by the Comptroller in the monthly statement submitted pursuant to section 3-115 of the general statutes*	12-411(1)
Sec. 111	*July 1, 2010, and applicable to sales occurring on or after said date, unless at some time on or before June 1, 2010, there has been a projected General Fund deficit equal to or greater than one per cent of the total of General Fund appropriations, as reported by the Comptroller in the monthly statement submitted pursuant to section 3-115 of the general statutes*	12-411b(c)

Sec. 112	*July 1, 2010, and applicable to sales occurring on or after said date, unless at some time on or before June 1, 2010, there has been a projected General Fund deficit equal to or greater than one per cent of the total of General Fund appropriations, as reported by the Comptroller in the monthly statement submitted pursuant to section 3-115 of the general statutes*	12-414(3)
Sec. 113	*from passage*	New section
Sec. 114	*January 1, 2010, and applicable to conveyances occurring on or after said date*	12-498(a)
Sec. 115	*from passage*	New section
Sec. 116	*January 1, 2010, and applicable to estates of decedents who die on or after said date*	12-391(g)
Sec. 117	*July 1, 2009, and applicable to taxes payable on or after said date*	12-392(a)
Sec. 118	*January 1, 2010*	12-642(a)
Sec. 119	*from passage and applicable to taxable years commencing on or after January 1, 2009*	12-700(a)
Sec. 120	*from passage and applicable to taxable years commencing on or after January 1, 2009*	12-701(a)(10)
Sec. 121	*from passage and applicable to taxable years commencing on or after January 1, 2009*	12-701(a)(20)(A)

Sec. 122	*from passage and applicable to taxable years commencing on or after January 1, 2009*	12-702(a)
Sec. 123	*from passage and applicable to taxable years commencing on or after January 1, 2009*	12-703(a)
Sec. 124	*from passage and applicable to taxable years commencing on or after January 1, 2009*	12-704c(c)
Sec. 125	*from passage*	New section
Sec. 126	*from passage*	New section
Sec. 127	*from passage*	10-287d
Sec. 128	*from passage*	10-292k
Sec. 129	*from passage*	3-20(r)
Sec. 130	*from passage*	7-369b
Sec. 131	*from passage*	13b-76(o)
Sec. 132	*from passage*	13b-61(b)
Sec. 133	*from passage*	13b-74(b)
Sec. 134	*from passage*	PA 09-2, Sec. 12(a)
Sec. 135	*from passage*	52-259(a) and (b)
Sec. 136	*from passage*	52-259c(a)
Sec. 137	*from passage*	52-356a(a)(1) and (2)
Sec. 138	*from passage*	52-367a(b)
Sec. 139	*from passage*	52-367b(b)
Sec. 140	*October 1, 2009*	1-212
Sec. 141	*October 1, 2009*	3-90
Sec. 142	*October 1, 2009*	3-94b
Sec. 143	*October 1, 2009*	3-94n
Sec. 144	*October 1, 2009*	3-94o
Sec. 145	*October 1, 2009*	3-99a
Sec. 146	*October 1, 2009*	7-74
Sec. 147	*October 1, 2009*	7-169d
Sec. 148	*October 1, 2009*	7-169e
Sec. 149	*October 1, 2009*	7-169i
Sec. 150	*October 1, 2009*	7-178
Sec. 151	*October 1, 2009*	9-623
Sec. 152	*from passage*	10-145b

Sec. 153	*October 1, 2009*	12-285b
Sec. 154	*October 1, 2009*	12-287
Sec. 155	*October 1, 2009*	12-288
Sec. 156	*October 1, 2009*	12-330b
Sec. 157	*October 1, 2009*	12-409
Sec. 158	*October 1, 2009*	12-578
Sec. 159	*October 1, 2009*	12-815a
Sec. 160	*October 1, 2009*	14-319
Sec. 161	*October 1, 2009*	14-327b
Sec. 162	*October 1, 2009*	16a-23m
Sec. 163	*October 1, 2009*	19a-29a
Sec. 164	*October 1, 2009*	19a-30
Sec. 165	*October 1, 2009*	19a-36
Sec. 166	*October 1, 2009*	19a-42
Sec. 167	*October 1, 2009*	19a-55
Sec. 168	*October 1, 2009*	19a-80
Sec. 169	*October 1, 2009*	19a-87b
Sec. 170	*October 1, 2009*	19a-88
Sec. 171	*October 1, 2009*	19a-89b
Sec. 172	*October 1, 2009*	19a-180(a)
Sec. 173	*October 1, 2009*	19a-310
Sec. 174	*October 1, 2009*	19a-320
Sec. 175	*October 1, 2009*	19a-332a
Sec. 176	*October 1, 2009*	19a-421
Sec. 177	*October 1, 2009*	19a-491
Sec. 178	*October 1, 2009*	19a-512
Sec. 179	*October 1, 2009*	19a-513
Sec. 180	*October 1, 2009*	19a-515
Sec. 181	*October 1, 2009*	20-11
Sec. 182	*October 1, 2009*	20-12
Sec. 183	*October 1, 2009*	20-12b
Sec. 184	*October 1, 2009*	20-27
Sec. 185	*October 1, 2009*	20-37
Sec. 186	*October 1, 2009*	20-55
Sec. 187	*October 1, 2009*	20-57
Sec. 188	*October 1, 2009*	20-65k
Sec. 189	*October 1, 2009*	20-70
Sec. 190	*October 1, 2009*	20-74d
Sec. 191	*October 1, 2009*	20-74f
Sec. 192	*October 1, 2009*	20-74s

Sec. 193	*October 1, 2009*	20-74bb
Sec. 194	*October 1, 2009*	20-86g
Sec. 195	*October 1, 2009*	20-93
Sec. 196	*October 1, 2009*	20-94
Sec. 197	*October 1, 2009*	20-94a
Sec. 198	*October 1, 2009*	20-96
Sec. 199	*October 1, 2009*	20-97
Sec. 200	*October 1, 2009*	20-109
Sec. 201	*October 1, 2009*	20-110
Sec. 202	*October 1, 2009*	20-123b
Sec. 203	*October 1, 2009*	20-126i
Sec. 204	*October 1, 2009*	20-126k
Sec. 205	*October 1, 2009*	20-130
Sec. 206	*October 1, 2009*	20-149
Sec. 207	*October 1, 2009*	20-151
Sec. 208	*October 1, 2009*	20-159
Sec. 209	*October 1, 2009*	20-162o
Sec. 210	*October 1, 2009*	20-188
Sec. 211	*October 1, 2009*	20-190
Sec. 212	*October 1, 2009*	20-195c
Sec. 213	*October 1, 2009*	20-195o
Sec. 214	*October 1, 2009*	20-195cc
Sec. 215	*October 1, 2009*	20-199
Sec. 216	*October 1, 2009*	20-200
Sec. 217	*October 1, 2009*	20-206b
Sec. 218	*October 1, 2009*	20-206e
Sec. 219	*October 1, 2009*	20-206n
Sec. 220	*October 1, 2009*	20-206o
Sec. 221	*October 1, 2009*	20-206r
Sec. 222	*October 1, 2009*	20-206bb
Sec. 223	*October 1, 2009*	20-206*ll*
Sec. 224	*October 1, 2009*	20-206mm
Sec. 225	*October 1, 2009*	20-213
Sec. 226	*October 1, 2009*	20-217
Sec. 227	*October 1, 2009*	20-222
Sec. 228	*October 1, 2009*	20-222a
Sec. 229	*October 1, 2009*	20-236
Sec. 230	*October 1, 2009*	20-239
Sec. 231	*October 1, 2009*	20-253
Sec. 232	*October 1, 2009*	20-270

Sec. 233	*October 1, 2009*	20-275
Sec. 234	*October 1, 2009*	20-281c
Sec. 235	*October 1, 2009*	20-281d
Sec. 236	*October 1, 2009*	20-281e(e)
Sec. 237	*October 1, 2009*	20-292
Sec. 238	*October 1, 2009*	20-305
Sec. 239	*October 1, 2009*	20-306a
Sec. 240	*October 1, 2009*	20-306b
Sec. 241	*October 1, 2009*	20-308
Sec. 242	*October 1, 2009*	20-314
Sec. 243	*October 1, 2009*	20-329f
Sec. 244	*October 1, 2009*	20-333
Sec. 245	*October 1, 2009*	20-334a
Sec. 246	*October 1, 2009*	20-335
Sec. 247	*October 1, 2009*	20-341e
Sec. 248	*October 1, 2009*	20-341y
Sec. 249	*October 1, 2009*	20-349
Sec. 250	*October 1, 2009*	20-357m
Sec. 251	*October 1, 2009*	20-360
Sec. 252	*October 1, 2009*	20-374
Sec. 253	*October 1, 2009*	20-377m
Sec. 254	*October 1, 2009*	20-377s
Sec. 255	*October 1, 2009*	20-398
Sec. 256	*October 1, 2009*	20-400
Sec. 257	*October 1, 2009*	20-412
Sec. 258	*October 1, 2009*	20-417b
Sec. 259	*October 1, 2009*	20-421
Sec. 260	*October 1, 2009*	20-435
Sec. 261	*October 1, 2009*	20-436
Sec. 262	*October 1, 2009*	20-437
Sec. 263	*October 1, 2009*	20-457
Sec. 264	*October 1, 2009*	20-475
Sec. 265	*October 1, 2009*	20-476
Sec. 266	*October 1, 2009*	20-477
Sec. 267	*October 1, 2009*	20-492a
Sec. 268	*October 1, 2009*	20-493a
Sec. 269	*October 1, 2009*	20-511
Sec. 270	*October 1, 2009*	20-517
Sec. 271	*October 1, 2009*	20-540
Sec. 272	*October 1, 2009*	20-559h

Sec. 273	*October 1, 2009*	20-601
Sec. 274	*October 1, 2009*	20-653
Sec. 275	*October 1, 2009*	20-660
Sec. 276	*October 1, 2009*	20-672
Sec. 277	*October 1, 2009*	21-28
Sec. 278	*October 1, 2009*	21-35m
Sec. 279	*October 1, 2009*	21-67
Sec. 280	*October 1, 2009*	21a-36
Sec. 281	*October 1, 2009*	21a-52
Sec. 282	*October 1, 2009*	21a-70
Sec. 283	*October 1, 2009*	21a-79
Sec. 284	*October 1, 2009*	21a-137
Sec. 285	*October 1, 2009*	21a-146
Sec. 286	*October 1, 2009*	21a-152
Sec. 287	*October 1, 2009*	21a-223
Sec. 288	*October 1, 2009*	21a-234
Sec. 289	*October 1, 2009*	21a-246
Sec. 290	*October 1, 2009*	21a-321
Sec. 291	*October 1, 2009*	22-12b
Sec. 292	*October 1, 2009*	22-57
Sec. 293	*October 1, 2009*	22-236
Sec. 294	*October 1, 2009*	22-277
Sec. 295	*October 1, 2009*	22-320c
Sec. 296	*October 1, 2009*	22-326f
Sec. 297	*October 1, 2009*	22-332b
Sec. 298	*October 1, 2009*	22-344
Sec. 299	*October 1, 2009*	22-384
Sec. 300	*October 1, 2009*	22-385
Sec. 301	*October 1, 2009*	22-414
Sec. 302	*October 1, 2009*	25-129
Sec. 303	*October 1, 2009*	26-212
Sec. 304	*October 1, 2009*	26-213
Sec. 305	*October 1, 2009*	26-219
Sec. 306	*October 1, 2009*	29-10b
Sec. 307	*October 1, 2009*	29-11
Sec. 308	*October 1, 2009*	29-17a
Sec. 309	*October 1, 2009*	29-30
Sec. 310	*October 1, 2009*	29-130
Sec. 311	*October 1, 2009*	29-134
Sec. 312	*October 1, 2009*	29-143j

Sec. 313	*October 1, 2009*	29-146
Sec. 314	*October 1, 2009*	29-152g
Sec. 315	*October 1, 2009*	29-152m
Sec. 316	*October 1, 2009*	29-155c
Sec. 317	*October 1, 2009*	29-156a
Sec. 318	*October 1, 2009*	29-161n
Sec. 319	*October 1, 2009*	29-161q
Sec. 320	*October 1, 2009*	29-161z
Sec. 321	*October 1, 2009*	29-193
Sec. 322	*October 1, 2009*	29-196
Sec. 323	*October 1, 2009*	29-238
Sec. 324	*October 1, 2009*	29-349
Sec. 325	*January 1, 2011*	29-357(b)
Sec. 326	*October 1, 2009*	29-402
Sec. 327	*October 1, 2009*	30-16
Sec. 328	*October 1, 2009*	30-17
Sec. 329	*October 1, 2009*	30-17b
Sec. 330	*October 1, 2009*	30-18
Sec. 331	*October 1, 2009*	30-18a
Sec. 332	*October 1, 2009*	30-19
Sec. 333	*October 1, 2009*	30-19f
Sec. 334	*October 1, 2009*	30-20
Sec. 335	*October 1, 2009*	30-20a
Sec. 336	*October 1, 2009*	30-21
Sec. 337	*October 1, 2009*	30-21b
Sec. 338	*October 1, 2009*	30-22
Sec. 339	*October 1, 2009*	30-22a
Sec. 340	*October 1, 2009*	30-22b
Sec. 341	*October 1, 2009*	30-23
Sec. 342	*October 1, 2009*	30-24a
Sec. 343	*October 1, 2009*	30-25
Sec. 344	*October 1, 2009*	30-26
Sec. 345	*October 1, 2009*	30-28
Sec. 346	*October 1, 2009*	30-28a
Sec. 347	*October 1, 2009*	30-29
Sec. 348	*October 1, 2009*	30-30
Sec. 349	*October 1, 2009*	30-33
Sec. 350	*October 1, 2009*	30-33a
Sec. 351	*October 1, 2009*	30-33b
Sec. 352	*October 1, 2009*	30-33c

Sec. 353	*October 1, 2009*	30-34
Sec. 354	*October 1, 2009*	30-35
Sec. 355	*October 1, 2009*	30-35a
Sec. 356	*October 1, 2009*	30-36
Sec. 357	*October 1, 2009*	30-37a
Sec. 358	*October 1, 2009*	30-37b
Sec. 359	*October 1, 2009*	30-37c
Sec. 360	*October 1, 2009*	30-37d
Sec. 361	*October 1, 2009*	30-37e
Sec. 362	*October 1, 2009*	30-37g
Sec. 363	*October 1, 2009*	30-37i
Sec. 364	*October 1, 2009*	30-37j
Sec. 365	*October 1, 2009*	30-37k
Sec. 366	*October 1, 2009*	30-62a
Sec. 367	*October 1, 2009*	30-63
Sec. 368	*October 1, 2009*	31-22r
Sec. 369	*October 1, 2009*	33-182*l*
Sec. 370	*October 1, 2009*	33-617
Sec. 371	*October 1, 2009*	33-1013
Sec. 372	*October 1, 2009*	34-38n
Sec. 373	*October 1, 2009*	34-112
Sec. 374	*October 1, 2009*	34-413
Sec. 375	*October 1, 2009*	34-509
Sec. 376	*October 1, 2009*	35-11e
Sec. 377	*October 1, 2009*	35-11f
Sec. 378	*October 1, 2009*	35-11g
Sec. 379	*October 1, 2009*	35-11*l*
Sec. 380	*October 1, 2009*	36a-491
Sec. 381	*October 1, 2009*	36a-599
Sec. 382	*October 1, 2009*	36b-12
Sec. 383	*October 1, 2009*	36b-13
Sec. 384	*October 1, 2009*	38a-11
Sec. 385	*October 1, 2009*	42a-9-525
Sec. 386	*October 1, 2009*	43-3
Sec. 387	*October 1, 2009*	43-16f
Sec. 388	*October 1, 2009*	43-47
Sec. 389	*October 1, 2009*	47-244a
Sec. 390	*October 1, 2009*	51-81b
Sec. 391	*October 1, 2009*	New section
Sec. 392	*October 1, 2009*	14-21e(b)

Sec. 393	*October 1, 2009*	14-49b
Sec. 394	*October 1, 2009*	15-155
Sec. 395	*October 1, 2009*	22a-6f
Sec. 396	*October 1, 2009*	22a-27j
Sec. 397	*October 1, 2009*	22a-50(g)
Sec. 398	*October 1, 2009*	22a-54(e) and (f)
Sec. 399	*October 1, 2009*	22a-54a
Sec. 400	*October 1, 2009*	22a-56(c)
Sec. 401	*October 1, 2009*	22a-66c(c)
Sec. 402	*October 1, 2009*	22a-66z
Sec. 403	*October 1, 2009*	22a-133f
Sec. 404	*October 1, 2009*	22a-133v
Sec. 405	*October 1, 2009*	22a-133x(e)
Sec. 406	*October 1, 2009*	22a-134e
Sec. 407	*October 1, 2009*	22a-150
Sec. 408	*October 1, 2009*	22a-201c
Sec. 409	*October 1, 2009*	22a-233a
Sec. 410	*October 1, 2009*	22a-234a
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