



General Assembly

Substitute Bill No. 1074

January Session, 2009

* SB01074ET 031809 *

AN ACT CONCERNING TEST BED TECHNOLOGIES.

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

1 Section 1. (NEW) (*Effective from passage*) (a) If, in the exercise of the
2 Secretary of the Office of Policy and Management's powers pursuant to
3 title 16a of the general statutes, the secretary finds that the use of a
4 certain technology, product or process would promote energy
5 conservation, energy efficiency or renewable energy technology, the
6 secretary may direct a state agency to test such technology, product or
7 process by using it in the operations of such agency on a trial basis.
8 The purpose of such test program shall be to validate the effectiveness
9 of such technology, product or process in reducing energy usage and
10 costs or reducing dependence on fossil fuels or green house gas
11 emissions. No agency shall undertake such testing of any technology,
12 product or process unless the business manufacturing or marketing the
13 technology, product or process demonstrates that (1) the use of such
14 technology, product or process by the state agency will not adversely
15 affect safety, (2) a certified independent third party or accredited
16 laboratory has found that the technology, product or process reduces
17 energy consumption and cost, and (3) the technology, product or
18 process is presently available for commercial sale and distribution or
19 has potential for commercialization not later than two years following
20 the completion of any test program by a state agency pursuant to this
21 section.

22 (b) If the secretary finds that using such technology, product or
23 process would be feasible in the operations of a state agency and
24 would not have any detrimental effect on such operations, the
25 secretary, notwithstanding the requirements of chapter 58 of the
26 general statutes, may direct a state agency to accept delivery of such
27 technology, product or process and to undertake such a test program.
28 Any costs associated with the acquisition and use of such technology,
29 product or process by the testing agency for the test period shall be
30 borne by the manufacturer, the marketer or any investor or participant
31 in such business. The acquisition of any technology, product or process
32 for purposes of the test program established pursuant to this section
33 shall not be deemed to be a purchase under the provisions of state
34 procurement law. The manufacturer, the marketer or any investor or
35 participant in such business shall maintain records related to such test
36 program, as required by the secretary. All proprietary information
37 derived from such test program shall be exempt from the provisions of
38 subsection (a) of section 1-210 of the general statutes.

39 (c) If the secretary determines that the test program sufficiently
40 demonstrates that the technology, product or process reduces energy
41 usage and costs or reduces dependence on fossil fuels or green house
42 gas emissions, the testing agency may request that the Commissioner
43 of Administrative Services (1) procure such technology for use by any
44 or all state agencies, and (2) make such procurement pursuant to
45 subsection (b) of section 4a-58 of the general statutes.

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

ET *Joint Favorable Subst.*