



General Assembly

February Session, 2010

Governor's Bill No. 26

LCO No. 302

00302_____

Referred to Committee on Finance, Revenue and Bonding

Introduced by:

SEN. MCKINNEY, 28th Dist.

REP. CAFERO, 142nd Dist.

AN ACT CONCERNING THE EXPENDITURES OF THE BOATING ACCOUNT.

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

1 Section 1. Section 15-155 of the 2010 supplement to the general
2 statutes is repealed and the following is substituted in lieu thereof
3 (*Effective July 1, 2010*):

4 [(a)] All revenue received by the state, annually, for the twelve-
5 month period from November first to October thirty-first, inclusive, in
6 fees for the numbering and registration of vessels under section 15-144
7 shall be paid to the Treasurer and [distributed as follows: (1) Any
8 balance in excess of the amounts required under subdivision (2) of this
9 subsection, shall be deposited in the boating account established
10 pursuant to subsection (b) of this section and (2) an amount equal to
11 the amount of property tax paid on vessels on the assessment list of
12 October 1, 1978, in each town, as defined in section 15-127, to the
13 extent such revenue is sufficient, shall be distributed to such towns in
14 lieu of property tax on vessels in the manner set forth and as

15 determined by section 15-155e. In the event that total revenue from
16 such fees for any period of twelve months from November first to
17 October thirty-first next following, inclusive, is less than the amount
18 necessary to make such distribution equivalent to the total of certain
19 property taxes paid on vessels in each town, as provided under
20 subdivision (2) of this subsection, the additional amount necessary to
21 provide for such payment in full shall be allocated for such purpose
22 from any unallocated funds in the boating account, as determined
23 immediately following the end of such period of twelve months]
24 allocated to the General Fund.

25 [(b) There is established an account to be known as the "boating
26 account" which shall be a separate, nonlapsing account within the
27 General Fund. The account shall contain any moneys required by law
28 to be deposited in the account.

29 (c) The boating account shall be used for the following purposes: (1)
30 All expenses incurred by the Commissioner of Motor Vehicles and the
31 Commissioner of Environmental Protection in the administration and
32 enforcement of this part and the laws and regulations of the state
33 respecting boating safety and water pollution from vessels, and any
34 payments in accordance with subsection (a) of this section that may be
35 necessary for purposes of the distribution to towns in lieu of property
36 tax on vessels. (2) Expenditures for boating safety, boating education,
37 marine patrols and enforcement training programs, and for the
38 acquisition, construction, maintenance and improvement of
39 recreational and navigational facilities related to boating. (3) Any town
40 which incurs expenses in the enforcement of this part or any law or
41 regulation of the state respecting boating safety, vessel theft prevention
42 or recovery, search and rescue or water pollution from vessels shall be
43 entitled to reimbursement from such moneys in said account as are not
44 provided for under subdivision (2) of this subsection. On or before the
45 first day of December each year, each town desiring such
46 reimbursement shall submit its request to the Commissioner of
47 Environmental Protection with a verified statement of expenses so

48 incurred during the preceding year. Upon receipt of such request on a
49 form prescribed by the Commissioner of Environmental Protection
50 said commissioner shall allow such expenses as said commissioner
51 finds were reasonable and necessary and shall certify such amounts to
52 the Comptroller for payment to the requesting town. If funds are
53 insufficient to reimburse in full each town so applying, reimbursement
54 shall be made on a pro rata basis. The determination of the amounts
55 available for reimbursement under this subsection shall be made by
56 the Commissioner of Environmental Protection annually in the month
57 of November. (4) The balance of such revenue remaining after
58 payment of the foregoing expenses shall be allocated for use of the
59 several towns for boating safety education and for the construction,
60 maintenance and improvement of boating facilities. Any town desiring
61 to obtain such funds shall apply to the Commissioner of
62 Environmental Protection, giving such information about the proposed
63 use as said commissioner may require. Said commissioner may
64 approve payment to any municipality, in amounts not exceeding two
65 thousand dollars per town per year, upon satisfactory evidence that
66 the proposed use has been approved as prescribed by law by the
67 legislative body of the requesting town, that it is needed for the safety
68 or convenience of the boating public, that it is not in conflict with any
69 program planned or undertaken by any agency of the state and that it
70 will not adversely affect any privately-owned and operated boating
71 facility.

72 (d) The Commissioners of Environmental Protection and Motor
73 Vehicles shall annually on or before December thirty-first, submit
74 separate reports to the joint standing committee of the General
75 Assembly having cognizance of matters relating to state finance,
76 revenue and bonding, on the operation of the boating account. The
77 report shall contain a detailed statement of expenditures related to
78 each of the purposes set forth in subsection (b) for the twelve-month
79 period ending October thirty-first, a projected budget for such
80 purposes for the next succeeding twelve-month period and
81 recommendations, if any, concerning the operation of the account and

82 the boating safety and enforcement programs.]

83 Sec. 2. Sections 15-155d and 15-155e of the 2010 supplement to the
84 general statutes are repealed. (*Effective July 1, 2010*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2010</i>	15-155
Sec. 2	<i>July 1, 2010</i>	Repealer section

Statement of Purpose:

To implement the Governor's budget recommendations.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]