



General Assembly

January Session, 2011

**Governor's Bill No. 6389**

LCO No. 3542

\*03542\_\_\_\_\_\*

Referred to Committee on General Law

Introduced by:

REP. DONOVAN, 84<sup>th</sup> Dist.

REP. SHARKEY, 88<sup>th</sup> Dist.

SEN. WILLIAMS, 29<sup>th</sup> Dist.

SEN. LOONEY, 11<sup>th</sup> Dist.

**AN ACT TRANSFERRING THE RESPONSIBILITIES OF THE DIVISION OF SPECIAL REVENUE, CONSUMER COUNSEL, HEALTHCARE ADVOCATE AND BOARD OF ACCOUNTANCY TO THE DEPARTMENT OF CONSUMER PROTECTION.**

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

1 Section 1. Subsection (a) of section 1-83 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective July*  
3 *1, 2011*):

4 (a) (1) All state-wide elected officers, members of the General  
5 Assembly, department heads and their deputies, members of the  
6 Gaming Policy Board, [the executive director of the Division of Special  
7 Revenue within the Department of Revenue Services,] members or  
8 directors of each quasi-public agency, members of the Investment  
9 Advisory Council, state marshals and such members of the Executive  
10 Department and such employees of quasi-public agencies as the  
11 Governor shall require, shall file, under penalty of false statement, a

12 statement of financial interests for the preceding calendar year with the  
13 Office of State Ethics on or before the May first next in any year in  
14 which they hold such a position. Any such individual who leaves his  
15 or her office or position shall file a statement of financial interests  
16 covering that portion of the year during which such individual held  
17 his or her office or position. The Office of State Ethics shall notify such  
18 individuals of the requirements of this subsection not later than thirty  
19 days after their departure from such office or position. Such  
20 individuals shall file such statement within sixty days after receipt of  
21 the notification.

22 (2) Each state agency, department, board and commission shall  
23 develop and implement, in cooperation with the Office of State Ethics,  
24 an ethics statement as it relates to the mission of the agency,  
25 department, board or commission. The executive head of each such  
26 agency, department, board or commission shall be directly responsible  
27 for the development and enforcement of such ethics statement and  
28 shall file a copy of such ethics statement with the Department of  
29 Administrative Services and the Office of State Ethics.

30 Sec. 2. Subsection (d) of section 1-84 of the general statutes is  
31 repealed and the following is substituted in lieu thereof (*Effective July*  
32 *1, 2011*):

33 (d) No public official or state employee or employee of such public  
34 official or state employee shall agree to accept, or be a member or  
35 employee of a partnership, association, professional corporation or  
36 sole proprietorship which partnership, association, professional  
37 corporation or sole proprietorship agrees to accept any employment,  
38 fee or other thing of value, or portion thereof, for appearing, agreeing  
39 to appear, or taking any other action on behalf of another person  
40 before the Department of Banking, the Claims Commissioner, the  
41 Office of Health Care Access division within the Department of Public  
42 Health, the Insurance Department, the office within the Department of  
43 Consumer Protection that carries out the duties and responsibilities of

44 sections 30-2 to 30-68m, inclusive, the Department of Motor Vehicles,  
45 the State Insurance and Risk Management Board, the Department of  
46 Environmental Protection, the Department of Public Utility Control,  
47 the Connecticut Siting Council [, the Division of Special Revenue  
48 within the Department of Revenue Services, the Gaming Policy Board  
49 within the Division of Special Revenue] or the Connecticut Real Estate  
50 Commission; provided this shall not prohibit any such person from  
51 making inquiry for information on behalf of another before any of said  
52 commissions or commissioners if no fee or reward is given or  
53 promised in consequence thereof. For the purpose of this subsection,  
54 partnerships, associations, professional corporations or sole  
55 proprietorships refer only to such partnerships, associations,  
56 professional corporations or sole proprietorships which have been  
57 formed to carry on the business or profession directly relating to the  
58 employment, appearing, agreeing to appear or taking of action  
59 provided for in this subsection. Nothing in this subsection shall  
60 prohibit any employment, appearing, agreeing to appear or taking  
61 action before any municipal board, commission or council. Nothing in  
62 this subsection shall be construed as applying (1) to the actions of any  
63 teaching or research professional employee of a public institution of  
64 higher education if such actions are not in violation of any other  
65 provision of this chapter, (2) to the actions of any other professional  
66 employee of a public institution of higher education if such actions are  
67 not compensated and are not in violation of any other provision of this  
68 chapter, (3) to any member of a board or commission who receives no  
69 compensation other than per diem payments or reimbursement for  
70 actual or necessary expenses, or both, incurred in the performance of  
71 the member's duties, or (4) to any member or director of a quasi-public  
72 agency. Notwithstanding the provisions of this subsection to the  
73 contrary, a legislator, an officer of the General Assembly or part-time  
74 legislative employee may be or become a member or employee of a  
75 firm, partnership, association or professional corporation which  
76 represents clients for compensation before agencies listed in this  
77 subsection, provided the legislator, officer of the General Assembly or

78 part-time legislative employee shall take no part in any matter  
79 involving the agency listed in this subsection and shall not receive  
80 compensation from any such matter. Receipt of a previously  
81 established salary, not based on the current or anticipated business of  
82 the firm, partnership, association or professional corporation involving  
83 the agencies listed in this subsection, shall be permitted.

84 Sec. 3. Section 12-3b of the general statutes is repealed and the  
85 following is substituted in lieu thereof (*Effective July 1, 2011*):

86 (a) There is created an Abatement Review Committee which shall  
87 consist of the State Comptroller or an employee of the office of the  
88 State Comptroller designated by said Comptroller, the Secretary of the  
89 Office of Policy and Management or an employee of the Office of  
90 Policy and Management designed by said secretary, the Commissioner  
91 of Consumer Protection or an employee of the Department of  
92 Consumer Protection designated by said commissioner and the  
93 Commissioner of Revenue Services or an employee of the Department  
94 of Revenue Services designated by said commissioner. Said committee  
95 shall meet monthly or as often as necessary to approve any abatement,  
96 in whole or in part, of tax, including any penalty or interest payable in  
97 connection therewith, which the Commissioner of Revenue Services or  
98 the [executive director of the Division of Special Revenue]  
99 Commissioner of Consumer Protection is authorized to abate pursuant  
100 to any provision of the general statutes. A majority vote of the  
101 committee shall be required for approval of such abatement.

102 (b) An itemized statement of all abatements approved under this  
103 section shall be available to the public for inspection by any person.

104 (c) The Abatement Review Committee, established pursuant to  
105 subsection (a) of this section, may adopt regulations, in accordance  
106 with chapter 54, establishing guidelines for the abatement of any tax.

107 Sec. 4. Section 12-557b of the general statutes is repealed and the  
108 following is substituted in lieu thereof (*Effective July 1, 2011*):

109 As used in this chapter, and in sections 12-579, 12-580, and in  
110 chapter 226b, unless the context otherwise requires:

111 (a) "Board" means the Gaming Policy Board established under  
112 section 12-557d;

113 [(b) "Executive director" means the executive director of the Division  
114 of Special Revenue within the Department of Revenue Services]

115 (b) "Commissioner" means the Commissioner of Consumer  
116 Protection;

117 [(c) "Division" means the Division of Special Revenue within the  
118 Department of Revenue Services]

119 (c) "Department" means the Department of Consumer Protection;

120 (d) "Business organization" means a partnership, incorporated or  
121 unincorporated association, firm, corporation, trust or other form of  
122 business or legal entity, other than a financial institution regulated by a  
123 state or federal agency which is not exercising control over an  
124 association licensee; and

125 (e) "Control" means the power to exercise authority over or direct  
126 the management and policies of a person or business organization.

127 Sec. 5. Section 12-557c of the general statutes is repealed and the  
128 following is substituted in lieu thereof (*Effective July 1, 2011*):

129 [(a) There shall be a Division of Special Revenue within the  
130 Department of Revenue Services for administrative purposes only. The  
131 Division of Special Revenue shall, in cooperation]

132 (a) The Department of Consumer Protection, in consultation with  
133 the Gaming Policy Board, shall implement and administer the  
134 provisions of [sections] section 7-169 [to 7-186, inclusive,] and this  
135 chapter and chapters 226b and 229a, [under the supervision of an  
136 executive director.]

137 [(b) The Division of Special Revenue shall be under the direction  
138 and control of an executive director who shall be responsible for the  
139 operation of his division. The executive director shall be appointed by  
140 the Governor, with the approval of the General Assembly, and shall be  
141 qualified and experienced in the functions performed by the Division  
142 of Special Revenue. The executive director may appoint a deputy and  
143 an executive assistant for the efficient conduct of the business of the  
144 division. The deputy executive director shall, in the absence or  
145 disqualification of the executive director or on his death, exercise the  
146 powers and duties of the executive director until he resumes his duties  
147 or the vacancy is filled. The deputy executive director and the  
148 executive assistant shall serve at the pleasure of the executive director.  
149 The executive director and the deputy executive director shall not  
150 participate actively in political management and campaigns. Such  
151 activity includes holding office in a political party, political  
152 organization or political club, campaigning for a candidate in a  
153 partisan election by making speeches, writing on behalf of a candidate,  
154 soliciting votes in support of or in opposition to a candidate and  
155 making contributions of time and money to political parties.]

156 [(c)] (b) Whenever the term "Commission on Special Revenue"  
157 occurs or is referred to in the public acts of the 1979 session of the  
158 General Assembly, it shall be deemed to refer to the Division of Special  
159 Revenue within the Department of Business Regulation.

160 Sec. 6. Section 12-557d of the general statutes is repealed and the  
161 following is substituted in lieu thereof (*Effective July 1, 2011*):

162 (a) There shall be a Gaming Policy Board within the [Division of  
163 Special Revenue] Department of Consumer Protection. Said board  
164 shall consist of five members appointed by the Governor with the  
165 advice and consent of both houses of the General Assembly. Not more  
166 than three members of said board in office at any one time shall be  
167 members of the same political party. On or before July 1, 1979, the  
168 Governor shall nominate three members who shall serve until July 1,

169 1981, and two members who shall serve until July 1, 1983. The General  
170 Assembly shall confirm or reject such nominations in the manner  
171 prescribed by section 4-7 before adjournment sine die of the 1979  
172 regular session, except that if the nominations cannot be acted on by  
173 both houses of the General Assembly during said regular session, the  
174 General Assembly shall confirm or reject the nominations at a special  
175 session which shall be called, notwithstanding sections 2-6 and 2-7,  
176 immediately following adjournment sine die of the 1979 session  
177 reconvened in accordance with article third of the amendments to the  
178 Constitution of Connecticut, except that if no session is held pursuant  
179 to said article, the General Assembly shall meet in special session,  
180 notwithstanding sections 2-6 and 2-7, not later than August 1, 1979, to  
181 confirm or reject such nominations. Any special session called  
182 pursuant to this section shall be held for the sole purpose of  
183 confirming or rejecting the initial nominations made by the Governor  
184 to the board. Thereafter members shall serve for a term of four years  
185 and the procedure prescribed by section 4-7 shall apply to such  
186 appointments, except that the Governor shall submit such nominations  
187 on or before May first, and both houses shall confirm or reject the  
188 nominations before adjournment sine die. Members shall receive fifty  
189 dollars per day for each day they are engaged in the business of the  
190 board and shall be reimbursed for necessary expenses incurred in the  
191 performance of their duties. The [executive director] commissioner  
192 shall serve on the board ex officio without voting rights.

193 (b) To insure the highest standard of legalized gambling regulation  
194 at least four of the board members shall have training or experience in  
195 at least one of the following fields: Corporate finance, economics, law,  
196 accounting, law enforcement, computer science or the pari-mutuel  
197 industry. At least two of these fields shall be represented on the board  
198 at any one time.

199 (c) No board member shall accept any form of employment by a  
200 business organization regulated under this chapter for a period of two  
201 years following the termination of his service as a board member.

202 (d) No board member shall engage in any oral ex parte  
203 communications with any representative, agent, officer or employee of  
204 any business organization regulated under this chapter concerning any  
205 matter pending or impending before the board.

206 (e) The members of the board shall not participate actively in  
207 political management and campaigns. Such activity includes holding  
208 office in a political party, political organization or political club,  
209 campaigning for a candidate in a partisan election by making speeches,  
210 writing on behalf of a candidate, soliciting votes in support of or in  
211 opposition to a candidate and making contributions of time and  
212 money to political parties.

213 (f) The [Division of Special Revenue] Department of Consumer  
214 Protection shall provide staff support for the board.

215 Sec. 7. Section 12-557e of the general statutes is repealed and the  
216 following is substituted in lieu thereof (*Effective July 1, 2011*):

217 The Gaming Policy Board shall work in cooperation with the  
218 [Division of Special Revenue] Department of Consumer Protection to  
219 implement and administer the provisions of this chapter [,] and  
220 chapters 226b and 229a and [sections] section 7-169. [to 7-186,  
221 inclusive.] In carrying out its duties the board shall be responsible for:  
222 (1) Approving, suspending or revoking licenses issued under  
223 subsection (a) of section 12-574; (2) approving contracts for facilities,  
224 goods, components or services necessary to carry out the provisions of  
225 section 12-572; (3) setting racing and jai alai meeting dates, except that  
226 the board may delegate to [the executive director] designated staff the  
227 authority for setting make-up performance dates within the period of a  
228 meeting set by the board; (4) imposing fines on licensees under  
229 subsection (j) of section 12-574; (5) approving the types of pari-mutuel  
230 betting to be permitted; (6) advising the [executive director]  
231 commissioner concerning the conduct of off-track betting facilities; (7)  
232 assisting the [executive director] commissioner in developing  
233 regulations to carry out the provisions of this chapter, chapters 226b

234 and 229a and [sections] section 7-169 [to 7-186, inclusive,] and  
235 approving such regulations prior to their adoption; (8) hearing all  
236 appeals taken under subsection (k) of section 7-169, [subsection (h) of  
237 section 7-169h, subsection (c) of section 7-181,] subsection (j) of section  
238 12-574 and section 12-815a; and (9) advising the Governor on state-  
239 wide plans and goals for legalized gambling.

240 Sec. 8. Section 12-562 of the general statutes is repealed and the  
241 following is substituted in lieu thereof (*Effective July 1, 2011*):

242 (a) Except as provided in subsection (b) of this section, the  
243 [executive director] commissioner shall have power to enforce the  
244 provisions of this chapter and chapter 226b, and with the advice and  
245 consent of the board, shall adopt all necessary regulations for that  
246 purpose and for carrying out, enforcing and preventing violation of  
247 any of the provisions of this chapter, for the inspection of licensed  
248 premises or enterprises, for insuring proper, safe and orderly conduct  
249 of licensed premises or enterprises and for protecting the public  
250 against fraud or overcharge. The [executive director] commissioner  
251 shall have power generally to do whatever is reasonably necessary for  
252 the carrying out of the intent of this chapter; and may call upon other  
253 administrative departments of the state government and of municipal  
254 governments for such information and assistance as he or she deems  
255 necessary to the performance of his or her duties.

256 (b) The special policemen in the [Division of Special Revenue]  
257 Department of Consumer Protection and the legalized gambling  
258 investigative unit in the Division of State Police within the Department  
259 of Public Safety shall be responsible for the criminal enforcement of the  
260 provisions of [sections] section 7-169, [to 7-186, inclusive,] this chapter  
261 and chapters 226b and 229a. They shall have the powers and duties  
262 specified in section 29-7c.

263 Sec. 9. Section 12-563a of the general statutes is repealed and the  
264 following is substituted in lieu thereof (*Effective July 1, 2011*):

265 The [executive director of the Division of Special Revenue]  
266 Department of Consumer Protection shall, within available resources,  
267 prepare and distribute informational materials designed to inform the  
268 public of the programs available for the prevention, treatment and  
269 rehabilitation of compulsive gamblers in this state. The [executive  
270 director] commissioner shall require any person or business  
271 organization which is licensed to sell lottery tickets, operate an off-  
272 track betting system or conduct wagering on racing events or jai alai  
273 games, to display such informational materials at each licensed  
274 premise.

275 Sec. 10. Section 12-564a of the general statutes is repealed and the  
276 following is substituted in lieu thereof (*Effective July 1, 2011*):

277 [The executive director of the Division of Special Revenue] The  
278 Commissioner of Consumer Protection shall submit a report to the  
279 Commissioner of Public Safety and the joint standing committee of the  
280 General Assembly having cognizance of matters relating to legalized  
281 gambling, not later than the fifteenth business day of each month,  
282 which report shall set forth a detailed statement of (1) any  
283 investigations conducted by the [Division of Special Revenue]  
284 Department of Consumer Protection in the previous month, and (2)  
285 such arrest data as the commissioner or committee may require,  
286 including, but not limited to, the number of arrests made by the special  
287 policemen in the security unit of the [Division of Special Revenue]  
288 Department of Consumer Protection.

289 Sec. 11. Section 12-568a of the general statutes is repealed and the  
290 following is substituted in lieu thereof (*Effective July 1, 2011*):

291 The [Division of Special Revenue] Department of Consumer  
292 Protection shall adopt regulations, in accordance with chapter 54, for  
293 the purpose of assuring the integrity of the state lottery, concerning the  
294 regulation of the state lottery under the operation and management of  
295 the Connecticut Lottery Corporation. Such regulations shall include:  
296 (1) The licensing of employees of the Connecticut Lottery Corporation

297 and any person or business organization awarded the primary contract  
298 by said corporation to provide facilities, components, goods or services  
299 which are necessary for the operation of the activities authorized by  
300 chapter 229a; (2) the approval of procedures of the corporation; (3) the  
301 time period for complying with the regulations governing said  
302 approval of procedures; (4) offerings of lottery games; (5) minimum  
303 prize payouts and payments; (6) regulation of lottery sales agents  
304 including qualifications for licensure and license suspension and  
305 revocation; (7) assurance of the integrity of the state lottery including  
306 the computer gaming system, computer internal control and system  
307 testing; and (8) limitations on advertising and marketing content to  
308 assure public information as to the odds of winning the lottery and the  
309 prohibition of sales of tickets to minors.

310 Sec. 12. Section 12-569b of the general statutes is repealed and the  
311 following is substituted in lieu thereof (*Effective July 1, 2011*):

312 (a) Notwithstanding the provisions of section 12-3a, the [executive  
313 director of the Division of Special Revenue] Commissioner of  
314 Consumer Protection shall establish a settlement initiative program for  
315 any lottery sales agent who owes moneys received from the sale of  
316 lottery tickets, provided a delinquency assessment has been imposed  
317 prior to October 1, 2010, against such agent by the executive director of  
318 the former Division of Special Revenue in accordance with section 12-  
319 569. [The executive director shall send written notification not later  
320 than November 1, 2010, to all eligible lottery sales agents of their  
321 eligibility to participate in the program. The settlement initiative  
322 program shall be conducted during the period of October 1, 2010, to  
323 December 31, 2010, inclusive.]

324 (b) An eligible lottery sales agent shall have sixty days from the date  
325 of such agent's receipt of written notification in accordance with  
326 subsection (a) of this section to pay in full the amount owed, minus  
327 fifty per cent of the interest owed. In making such payment, the lottery  
328 sales agent shall waive all of such agent's administrative and judicial

329 rights of appeal that have not run or otherwise expired as of the date  
330 payment is made. No payment made by an eligible lottery sales agent  
331 under the program shall be refunded or credited to such eligible  
332 lottery sales agent.

333 (c) If an eligible lottery sales agent, who has received written  
334 notification in accordance with subsection (a) of this section, fails to  
335 make a payment in accordance with subsection (b) of this section  
336 within sixty days, such eligible lottery sales agent shall no longer be  
337 eligible to participate in the settlement initiative program. The  
338 [executive director] commissioner shall retain any payments made and  
339 apply such payments against any moneys owed by such eligible  
340 lottery sales agent.

341 (d) The [executive director] commissioner shall deposit all moneys  
342 collected from the settlement initiative program into the General Fund.

343 [(e) Nothing in this section shall entitle any eligible lottery sales  
344 agent to a refund or credit of any amount paid to the Division of  
345 Special Revenue prior to the executive director's written notification in  
346 accordance with subsection (a) of this section.]

347 [(f)] (e) Notwithstanding any provision of the general statutes, the  
348 [executive director] commissioner may do all things necessary in order  
349 to provide for the timely implementation of this section.

350 Sec. 13. Section 12-571 of the general statutes is repealed and the  
351 following is substituted in lieu thereof (*Effective July 1, 2011*):

352 (a) The [executive director of the Division of Special Revenue]  
353 Commissioner of Consumer Protection shall enter into negotiations  
354 with a person or business organization for the award of a contract of  
355 sale of the off-track betting system including, but not limited to, the  
356 assets and liabilities of the system and the right to operate the system.  
357 Such contract of sale shall authorize the purchaser of the system to  
358 establish and conduct a system of off-track betting on races held within

359 or without the state pursuant to the provisions of this chapter. All  
360 proceeds derived from such sale shall be deposited as provided in  
361 section 39 of public act 93-332. Until the effective date of transfer of  
362 ownership of the off-track betting system, the [executive director]  
363 commissioner shall establish and conduct systems of off-track betting  
364 on races held within or without the state pursuant to the provisions of  
365 this chapter. It is hereby declared that off-track betting on races  
366 conducted under the administration or regulatory authority of the  
367 [division] department in the manner and subject to the conditions of  
368 this chapter shall be lawful notwithstanding the provisions of any  
369 other law, general, special or municipal, including any law prohibiting  
370 or restricting lotteries, bookmaking or any other kind of gambling, it  
371 being the purpose of this chapter to derive from such betting, as  
372 authorized by this chapter, a reasonable revenue for the support of  
373 state government and to prevent and curb unlawful bookmaking and  
374 illegal betting on races.

375 (b) Until the effective date of transfer of ownership of the off-track  
376 betting system, the [executive director] commissioner, with the advice  
377 and consent of the board, shall adopt rules and regulations, consistent  
378 with this chapter, establishing and governing the permitted method or  
379 methods of operation of the system of off-track betting.

380 Sec. 14. Section 12-571a of the general statutes is repealed and the  
381 following is substituted in lieu thereof (*Effective July 1, 2011*):

382 (a) The [Division of Special Revenue] Department of Consumer  
383 Protection and the Gaming Policy Board shall not operate or authorize  
384 the operation of more than eighteen off-track betting branch facilities,  
385 except that the [division] department and the board may operate or  
386 authorize the operation of any off-track betting facility approved prior  
387 to December 31, 1986, by the legislative body of a municipality in  
388 accordance with subsection (a) of section 12-572. Any facility approved  
389 prior to December 31, 1986, shall be included within the eighteen  
390 branch facilities authorized by this subsection.

391 (b) The eighteen off-track betting branch facilities authorized by  
392 subsection (a) of this section may include fifteen facilities which have  
393 screens for the simulcasting of off-track betting race programs or jai  
394 alai games and other amenities including, but not limited to,  
395 restaurants and concessions, provided, on and after June 21, 2010, the  
396 fifteen facilities which have simulcasting shall be located in the town  
397 and city of New Haven, the town of Windsor Locks, the town of East  
398 Haven, the town and city of Norwalk, the town and city of Hartford,  
399 the town and city of New Britain, the town and city of Bristol, the town  
400 and city of Torrington, the town and city of Waterbury, the town and  
401 city of Milford, the town and city of New London, the town of  
402 Manchester, the town of Windham, the town of Putnam and in the  
403 town and city of Bridgeport. The location of each such facility and the  
404 addition of simulcasting capability to any existing off-track betting  
405 facility that did not previously have such capability (1) shall be  
406 approved by the [executive director] commissioner with the consent of  
407 the Gaming Policy Board, and (2) shall be subject to the prior approval  
408 of the legislative body of the town in which such facility is located or is  
409 proposed to be located. The [division] department shall report  
410 annually to the joint standing committee of the General Assembly  
411 having cognizance of matters relating to legalized gambling on the  
412 status of the establishment or improvement of the off-track betting  
413 branch facility pursuant to this subsection.

414 Sec. 15. Section 12-574 of the general statutes is repealed and the  
415 following is substituted in lieu thereof (*Effective July 1, 2011*):

416 (a) No person or business organization may conduct a meeting at  
417 which racing or the exhibition of jai alai is permitted for any stake,  
418 purse or reward or operate the off-track betting system unless such  
419 person or business organization is licensed as an association licensee  
420 by the board. Any such licensee authorized to conduct a meeting or  
421 operate the off-track betting system shall indemnify and save harmless  
422 the state of Connecticut against any and all actions, claims, and  
423 demands of whatever kind or nature which the state may sustain or

424 incur by reason or in consequence of issuing such license.

425 (b) No business organization, other than a shareholder in a publicly  
426 traded corporation, may exercise control in or over an association  
427 licensee unless such business organization is licensed as an affiliate  
428 licensee by the board as provided in subdivision (1) of subsection (h) of  
429 this section.

430 (c) No person or business organization may operate any concession  
431 at any meeting at which racing or the exhibition of jai alai is permitted  
432 or any concession which is allied to an off-track betting facility unless  
433 such person or business organization is licensed as a concessionaire  
434 licensee by the [executive director] commissioner.

435 (d) No person or business organization awarded the primary  
436 contract by an association licensee to provide facilities, components,  
437 goods or services which are necessary for the operation of the activities  
438 authorized by the provisions of section 12-572 may do so unless such  
439 person or business organization is licensed as a vendor licensee by the  
440 [executive director] commissioner.

441 (e) No person or business organization may provide totalizator  
442 equipment and services to any association licensee for the operation of  
443 a pari-mutuel system unless such person or business organization is  
444 licensed as a totalizator licensee by the [executive director]  
445 commissioner.

446 (f) No business organization, other than a shareholder in a publicly  
447 traded corporation, may exercise control in or over a concessionaire,  
448 vendor or totalizator licensee unless such business organization is  
449 licensed as an affiliate licensee by the [executive director]  
450 commissioner.

451 (g) No person may participate in this state in any activity permitted  
452 under this chapter as an employee of an association, concessionaire,  
453 vendor, totalizator or affiliate licensee unless such person is licensed as

454 an occupational licensee by the [executive director] commissioner.  
455 Whether located in or out of this state no officer, director, partner,  
456 trustee or owner of a business organization which obtains a license in  
457 accordance with this section may continue in such capacity unless such  
458 officer, director, partner, trustee or owner is licensed as an  
459 occupational licensee by the [executive director] commissioner. An  
460 occupational license shall also be obtained by any shareholder, key  
461 executive, agent or other person connected with any association,  
462 concessionaire, vendor, totalizator or affiliate licensee, who in the  
463 judgment of the [executive director] commissioner will exercise control  
464 in or over any such licensee. Such person shall apply for a license not  
465 later than thirty days after the [executive director] commissioner  
466 requests him or her, in writing, to do so. The [executive director]  
467 commissioner shall complete his or her investigation of an applicant  
468 for an occupational license and notify such applicant of his or her  
469 decision to approve or deny the application within one year after its  
470 receipt. Such period may be extended by the board upon a showing of  
471 good cause by the [executive director] commissioner, after giving the  
472 applicant a reasonable opportunity for a hearing before the board.

473 (h) (1) The board shall issue affiliate of association licenses to  
474 qualified business organizations. (2) The [executive director]  
475 commissioner shall issue affiliate of concessionaire licenses to qualified  
476 business organizations.

477 (i) In determining whether to grant a license the board or the  
478 [executive director] commissioner may require the applicant to submit  
479 information as to: Financial standing and credit; moral character;  
480 criminal record, if any; previous employment; corporate, partnership  
481 or association affiliations; ownership of personal assets; and such other  
482 information as it or he or she deems pertinent to the issuance of such  
483 license. The [executive director] commissioner may reject for good  
484 cause an application for a license, and he or she, the deputy [executive  
485 director] commissioner, the executive assistant, any unit head or any  
486 assistant unit head authorized by the [executive director]

487 commissioner may suspend or revoke for good cause any license  
488 issued by him or her after a hearing held in accordance with chapter  
489 54. In addition, if any affiliate licensee licensed by the [executive  
490 director] commissioner fails to comply with the provisions of this  
491 chapter the [executive director] commissioner, after a hearing held in  
492 accordance with chapter 54, may revoke or suspend the license of any  
493 one or more of the following related licensees: Concessionaire, vendor  
494 or totalizator, and may fine any one or more of said licensees in an  
495 amount not to exceed two thousand five hundred dollars. Any licensee  
496 whose license is suspended or revoked, or any applicant aggrieved by  
497 the action of the [executive director] commissioner concerning an  
498 application for a license may appeal not later than fifteen days after  
499 such decision to the board in accordance with subsection (j) of this  
500 section.

501 (j) The [executive director] commissioner, with the advice and  
502 consent of the board shall adopt regulations governing the operation  
503 of the off-track betting system and facilities, tracks, stables, kennels  
504 and frontons, including the regulation of betting in connection  
505 therewith, to insure the integrity and security of the conduct of  
506 meetings and the broadcast of racing events held pursuant to this  
507 chapter. Such regulations shall include provision for the imposition of  
508 fines and suspension of licenses for violations thereof. Prior to the  
509 adoption of any regulations concerning the treatment of animals at any  
510 dog race track, the [executive director] commissioner shall notify the  
511 National Greyhound Association of the contents of such regulations  
512 and of its right to request a hearing pursuant to chapter 54. The board  
513 shall have the authority to impose a fine of up to seventy-five  
514 thousand dollars for any violation of such regulations by a licensee  
515 authorized to conduct a meeting or operate the off-track betting system  
516 under this section and a fine of up to five thousand dollars for any  
517 violation of such regulations by any other licensee. The [executive  
518 director] commissioner shall have the authority to impose a fine of up  
519 to two thousand five hundred dollars for any such violation by any  
520 licensee licensed by him or her and the stewards or judges of a meeting

521 acting in accordance with such regulations shall have the authority to  
522 impose a fine of up to five hundred dollars for any such violation by  
523 such licensee, and the players' manager of a jai alai exhibition acting in  
524 accordance with such regulations shall have the authority to  
525 recommend to the judges that a fine should be considered for a player  
526 who may have violated such regulations. The board may delegate to  
527 the stewards and judges of a meeting the power to suspend the license  
528 of any occupational licensee employed in this state by an association  
529 licensee for a period not to exceed sixty days for any violation of such  
530 regulations. If any license is suspended, such stewards and judges of a  
531 meeting shall state the reasons therefor in writing. All fines imposed  
532 pursuant to this section shall be paid over to the General Fund upon  
533 receipt by the [division] department. Any person or business  
534 organization fined or suspended by an authority other than the board  
535 or any licensee or applicant for a license aggrieved by a decision of the  
536 [executive director] commissioner under subsection (i) shall have a  
537 right of appeal to the board for a hearing. All hearings, other than  
538 appellate hearings before the board, shall be conducted pursuant to  
539 chapter 54. Any person or business organization aggrieved by a  
540 decision of the board shall have a right of appeal pursuant to section 4-  
541 183.

542 (k) The [executive director] commissioner shall have the power to  
543 require that the books and records of any licensee, other than an  
544 occupational licensee, shall be maintained in any manner which he or  
545 she may deem best, and that any financial or other statements based on  
546 such books and records shall be prepared in accordance with generally  
547 accepted accounting principles in such form as he or she shall  
548 prescribe. The [executive director] commissioner or his or her designee  
549 shall also be authorized to visit, to investigate and to place expert  
550 accountants and such other persons as he or she may deem necessary,  
551 in the offices, tracks, frontons, off-track betting facilities or places of  
552 business of any such licensee, for the purpose of satisfying himself or  
553 herself that the [division's] department's regulations are strictly  
554 complied with.

555 (l) The [executive director] commissioner may at any time for good  
556 cause require the removal of any employee or official employed by any  
557 licensee hereunder.

558 (m) The board shall have the right to reject any application for a  
559 license for good cause and the action of the board as to the license and  
560 the meeting dates assigned shall be final, provided any person or  
561 business organization aggrieved by the action of the board concerning  
562 an application for a license may appeal such decision in accordance  
563 with section 4-183. The board shall, as far as practicable, avoid conflicts  
564 in the dates assigned for racing or the exhibition of the game of jai alai  
565 in the state. Any license granted under the provisions of this chapter is  
566 a revocable privilege and no licensee shall be deemed to have acquired  
567 any vested rights based on the issuance of such license. Any such  
568 license shall be subject to the regulations set forth by the [executive  
569 director] commissioner with the advice and consent of the board. Any  
570 license issued by the board shall be subject to suspension or revocation  
571 for good cause, after giving the licensee a reasonable opportunity for a  
572 hearing before the board, at which he or she shall have the right to be  
573 represented by counsel. In addition, if any affiliate licensee licensed by  
574 the board fails to comply with the provisions of this chapter the board,  
575 after a hearing held in accordance with chapter 54, may revoke or  
576 suspend the license of the related association licensee and may fine the  
577 related association licensee in an amount not to exceed seventy-five  
578 thousand dollars or both. If any license is suspended or revoked the  
579 board shall state the reasons for such suspension or revocation and  
580 cause an entry of such reasons to be made on the record books of the  
581 board. Any licensee aggrieved by the action of the board may appeal  
582 therefrom in accordance with section 4-183.

583 (n) The appropriate licensing authority may, on its own motion or  
584 upon application, exempt any person or business organization from  
585 the licensing requirements of this chapter or some or all of the  
586 disclosure requirements of chapter 226b, provided the applicant does  
587 not exercise control in or over an integral part of any activity which is

588 authorized under this chapter. The burden of proving that an  
589 exemption should be granted rests solely with the applicant. The  
590 licensing authority making the determination may limit or condition  
591 the terms of an exemption and such determination shall be final.

592 (o) Any person aiding or abetting in the operation of an off-track  
593 betting system or the conduct of any meeting within this state at which  
594 racing or the exhibition of the game of jai alai shall be permitted for  
595 any stake, purse or reward, except in accordance with a license duly  
596 issued and unsuspended or unrevoked by the board or the [executive  
597 director] commissioner, shall be guilty of a class A misdemeanor.

598 (p) The majority of the membership of the board of directors of any  
599 corporation licensed to operate the off-track betting system or to hold  
600 or conduct any meeting within the state of Connecticut at which racing  
601 or the exhibition of the game of jai alai shall be permitted for any stake,  
602 purse or reward, shall be residents of the state of Connecticut.

603 (q) Any license granted under this section other than a license  
604 issued by the board shall be effective for not more than one year from  
605 the date of issuance. Initial application for and renewal of any license  
606 shall be in such form and manner as the [executive director]  
607 commissioner shall, by regulation adopted with the advice and  
608 consent of the board, prescribe.

609 (r) Any person or business organization issued a license to conduct  
610 dog racing shall establish a pet adoption program for the proper  
611 housing and care of retired greyhounds and shall provide financial  
612 support for such program and any facility operated to implement such  
613 program.

614 (s) Any person or business organization issued a license to conduct  
615 dog racing pursuant to subsection (c) of section 12-574c shall employ  
616 persons who, at the time of employment, are recipients of assistance  
617 under the state-administered general assistance program, state  
618 supplement program, medical assistance program, temporary family

619 assistance program or supplemental nutrition assistance program to  
620 fill not less than twenty per cent of the positions created by the  
621 conversion of a jai alai fronton to a dog race track if such persons have  
622 been trained for such employment by public or publicly funded  
623 agencies in coordination with such licensee.

624 (t) Any person or business organization issued a license to conduct  
625 dog racing pursuant to subsection (c) of section 12-574c shall provide  
626 an on-site day care facility for use by employees of the dog race track.  
627 Such licensee shall employ persons who, at the time of employment,  
628 are recipients of aid under chapter 302 or 308 to fill not less than fifty  
629 per cent of the positions at such day care facility if such persons have  
630 been trained for such employment by public or publicly-funded  
631 agencies in coordination with such licensee.

632 (u) Notwithstanding any other provisions of this chapter to the  
633 contrary, any person or business organization issued a license to  
634 conduct dog racing may operate on a year-round basis and may  
635 conduct such number of performances as it may elect, provided the  
636 total number of such performances does not exceed five hundred and  
637 eighty performances in any calendar year.

638 Sec. 16. Section 12-574c of the general statutes is repealed and the  
639 following is substituted in lieu thereof (*Effective July 1, 2011*):

640 (a) The [Division of Special Revenue] Department of Consumer  
641 Protection or the Gaming Policy Board shall not issue a license  
642 authorizing any person, firm, corporation or association to conduct  
643 horse racing, dog racing or jai alai events.

644 (b) Notwithstanding the provisions of subsection (a) of this section,  
645 the [division] department or the board may renew any license issued  
646 prior to May 23, 1979, or issue such a license to a currently operating  
647 facility.

648 (c) (1) Notwithstanding the provisions of subsection (a) of this

649 section, the [division] department or the board may, on or after July 5,  
650 1991, issue one additional license authorizing a person or business  
651 organization to conduct dog racing to a person or business  
652 organization holding a license to conduct jai alai events or to the  
653 successor of such business organization upon the surrender of the  
654 license to conduct jai alai events. (2) No license issued pursuant to this  
655 subsection shall provide for the operation of any dog race track prior  
656 to October 1, 1992, unless the licensee agrees to fully reimburse the  
657 state for all costs associated with the licensing and operation of such  
658 track prior to June 30, 1992.

659 (d) No licensee shall move any horse race track, dog race track or jai  
660 alai fronton to any municipality other than the municipality in which  
661 such facility was located on July 5, 1991.

662 Sec. 17. Section 12-574d of the general statutes is repealed and the  
663 following is substituted in lieu thereof (*Effective July 1, 2011*):

664 (a) The [executive director of the Division of Special Revenue]  
665 Commissioner of Consumer Protection may order the random  
666 collection and testing of urine specimens from racing dogs following a  
667 race or at any time during a meet conducted by any licensee  
668 authorized to conduct dog racing events under the pari-mutuel  
669 system. If the [executive director] commissioner determines from such  
670 random testing that the integrity of dog racing events may be  
671 compromised, the [executive director] commissioner may order the  
672 conduct of more frequent testing at one or more dog race tracks for  
673 such period of time as the [executive director] commissioner deems  
674 necessary or advisable. The [executive director] commissioner shall  
675 determine the laboratory responsible for the conduct of such testing  
676 and the amount of the fee for such test which shall be based upon the  
677 actual cost of such test and which shall be payable on a basis  
678 determined by the [executive director] commissioner. Each such  
679 licensee shall pay such fee directly to such laboratory with respect to  
680 racing dogs at its dog race track.

681 (b) The [executive director] commissioner shall adopt regulations, in  
682 accordance with the provisions of chapter 54, to implement the  
683 provisions of subsection (a) of this section. The [executive director]  
684 commissioner may implement policies and procedures necessary to  
685 carry out the provisions of subsection (a) of this section while in the  
686 process of adopting regulations, provided the [executive director]  
687 commissioner prints notice of intent to adopt the regulations in the  
688 Connecticut Law Journal within twenty days after implementation.  
689 Such policies and procedures shall be valid until the time final  
690 regulations are effective.

691 Sec. 18. Section 12-575 of the general statutes is repealed and the  
692 following is substituted in lieu thereof (*Effective July 1, 2011*):

693 (a) The board may permit at racing events, exhibitions of the game  
694 of jai alai licensed under the provisions of this chapter or at off-track  
695 betting facilities, betting under a pari-mutuel system, so called,  
696 including standard pari-mutuel, daily double, exacta, quinella, trifecta,  
697 superfecta, twin trifecta, pick four and pick six betting, and such other  
698 forms of multiple betting as the board may determine.

699 (b) The pari-mutuel system, so called, shall not be used or permitted  
700 at any location other than the race track at which the racing event is  
701 licensed to be conducted or the fronton at which the game of jai alai is  
702 licensed to be played or at an off-track betting facility operated by the  
703 [division] department or by a licensee authorized to operate the off-  
704 track betting system. A computerized electronic totalizator system,  
705 approved by the [executive director] commissioner, shall be used to  
706 conduct pari-mutuel wagering at each racing or jai alai event. A  
707 computerized electronic totalizator system approved by the [executive  
708 director] commissioner and, where authorized by subsection (b) of  
709 section 12-571a, and approved by the [executive director]  
710 commissioner, a simulcast system shall be used to conduct pari-mutuel  
711 wagering and simulcasting of off-track betting race programs at off-  
712 track betting facilities. The [executive director] commissioner may

713 require any licensee to submit information concerning the daily  
714 operation of such totalizator or simulcast system which he or she  
715 deems necessary for the effective administration of this chapter,  
716 including records of all wagering transactions, in such form and  
717 manner as he or she shall prescribe.

718 (c) (1) Except as provided in subdivision (2) of this subsection, each  
719 licensee conducting horse racing events under the pari-mutuel system  
720 shall distribute all sums deposited in any pari-mutuel program to the  
721 holders of winning tickets therein, less seventeen per cent of the total  
722 deposits plus the breakage to the dime of the amount so retained; each  
723 licensee conducting jai alai events shall distribute all sums deposited in  
724 any pari-mutuel program to the holders of winning tickets therein, less  
725 a maximum of eighteen per cent of the deposits in the win, place or  
726 show pools and less a maximum of twenty-three per cent of the  
727 deposits in all other pools plus the breakage to the dime of the amount  
728 so retained; each licensee conducting dog racing events shall distribute  
729 all sums deposited in any pari-mutuel program to the holders of  
730 winning tickets therein, less a maximum of nineteen per cent of the  
731 deposits in the win, place or show pools and less a maximum of  
732 twenty-seven per cent of the deposits in all other pools plus the  
733 breakage to the dime of the amount so retained, or, shall distribute all  
734 sums deposited in all of its pari-mutuel programs conducted on any  
735 day to the holders of winning tickets therein less twenty per cent of the  
736 total deposits plus the breakage to the dime of the amount so retained,  
737 provided on and after July 1, 1992, each licensee conducting dog racing  
738 events on July 5, 1991, shall allocate four per cent of all sums deposited  
739 in any pari-mutuel program to purses, one-quarter of one per cent to  
740 capital expenditures for alterations, additions, replacement changes,  
741 improvements or major repairs to or upon the property owned or  
742 leased by any such licensee and used for such racing events, and one-  
743 quarter of one per cent to promotional marketing, to reduce the costs  
744 of admission, programs, parking and concessions and to offer  
745 entertainment and giveaways. Each licensee conducting dog racing  
746 events shall, on an annual basis, submit to the [division] department

747 certified financial statements verifying the use of such allocations for  
 748 purses, capital improvements and promotional marketing. (2) Each  
 749 licensee conducting racing or jai alai events may carry over all or a  
 750 portion of the sums deposited in any pari-mutuel program, less the  
 751 amount retained as herein provided, in the twin trifecta, pick four or  
 752 pick six pari-mutuel pool to another pool, including a pool in a  
 753 succeeding performance.

754 (d) Each licensee conducting horse racing events under the pari-  
 755 mutuel system shall pay to the state, and there is hereby imposed: (1)  
 756 A tax on the total money wagered in the pari-mutuel pool on each and  
 757 every day the licensee conducts racing events, pursuant to the  
 758 following schedule:

T1	Total Wagered	Tax
T2	0 to \$100,001	3.25% on the entire pool
T3	\$100,001 to \$200,001	3.75% on the entire pool
T4	\$200,001 to \$300,001	4.25% on the entire pool
T5	\$300,001 to \$400,001	4.75% on the entire pool
T6	\$400,001 to \$500,001	5.25% on the entire pool
T7	\$500,001 to \$600,001	5.75% on the entire pool
T8	\$600,001 to \$700,001	6.25% on the entire pool
T9	\$700,001 to \$800,001	6.75% on the entire pool
T10	\$800,001 to \$900,001	7.25% on the entire pool
T11	\$900,001 to \$1,000,001	7.75% on the entire pool
T12	\$1,000,001 and over	8.75% on the entire pool

759 and (2) a tax equal to one-half of the breakage to the dime resulting  
 760 from such wagering. The [executive director] commissioner, with the  
 761 advice and consent of the board, shall by regulation designate the  
 762 percentage of the difference between the seventeen per cent specified  
 763 in subsection (c), and the tax specified in this subsection which shall be

764 allocated as prize or purse money for the horses racing at each facility.

765 (e) Each licensee conducting dog racing events under the pari-  
766 mutuel system shall pay to the state, and there is hereby imposed: (1)  
767 (A) A tax at the rate of two per cent on the total money wagered in the  
768 pari-mutuel pool on each and every day the licensee conducts racing  
769 events or (B) on or after July 1, 1993, in the case of any licensee licensed  
770 prior to July 5, 1991, (i) a tax at the rate of two per cent on any amount  
771 up to and including fifty million dollars of the total money wagered in  
772 the pari-mutuel pool in any state fiscal year during which a licensee  
773 licensed prior to July 5, 1991, conducts racing events, (ii) a tax at the  
774 rate of three per cent on any amount in excess of fifty million dollars  
775 and up to and including eighty million dollars of the total money  
776 wagered in the pari-mutuel pool in any state fiscal year during which a  
777 licensee licensed prior to July 5, 1991, conducts racing events, and (iii)  
778 a tax at the rate of four per cent on any amount in excess of eighty  
779 million dollars of the total money wagered in the pari-mutuel pool in  
780 any state fiscal year during which a licensee licensed prior to July 5,  
781 1991, conducts racing events, and (2) a tax equal to one-half of the  
782 breakage to the dime resulting from such wagering.

783 (f) Each licensee operating a fronton at which the game of jai alai is  
784 licensed to be played under the pari-mutuel system shall pay to the  
785 state and there is hereby imposed: (1) (A) A tax at the rate of two per  
786 cent on any amount up to and including fifty million dollars of the  
787 total money wagered on such games, (B) a tax at the rate of three per  
788 cent of any amount in excess of fifty million dollars and up to and  
789 including eighty million dollars of the total money wagered on such  
790 games, and (C) a tax at the rate of four per cent on any amount in  
791 excess of eighty million dollars of the total money wagered on such  
792 games, and (2) a tax equal to one-half of the breakage to the dime  
793 resulting from such wagering.

794 (g) The licensee authorized to operate the system of off-track betting  
795 under the pari-mutuel system shall pay to the state and there is hereby

796 imposed: (1) A tax at the rate of three and one-half per cent on the total  
797 money wagered in the pari-mutuel pool on each and every day the  
798 licensee broadcasts racing events, and (2) a tax equal to one-half of the  
799 breakage to the dime resulting from such wagering.

800 (h) The [executive director] commissioner shall assess and collect  
801 the taxes imposed by this chapter under such regulations as, with the  
802 advice and consent of the board, he or she may prescribe. All taxes  
803 hereby imposed shall be due and payable by the close of the next  
804 banking day after each day's racing or jai alai exhibition. If any such  
805 tax is not paid when due, the [executive director] commissioner shall  
806 impose a delinquency assessment upon the licensee in the amount of  
807 ten per cent of such tax or ten dollars, whichever amount is greater,  
808 plus interest at the rate of one and one-half per cent of the unpaid  
809 principal of such tax for each month or fraction of a month from the  
810 date such tax is due to the date of payment. Subject to the provisions of  
811 section 12-3a, the [executive director] commissioner may waive all or  
812 part of the penalties provided under this subsection when it is proven  
813 to his or her satisfaction that the failure to pay such tax within the time  
814 required was due to reasonable cause and was not intentional or due  
815 to neglect. Failure to pay any such delinquent tax upon demand may  
816 be considered by the [executive director] commissioner as cause for  
817 revocation of license.

818 (i) The [executive director] commissioner shall devise a system of  
819 accounting and shall supervise betting at such track, fronton or off-  
820 track betting facility in such manner that the rights of the state are  
821 protected and shall collect all fees and licenses under such regulations  
822 as, with the advice and consent of the board, he or she shall prescribe.

823 (j) The amount of unclaimed moneys, as determined by the  
824 [executive director] commissioner, held by any licensee other than by  
825 licensees authorized to operate a jai alai fronton, dog race track or the  
826 off-track betting system on account of outstanding and uncashed  
827 winning tickets, shall be due and payable to the [executive director]

828 commissioner, for deposit in the General Fund of the state, at the  
829 expiration of one year after the close of the meeting during which such  
830 tickets were issued. If any such unclaimed moneys are not paid when  
831 due, the [executive director] commissioner shall impose a delinquency  
832 assessment upon the licensee in the amount of ten per cent of such  
833 moneys or ten dollars, whichever amount is greater, plus interest at the  
834 rate of one and one-half per cent of the unpaid principal of such  
835 moneys for each month or fraction of a month from the date such  
836 moneys are due to the date of payment. Subject to the provisions of  
837 section 12-3a, the [executive director] commissioner may waive all or  
838 part of the penalties provided under this subsection when it is proven  
839 to his or her satisfaction that the failure to pay such moneys to the state  
840 within the time required was due to reasonable cause and was not  
841 intentional or due to neglect.

842 (k) The [executive director] commissioner may authorize deputies  
843 and the Commissioner of Revenue Services or his or her agents are  
844 authorized to enter upon the premises at any racing event, jai alai  
845 exhibition or off-track betting race event for the purpose of inspecting  
846 books and records, supervising and examining cashiers, ticket sellers,  
847 pool sellers and other persons handling money at said event and such  
848 other supervision as may be necessary for the maintenance of order at  
849 such event.

850 (l) The [executive director] commissioner shall, on or before the  
851 tenth day of each month, prepare and file with the Treasurer a full and  
852 complete statement of the [division's] department's receipts from all  
853 sources and shall turn over to the Treasurer all moneys in the  
854 [division's] department's possession.

855 (m) (1) The [executive director] commissioner shall pay each  
856 municipality in which a horse race track is located, one-quarter of one  
857 per cent of the total money wagered on horse racing events at such  
858 race track, except the [executive director] commissioner shall pay each  
859 such municipality having a population in excess of fifty thousand one

860 per cent of the total money wagered at such horse racing events in  
861 such municipality. The [executive director] commissioner shall pay  
862 each municipality in which a jai alai fronton or dog race track is  
863 located one-half of one per cent of the total money wagered on jai alai  
864 games or dog racing events at such fronton or dog race track, except  
865 the [executive director] commissioner shall pay each such municipality  
866 having a population in excess of fifty thousand one per cent of the total  
867 money wagered on jai alai games or dog racing events at such fronton  
868 or dog race track located in such municipality. The [executive director]  
869 commissioner shall pay each municipality in which an off-track betting  
870 facility is located one and three-fifths per cent of the total money  
871 wagered in such facility less amounts paid as refunds or for  
872 cancellations. The [executive director] commissioner shall pay to both  
873 the city of New Haven and the town of Windsor Locks an additional  
874 one-half of one per cent of the total money wagered less any amount  
875 paid as a refund or a cancellation in any facility equipped with screens  
876 for simulcasting after October 1, 1997, located within a fifteen mile  
877 radius of facilities in New Haven and Windsor Locks. Payment shall  
878 be made not less than four times a year and not more than twelve  
879 times a year as determined by the [executive director] commissioner,  
880 and shall be made from the tax imposed pursuant to subsection (d) of  
881 this section for horse racing, subsection (e) of this section for dog  
882 racing, subsection (f) of this section for jai alai games and subsection  
883 (g) of this section for off-track betting. (2) If, for any calendar year after  
884 the surrender of a license to conduct jai alai events by any person or  
885 business organization pursuant to subsection (c) of section 12-574c and  
886 prior to the opening of any dog race track by such person or business  
887 organization, any other person or business organization licensed to  
888 conduct jai alai events is authorized to conduct a number of  
889 performances greater than the number authorized for such licensee in  
890 the previous calendar year, the [executive director] commissioner shall  
891 pay the municipality in which the jai alai fronton for which such  
892 license was surrendered was located, rather than the municipality in  
893 which the jai alai fronton conducting the increased performances is

894 located, one-half of one per cent of the total money wagered on jai alai  
895 games for such increased performances at the fronton which  
896 conducted the additional performances, except the [executive director]  
897 commissioner shall pay each such municipality having a population in  
898 excess of fifty thousand one per cent of the total money wagered on jai  
899 alai games for such increased performances at such fronton. (3) During  
900 any state fiscal year ending on or after June 30, 1993, the [executive  
901 director] commissioner shall pay each municipality in which a dog  
902 race track was operating prior to July 5, 1991, one per cent of the total  
903 money wagered on dog racing events at such dog race track. (4)  
904 During the state fiscal year ending June 30, 2001, each municipality in  
905 which a dog race track was operating prior to July 5, 1991, shall pay  
906 the Northeast Connecticut Economic Alliance, Inc. two-tenths of one  
907 per cent of the total money wagered on dog racing events at any dog  
908 race track operating prior to July 5, 1991. (5) In the event a licensee  
909 incurs a loss from the operation of a pari-mutuel facility, as  
910 determined by the [executive director] commissioner, the legislative  
911 body of the city or town in which such facility is located may direct the  
912 [executive director] commissioner to credit or rebate all or a part of the  
913 revenue otherwise due to the municipality back to the facility. In no  
914 case shall such credit and such reimbursement exceed the amount of  
915 the licensee's loss, and in no fiscal year shall these provisions affect the  
916 total fees paid to the state by the authorized operator of the off-track  
917 betting system on its off-track betting activities.

918 Sec. 19. Section 12-586f of the general statutes is repealed and the  
919 following is substituted in lieu thereof (*Effective July 1, 2011*):

920 (a) For the purposes of this section, "tribe" means the Mashantucket  
921 Pequot Tribe and "compact" means the Tribal-State Compact between  
922 the tribe and the state of Connecticut, as incorporated and amended in  
923 the Final Mashantucket Pequot Gaming Procedures prescribed by the  
924 Secretary of the United States Department of the Interior pursuant to  
925 Section 2710(d)(7)(B)(vii) of Title 25 of the United States Code and  
926 published in 56 Federal Register 24996 (May 31, 1991).

927 (b) The expenses of administering the provisions of the compact  
928 shall be financed as provided herein. Assessments for regulatory costs  
929 incurred by any state agency which are subject to reimbursement by  
930 the tribe in accordance with the provisions of the compact shall be  
931 made by the Commissioner of Revenue Services in accordance with the  
932 provisions of the compact, including provisions respecting adjustment  
933 of excess assessments. Any underassessment for a prior fiscal year may  
934 be included in a subsequent assessment but shall be specified as such.  
935 Payments made by the tribe in accordance with the provisions of the  
936 compact shall be deposited in the General Fund and shall be credited  
937 to the appropriation for the state agency incurring such costs.

938 (c) Assessments for law enforcement costs incurred by any state  
939 agency which are subject to reimbursement by the tribe in accordance  
940 with the provisions of the compact shall be made by the Commissioner  
941 of Public Safety in accordance with the provisions of the compact,  
942 including provisions respecting adjustment of excess assessments. Any  
943 underassessment for a prior fiscal year may be included in a  
944 subsequent assessment but shall be specified as such. Payments made  
945 by the tribe in accordance with the provisions of the compact shall be  
946 deposited in the General Fund and shall be credited to the  
947 appropriation for the state agency incurring such costs.

948 (d) If the tribe is aggrieved due to any assessment levied pursuant to  
949 such compact and this section or by any failure to adjust an excess  
950 assessment in accordance with the provisions of the compact and this  
951 section, it may, within one month from the time provided for the  
952 payment of such assessment, appeal therefrom in accordance with the  
953 terms of the compact, to the superior court for the judicial district of  
954 Hartford, which appeal shall be accompanied by a citation to the  
955 [executive director of the Division of Special Revenue] Commissioner  
956 of Consumer Protection to appear before said court. Such citation shall  
957 be signed by the same authority, and such appeal shall be returnable at  
958 the same time and served and returned in the same manner as is  
959 required in case of a summons in a civil action. Proceedings in such

960 matter shall be conducted in the same manner as provided for in  
961 section 38a-52.

962 (e) The [executive director] commissioner shall require each  
963 applicant for a casino gaming employee license, casino gaming service  
964 license or casino gaming equipment license to submit to state and  
965 national criminal history records checks before such license is issued.  
966 The criminal history records checks required pursuant to this  
967 subsection shall be conducted in accordance with section 29-17a.

968 Sec. 20. Section 12-586g of the general statutes is repealed and the  
969 following is substituted in lieu thereof (*Effective July 1, 2011*):

970 (a) For the purposes of this section, "tribe" means the Mohegan Tribe  
971 of Indians of Connecticut and "compact" means the Tribal-State  
972 Compact between the tribe and the state of Connecticut, dated May 17,  
973 1994.

974 (b) The expenses of administering the provisions of the compact  
975 shall be financed as provided herein. Assessments for regulatory costs  
976 incurred by any state agency which are subject to reimbursement by  
977 the tribe in accordance with the provisions of the compact shall be  
978 made by the Commissioner of Revenue Services in accordance with the  
979 provisions of the compact, including provisions respecting adjustment  
980 of excess assessments. Any underassessment for a prior fiscal year may  
981 be included in a subsequent assessment but shall be specified as such.  
982 Payments made by the tribe in accordance with the provisions of the  
983 compact shall be deposited in the General Fund and shall be credited  
984 to the appropriation for the state agency incurring such costs.

985 (c) Assessments for law enforcement costs incurred by any state  
986 agency which are subject to reimbursement by the tribe in accordance  
987 with the provisions of the compact shall be made by the Commissioner  
988 of Public Safety in accordance with the provisions of the compact,  
989 including provisions respecting adjustment of excess assessments. Any  
990 underassessment for a prior fiscal year may be included in a

991 subsequent assessment but shall be specified as such. Payments made  
992 by the tribe in accordance with the provisions of the compact shall be  
993 deposited in the General Fund and shall be credited to the  
994 appropriation for the state agency incurring such costs.

995 (d) If the tribe is aggrieved due to any assessment levied pursuant to  
996 such compact and this section or by any failure to adjust an excess  
997 assessment in accordance with the provisions of the compact and this  
998 section, it may, within one month from the time provided for the  
999 payment of such assessment, appeal therefrom in accordance with the  
1000 terms of the compact, to the superior court for the judicial district of  
1001 New Britain, which appeal shall be accompanied by a citation to the  
1002 [executive director of the Division of Special Revenue] Commissioner  
1003 of Consumer Protection to appear before said court. Such citation shall  
1004 be signed by the same authority, and such appeal shall be returnable at  
1005 the same time and served and returned in the same manner as is  
1006 required in case of a summons in a civil action. Proceedings in such  
1007 matter shall be conducted in the same manner as provided for in  
1008 section 38a-52.

1009 (e) The [executive director] commissioner shall require each  
1010 applicant for a casino gaming employee license, casino gaming service  
1011 license or casino gaming equipment license to submit to state and  
1012 national criminal history records checks before such license is issued.  
1013 The criminal history records checks required pursuant to this  
1014 subsection shall be conducted in accordance with section 29-17a.

1015 Sec. 21. Section 12-801 of the general statutes is repealed and the  
1016 following is substituted in lieu thereof (*Effective July 1, 2011*):

1017 As used in sections 12-563a and 12-800 to 12-818, inclusive, the  
1018 following terms shall have the following meanings unless the context  
1019 clearly indicates another meaning:

1020 (1) "Board" or "board of directors" means the board of directors of  
1021 the corporation;

1022 (2) "Corporation" means the Connecticut Lottery Corporation as  
1023 created under section 12-802;

1024 (3) "Lottery" means (A) the Connecticut state lottery conducted prior  
1025 to the transfer authorized under section 12-808 by the [Division of  
1026 Special Revenue] Department of Consumer Protection, (B) after such  
1027 transfer, the Connecticut state lottery conducted by the corporation  
1028 pursuant to sections 12-563a and 12-800 to 12-818, inclusive, and (C)  
1029 the state lottery referred to in subsection (a) of section 53-278g;

1030 (4) "Lottery fund" means a fund or funds established by, and under  
1031 the management and control of, the corporation, into which all lottery  
1032 revenues of the corporation are deposited, from which all payments  
1033 and expenses of the corporation are paid and from which transfers to  
1034 the General Fund are made pursuant to section 12-812;

1035 (5) "Operating revenue" means total revenue received from lottery  
1036 sales less all cancelled sales and amounts paid as prizes but before  
1037 payment or provision for payment of any other expenses.

1038 Sec. 22. Section 12-802 of the general statutes is repealed and the  
1039 following is substituted in lieu thereof (*Effective July 1, 2011*):

1040 (a) There is created a body politic and corporate, constituting a  
1041 public instrumentality and political subdivision of the state created for  
1042 the performance of an essential governmental revenue-raising  
1043 function, which shall be named the Connecticut Lottery Corporation,  
1044 and which may exercise the functions, powers and duties set forth in  
1045 sections 12-563a and 12-800 to 12-818, inclusive, to implement the  
1046 purposes set forth in said sections, which are public purposes for  
1047 which public funds may be expended. The Connecticut Lottery  
1048 Corporation shall not be construed to be a department, institution or  
1049 agency of the state with respect to budgeting, procurement or  
1050 personnel requirements, except as provided in sections 1-120, 1-121, 1-  
1051 125, 12-557e, 12-563, 12-563a, 12-564, 12-566, 12-567, 12-568a and 12-  
1052 569, subsection (d) of section 12-574 and sections 12-800 to 12-818,

1053 inclusive.

1054 (b) The corporation shall be governed by a board of thirteen  
1055 directors. The Governor, with the advice and consent of the General  
1056 Assembly, shall appoint four directors who shall have skill, knowledge  
1057 and experience in the fields of management, finance or operations in  
1058 the private sector. Three directors shall be the State Treasurer, the  
1059 Secretary of the Office of Policy and Management and the [executive  
1060 director of the Division of Special Revenue] Commissioner of  
1061 Consumer Protection, all of whom shall serve ex officio and shall have  
1062 all of the powers and privileges of a member of the board of directors.  
1063 Each ex-officio director may designate his or her deputy or any  
1064 member of his or her staff to represent him or her at meetings of the  
1065 corporation with full power to act and vote on his or her behalf. The  
1066 [executive director of the Division of Special Revenue] Commissioner  
1067 of Consumer Protection shall cease to be a director one year from June  
1068 4, 1996, or earlier at the discretion of the Governor. The Governor, with  
1069 the advice and consent of the General Assembly, shall fill the vacancy  
1070 created by the removal or departure of the [executive director of the  
1071 Division of Special Revenue] Commissioner of Consumer Protection  
1072 with a person who shall have skill, knowledge and experience in the  
1073 fields of management, finance or operations in the private sector. The  
1074 Governor shall thereafter have the power to appoint a total of five  
1075 members to the board. The procedures of section 4-7 shall apply to the  
1076 confirmation of the Governor's appointments by both houses of the  
1077 General Assembly. Six directors shall be appointed as follows: One by  
1078 the president pro tempore of the Senate, one by the majority leader of  
1079 the Senate, one by the minority leader of the Senate, one by the speaker  
1080 of the House of Representatives, one by the majority leader of the  
1081 House of Representatives and one by the minority leader of the House  
1082 of Representatives. Each director appointed by the Governor shall  
1083 serve at the pleasure of the Governor but no longer than the term of  
1084 office of the Governor or until the director's successor is appointed and  
1085 qualified, whichever term is longer. Each director appointed by a  
1086 member of the General Assembly shall serve in accordance with the

1087 provisions of section 4-1a. The Governor shall fill any vacancy for the  
1088 unexpired term of a member appointed by the Governor. The  
1089 appropriate legislative appointing authority shall fill any vacancy for  
1090 the unexpired term of a member appointed by such authority. Any  
1091 director, other than the [executive director of the Division of Special  
1092 Revenue] Commissioner of Consumer Protection, shall be eligible for  
1093 reappointment. Any director may be removed by order of the Superior  
1094 Court upon application of the Attorney General for misfeasance,  
1095 malfeasance or wilful neglect of duty. Such actions shall be tried to the  
1096 court without a jury and shall be privileged in assignment for hearing.  
1097 If the court, after hearing, finds there is clear and convincing evidence  
1098 of such misfeasance, malfeasance or wilful neglect of duty it shall  
1099 order the removal of such director. Any director so removed shall not  
1100 be reappointed to the board. Each appointing authority shall make his  
1101 initial appointment to the board no later than six months following  
1102 June 4, 1996.

1103 (c) The chairperson of the board shall be appointed by the Governor  
1104 from among the members of the board. The directors shall annually  
1105 elect one of their number as vice chairperson. The board may elect  
1106 such other officers of the board as it deems proper. Directors shall  
1107 receive no compensation for the performance of their duties under  
1108 sections 12-563a and 12-800 to 12-818, inclusive, but shall be  
1109 reimbursed for necessary expenses incurred in the performance of  
1110 their duties.

1111 (d) Meetings of the corporation shall be held at such times as shall  
1112 be specified in the bylaws adopted by the corporation and at such  
1113 other time or times as the chairperson deems necessary. The  
1114 corporation shall, within the first ninety days of the transfer to the  
1115 corporation of the lottery, pursuant to section 12-808, and on a fiscal  
1116 quarterly basis thereafter, report on its operations for the preceding  
1117 fiscal quarter to the Governor and the joint standing committees of the  
1118 General Assembly having cognizance of matters relating to finance,  
1119 revenue and bonding, and public safety. The report shall include a

1120 summary of the activities of the corporation, a statement of operations  
1121 and, if necessary, recommendations for legislation to promote the  
1122 purposes of the corporation. The accounts of the corporation shall be  
1123 subject to audit by the state Auditors of Public Accounts. The  
1124 corporation shall have independent certified public accountants audit  
1125 its books and accounts at least once each fiscal year. The books, records  
1126 and financial statements of the corporation shall be prepared in  
1127 accordance with generally accepted accounting principles.

1128 (e) [(1)] Connecticut Lottery Corporation shall be a successor  
1129 employer to the state and shall recognize existing bargaining units and  
1130 collective bargaining agreements existing at the time of transfer of the  
1131 lottery to the corporation. The employees of the corporation shall be  
1132 considered state employees under the provisions of sections 5-270 to 5-  
1133 280, inclusive. The corporation shall not be required to comply with  
1134 personnel policies and procedures of the Department of  
1135 Administrative Services and the Office of Policy and Management  
1136 with regard to approval for the creation of new positions, the number  
1137 of such positions, the decision to fill such positions or the time for  
1138 filling such positions. The corporation, not the executive branch, shall  
1139 have the power to determine whether an individual is qualified to fill a  
1140 vacancy at the corporation. Nonmanagerial employees of the  
1141 corporation shall be members of the classified service. Managerial  
1142 employees shall be exempt from the classified service. The corporation  
1143 shall have the ability to determine the qualifications and set the terms  
1144 and conditions of employment of managerial employees including the  
1145 establishment of incentive plans.

1146 [(2)] Existing lottery employees of the Division of Special Revenue in  
1147 collective bargaining units shall be offered the opportunity to transfer  
1148 with their position to the corporation. If the corporation elects to  
1149 employ a smaller number of persons in such positions at the  
1150 corporation than exist in the lottery at the Division of Special Revenue,  
1151 the opportunity to transfer to the corporation shall be offered on the  
1152 basis of seniority. Employees who are offered the opportunity to

1153 transfer to the corporation may decline to do so. Any person who is  
1154 covered by a collective bargaining agreement as an employee of the  
1155 Division of Special Revenue who accepts employment with the  
1156 corporation shall transfer with his position and shall remain in the  
1157 same bargaining unit of which he was a member as an employee of the  
1158 Division of Special Revenue.

1159 (3) No employee who is covered by a collective bargaining  
1160 agreement as an employee of the Division of Special Revenue shall be  
1161 laid off as a result of the creation of the corporation. Each employee of  
1162 the Division of Special Revenue who is not employed by the  
1163 corporation and by virtue of sections 12-563a and 12-800 to 12-818,  
1164 inclusive, is no longer employed by the Division of Special Revenue  
1165 shall be assigned with his position to another state agency. Such  
1166 opportunities shall be offered in the order of seniority. Seniority shall  
1167 be defined in the same way as cases of transfer under the appropriate  
1168 collective bargaining agreements. Such assignments shall be made  
1169 only with the approval of the Office of Policy and Management and  
1170 shall be reported at the end of the fiscal year to the Finance Advisory  
1171 Committee. Employees may choose to be laid off in lieu of accepting  
1172 any such assignment. In such case, they shall be entitled to all  
1173 collective bargaining rights under their respective collective bargaining  
1174 agreements including the State Employees Bargaining Agent Coalition  
1175 (SEBAC). Sections 1-120, 1-121, 1-125, 12-557e, 12-563, 12-563a, 12-564,  
1176 12-566, 12-567, 12-568a and 12-569, subsection (d) of section 12-574 and  
1177 sections 12-800 to 12-818, inclusive, shall in no way affect the collective  
1178 bargaining rights of employees of the Division of Special Revenue.

1179 (f) (1) In addition to the sales positions transferred to the  
1180 corporation under subdivision (2) of subsection (e) of this section, the]

1181 (f) The corporation may create one or more new classifications of  
1182 entrepreneurial sales employees as determined by the board of  
1183 directors. Such classifications shall not be deemed comparable to other  
1184 classifications in state service.

1185        [(2) For the period commencing on June 4, 1996, until the expiration  
1186 of the collective bargaining agreement in effect for transferred sales  
1187 employees or the date of approval by the legislature of any interim  
1188 agreement, whichever is earlier, the corporation may hire employees  
1189 into a new entrepreneurial sales classification without regard to any  
1190 collective bargaining agreement then in effect and may set the initial  
1191 terms and conditions of employment for all employees in a new  
1192 entrepreneurial sales classification.

1193        (3) Six months after the hiring of the first employee in any such new  
1194 entrepreneurial sales classification, the collective bargaining agent of  
1195 the transferred sales employees and the executive branch on behalf of  
1196 the corporation shall engage in midterm bargaining for such  
1197 classification at the request of either party. The scope of such midterm  
1198 bargaining shall include all terms of employment, except that  
1199 provisions relating to compensation shall not be subject to arbitration,  
1200 provided that the average annualized compensation for such  
1201 entrepreneurial sales classification shall not be less than the average  
1202 annualized compensation for transferred sales employees.

1203        (4) Upon the expiration of the collective bargaining agreement  
1204 covering transferred sales employees, all terms and conditions of  
1205 employment in a new entrepreneurial sales classification shall be  
1206 subject to collective bargaining as part of the negotiation of a common  
1207 successor agreement.]

1208        (g) The executive branch shall be authorized and empowered to  
1209 negotiate on behalf of the corporation for employees of the corporation  
1210 covered by collective bargaining and represent the corporation in all  
1211 other collective bargaining matters. The corporation shall be entitled to  
1212 have a representative present at all such bargaining.

1213        (h) In any interest arbitration regarding employees of the  
1214 corporation, the arbitrator shall take into account as a factor, in  
1215 addition to those factors specified in section 5-276a, the purposes of  
1216 sections 1-120, 1-121, 1-125, 12-557e, 12-563, 12-563a, 12-564, 12-566, 12-

1217 567, 12-568a and 12-569, subsection (d) of section 12-574 and sections  
1218 12-800 to 12-818, inclusive, the entrepreneurial mission of the  
1219 corporation and the necessity to provide flexibility and innovation to  
1220 facilitate the success of the Connecticut Lottery Corporation in the  
1221 marketplace. In any arbitration regarding any classification of  
1222 entrepreneurial sales employees, the arbitrator shall include a term  
1223 awarding incentive compensation for such employees for the purpose  
1224 of motivating employees to maximize lottery sales.

1225 (i) The officers and all other employees of the corporation shall be  
1226 state employees for the purposes of group welfare benefits and  
1227 retirement, including, but not limited to, those provided under chapter  
1228 66 and sections 5-257 and 5-259. The corporation shall reimburse the  
1229 appropriate state agencies for all costs incurred by such designation.

1230 Sec. 23. Section 12-802a of the general statutes is repealed and the  
1231 following is substituted in lieu thereof (*Effective July 1, 2011*):

1232 No person shall be employed by the Connecticut Lottery  
1233 Corporation until such person has obtained an occupational license  
1234 issued by the [executive director of the Division of Special Revenue]  
1235 Commissioner of Consumer Protection in accordance with regulations  
1236 adopted under section 12-568a.

1237 Sec. 24. Section 12-806 of the general statutes is repealed and the  
1238 following is substituted in lieu thereof (*Effective July 1, 2011*):

1239 (a) The purposes of the corporation shall be to: (1) Operate and  
1240 manage the lottery in an entrepreneurial and business-like manner free  
1241 from the budgetary and other constraints that affect state agencies; (2)  
1242 provide continuing and increased revenue to the people of the state  
1243 through the lottery by being responsive to market forces and acting  
1244 generally as a corporation engaged in entrepreneurial pursuits; and (3)  
1245 ensure that the lottery continues to be operated with integrity and for  
1246 the public good.

1247 (b) The corporation shall have the following powers:

1248 (1) To receive as transferee from the state of Connecticut all of the  
1249 tangible and intangible assets constituting the lottery including the  
1250 exclusive right to operate the lottery as the exclusive lottery of the state  
1251 and, subject to subsection (b) of section 12-808, to assume and  
1252 discharge all of the agreements, covenants and obligations of the  
1253 [Division of Special Revenue] Department of Consumer Protection  
1254 entered into which constitute a part of the operation and management  
1255 of the lottery;

1256 (2) To operate and manage the lottery consistent with the provisions  
1257 of sections 1-120, 1-121, 1-125, 12-557e, 12-563, 12-563a, 12-564, 12-566,  
1258 12-567, 12-568a and 12-569, subsection (d) of section 12-574 and  
1259 sections 12-800 to 12-818, inclusive, and as specifically provided in  
1260 section 12-812;

1261 (3) To have perpetual succession as a body corporate and to adopt  
1262 bylaws, policies and procedures for the operation of its affairs and  
1263 conduct of its businesses;

1264 (4) To introduce new lottery games, modify existing lottery games,  
1265 utilize existing and new technologies, determine distribution channels  
1266 for the sale of lottery tickets and, to the extent specifically authorized  
1267 by regulations adopted by the [Division of Special Revenue]  
1268 Department of Consumer Protection pursuant to chapter 54, introduce  
1269 instant ticket vending machines, kiosks and automated wagering  
1270 systems or machines, with all such rights being subject to regulatory  
1271 oversight by the [Division of Special Revenue] Department of  
1272 Consumer Protection, except that the corporation shall not offer any  
1273 interactive on-line lottery games, including on-line video lottery games  
1274 for promotional purposes;

1275 (5) To establish an annual budget of revenues and expenditures,  
1276 along with reasonable reserves for working capital, capital  
1277 expenditures, debt retirement and other anticipated expenditures, in a

1278 manner and at levels considered by the board of directors as  
1279 appropriate and prudent;

1280 (6) To adopt such administrative and operating procedures which  
1281 the board of directors deems appropriate;

1282 (7) To enter into agreements with one or more states or territories of  
1283 the United States for the promotion and operation of joint lottery  
1284 games and to continue to participate in any joint lottery game in which  
1285 the corporation participates on July 1, 2003, regardless of whether any  
1286 government-authorized lottery operated outside of the United States  
1287 participates in such game;

1288 (8) Subject to the provisions of section 12-815, to enter into  
1289 agreements with vendors with respect to the operation and  
1290 management of the lottery, including operation of lottery terminals,  
1291 management services, printing of lottery tickets, management  
1292 expertise, marketing expertise, advertising or such other goods or  
1293 services as the board of directors deems necessary and appropriate;

1294 (9) To purchase or lease operating equipment, including, but not  
1295 limited to, computer gaming and automated wagering systems and to  
1296 employ agents or employees to operate such systems;

1297 (10) To retain unclaimed prize funds as additional revenue for the  
1298 state, or to use unclaimed prize funds to increase sales, or to return to  
1299 participants unclaimed prize funds in a manner designed to increase  
1300 sales;

1301 (11) To establish prize reserve accounts as the board of directors  
1302 deems appropriate;

1303 (12) To pay lottery prizes as awarded under section 12-812, to  
1304 purchase annuities to fund such prizes, and to assure that all annuities  
1305 from which payments to winners of lottery prizes are made are  
1306 invested in instruments issued by agencies of the United States  
1307 government and backed by the full faith and credit of the United

1308 States, or are issued by insurance companies licensed to do business in  
1309 the state, provided the issuer has been determined by the [Division of  
1310 Special Revenue] Department of Consumer Protection to be financially  
1311 stable and meets the minimum investment rating as determined by the  
1312 [division] department;

1313 (13) To pay the Office of Policy and Management to reimburse the  
1314 [Division of Special Revenue] Department of Consumer Protection for  
1315 the reasonable and necessary costs arising from the [division's]  
1316 department's regulatory oversight of the corporation, in accordance  
1317 with the assessment made pursuant to section 12-806b, including costs  
1318 arising directly or indirectly from the licensing of lottery agents,  
1319 performance of state police background investigations, and the  
1320 implementation of subsection (b) of section 12-562, sections 12-563a,  
1321 12-568a, 12-569, 12-570, 12-570a and 12-800 to 12-818, inclusive;

1322 (14) In the event that the operation or management of the  
1323 corporation becomes subject to the federal gaming occupation tax, to  
1324 pay such tax on behalf of lottery sales agents and to assist agents  
1325 subject thereto;

1326 (15) To determine the commissions payable to lottery sales agents,  
1327 provided any agent's commission shall not average less than four per  
1328 cent of such agent's lottery sales;

1329 (16) To invest in, acquire, lease, purchase, own, manage, hold and  
1330 dispose of real property and lease, convey or deal in or enter into  
1331 agreements with respect to such property on any terms necessary or  
1332 incidental to carrying out the purposes of sections 12-563a and 12-800  
1333 to 12-818, inclusive, provided such transactions shall not be subject to  
1334 approval, review or regulation pursuant to title 4b or any other statute  
1335 by any state agency, except that real property transactions shall be  
1336 subject to review by the State Properties Review Board;

1337 (17) To borrow money for the purpose of obtaining working capital;

1338 (18) To hold patents, copyrights, trademarks, marketing rights,  
1339 licenses or any other evidence of protection or exclusivity issued under  
1340 the laws of the United States or any state;

1341 (19) To employ such assistants, agents and other employees as may  
1342 be necessary or desirable to carry out its purposes in accordance with  
1343 sections 12-563a and 12-800 to 12-818, inclusive, to fix their  
1344 compensation and, subject to the provisions of subsections (e) and (f)  
1345 of section 12-802, establish all necessary and appropriate personnel  
1346 practices and policies; to engage consultants, accountants, attorneys  
1347 and financial and other independent professionals as may be necessary  
1348 or desirable to assist the corporation in performing its purposes in  
1349 accordance with sections 12-563a and 12-800 to 12-818, inclusive;

1350 (20) To make and enter into all contracts and agreements necessary  
1351 or incidental to the performance of its duties and the execution of its  
1352 powers under sections 12-563a and 12-800 to 12-818, inclusive;

1353 (21) In its own name, to sue and be sued, plead and be impleaded,  
1354 adopt a seal and alter the same at pleasure;

1355 (22) Subject to the approval of the board and to the requirement to  
1356 remit excess lottery funds to the General Fund as set forth in section  
1357 12-812, to invest any funds not needed for immediate use or  
1358 disbursement, including any funds held in approved reserve accounts,  
1359 in investments permitted by sections 3-20 and 3-27a for the proceeds of  
1360 state bonds;

1361 (23) To procure insurance against any loss in connection with its  
1362 property and other assets in such amounts and from such insurers as it  
1363 deems desirable;

1364 (24) To the extent permitted under any contract with other persons  
1365 to which the corporation is a party, to consent to any termination,  
1366 modification, forgiveness or other change of any term of any  
1367 contractual right, payment, royalty, contract or agreement of any kind;

1368 (25) To acquire, lease, purchase, own, manage, hold and dispose of  
1369 personal property, and lease, convey or deal in or enter into  
1370 agreements with respect to such property on any terms necessary or  
1371 incidental to the carrying out of these purposes;

1372 (26) To account for and audit funds of the corporation;

1373 (27) To pay or provide for payment from operating revenues all  
1374 expenses, costs and obligations incurred by the corporation in the  
1375 exercise of the powers of the corporation under sections 12-563a and  
1376 12-800 to 12-818, inclusive; and

1377 (28) To exercise any powers necessary to carry out the purposes of  
1378 sections 12-563a and 12-800 to 12-818, inclusive.

1379 Sec. 25. Section 12-806a of the general statutes is repealed and the  
1380 following is substituted in lieu thereof (*Effective July 1, 2011*):

1381 As used in this section, "procedure" shall have the same meaning as  
1382 "procedure", as defined in subdivision (2) of section 1-120. The  
1383 [Division of Special Revenue] Department of Consumer Protection  
1384 shall, for the purposes of sections 12-557e and 12-568a, subsection (d)  
1385 of section 12-574 and sections 12-802a, 12-815a and this section,  
1386 regulate the activities of the Connecticut Lottery Corporation to assure  
1387 the integrity of the state lottery. In addition to the requirements of the  
1388 provisions of chapter 12 and notwithstanding the provisions of section  
1389 12-806, the Connecticut Lottery Corporation shall, prior to  
1390 implementing any procedure designed to assure the integrity of the  
1391 state lottery, obtain the written approval of the [executive director of  
1392 the Division of Special Revenue] Commissioner of Consumer  
1393 Protection in accordance with regulations adopted under section 12-  
1394 568a.

1395 Sec. 26. Section 12-806b of the general statutes is repealed and the  
1396 following is substituted in lieu thereof (*Effective July 1, 2011*):

1397 (a) Commencing July 1, 2010, and annually thereafter, the Office of

1398 Policy and Management shall assess the Connecticut Lottery  
1399 Corporation in an amount sufficient to compensate the [Division of  
1400 Special Revenue] Department of Consumer Protection for the  
1401 reasonable and necessary costs incurred by the [division] department  
1402 for the regulatory activities specified in subdivision (13) of subsection  
1403 (b) of section 12-806 for the preceding fiscal year ending June thirtieth.

1404 (b) On or before [August] May first of each year, the Office of Policy  
1405 and Management shall submit the total of the assessment made in  
1406 accordance with subsection (a) of this section, together with a  
1407 proposed assessment for the succeeding fiscal year based on the  
1408 preceding fiscal year cost, to the Connecticut Lottery Corporation. The  
1409 assessment for the preceding fiscal year shall be determined not later  
1410 than [September] June fifteenth of each year, after receiving any  
1411 objections to the proposed assessments and making such changes or  
1412 adjustments as the Secretary of the Office of Policy and Management  
1413 determines to be warranted. The corporation shall pay the total  
1414 assessment in quarterly payments to the Office of Policy and  
1415 Management, with the first payment commencing on [October] July  
1416 first of each year, and with the remaining payments to be made on  
1417 [January] October first, [April] January first, and [July] April first  
1418 annually. The office shall deposit any such payment in the lottery  
1419 assessment account established under subsection (c) of this section.

1420 (c) There is established an account to be known as the "lottery  
1421 assessment account" which shall be a separate, nonlapsing account  
1422 within the General Fund. The account shall contain any moneys  
1423 required by law to be deposited in the account. Moneys in the account  
1424 shall be expended by the [Division of Special Revenue] Department of  
1425 Consumer Protection.

1426 Sec. 27. Section 12-807 of the general statutes is repealed and the  
1427 following is substituted in lieu thereof (*Effective July 1, 2011*):

1428 (a) The corporation shall:

1429 (1) Comply with all laws, rules and regulations of the United States  
1430 and the state of Connecticut;

1431 (2) Comply with regulations, adopted by the [Division of Special  
1432 Revenue] Department of Consumer Protection in accordance with  
1433 chapter 54;

1434 (b) The corporation shall not:

1435 (1) Sell, transfer, assign, deliver, license, grant or otherwise alienate  
1436 any portion or aspect of the lottery or lottery operations, but may sell  
1437 real or personal property, provided any revenue from such sale shall  
1438 be remitted to the state;

1439 (2) Take any action with respect to the introduction or modification  
1440 of lottery games which would cause a violation of any compact or any  
1441 memorandum of understanding or agreement from time to time in  
1442 force between the state and the Mashantucket Pequot Tribal Nation or  
1443 the Mohegan Tribe of Montville, Connecticut, or any future compact or  
1444 agreement with a federally recognized tribe.

1445 Sec. 28. Section 12-808 of the general statutes is repealed and the  
1446 following is substituted in lieu thereof (*Effective July 1, 2011*):

1447 (a) As soon as practicable after July 1, 1996, and the organization of  
1448 the corporation, the corporation shall enter into such agreements as the  
1449 board shall authorize in order to effect the transfer, assignment and  
1450 delivery to the corporation from the state of all the tangible and  
1451 intangible assets constituting the lottery, including the exclusive right  
1452 to operate the lottery, and, subject to subsection (b) of this section, to  
1453 effect the assignment to and assumption by the corporation of all  
1454 agreements, covenants and obligations of the [Division of Special  
1455 Revenue] Department of Consumer Protection and other agencies of  
1456 the state relating to the operation and management of the lottery. Such  
1457 agreements may contain such other provisions as the board deems  
1458 necessary or appropriate for the continued operation of the lottery by

1459 the corporation pursuant to sections 12-563a and 12-800 to 12-818,  
1460 inclusive.

1461 (b) The state shall transfer to the corporation ownership of all  
1462 annuities it purchased for payment of lottery prizes and shall not be  
1463 liable for any lottery awards. In addition, the state shall not be liable  
1464 for any obligations of the lottery arising prior to the date of transfer as  
1465 described in subsection (a) of this section, including those arising in the  
1466 ordinary course of business under existing contracts specifically  
1467 assumed by the corporation. The [Division of Special Revenue]  
1468 Department of Consumer Protection shall assign to the corporation  
1469 any annuity for payment of any lottery award arising on or before the  
1470 date of such transfer. Unless otherwise agreed to in writing with the  
1471 [division] department, the corporation shall be solely responsible for  
1472 the payment of all lottery prizes and the purchase of all annuities to  
1473 provide revenue for such payment.

1474 (c) The corporation shall request and obtain all approvals, consents  
1475 and rulings of and from all state and federal governmental agencies  
1476 necessary or in order to effect the transactions contemplated by this  
1477 section.

1478 Sec. 29. Section 12-813 of the general statutes is repealed and the  
1479 following is substituted in lieu thereof (*Effective July 1, 2011*):

1480 (a) The corporation may sell lottery tickets at any location in the  
1481 state determined by the president which, in the opinion of the  
1482 president, will best enhance lottery revenues, except that no license  
1483 shall be issued by the [Division of Special Revenue] Department of  
1484 Consumer Protection to any person to engage in business exclusively  
1485 as a lottery sales agent. Subject to the provisions of subdivision (15) of  
1486 subsection (b) of section 12-806, the president may authorize  
1487 compensation to such agents in such manner and amounts and subject  
1488 to such limitations as he may determine if he finds such compensation  
1489 is necessary to assure adequate availability of lottery tickets, provided,  
1490 if such agent is a lessee of state property and his rental fee is based

1491 upon the gross receipts of his business conducted thereon, all receipts  
1492 from the sale of such lottery tickets shall be excluded from such gross  
1493 receipts for rental purposes. The president may suspend for cause any  
1494 licensed agent, subject to a final determination through a hearing  
1495 provided by the [Division of Special Revenue] Department of  
1496 Consumer Protection.

1497 (b) All moneys received by lottery sales agents from the sale of  
1498 lottery tickets constitute property of the corporation while in such  
1499 agent's possession and shall be held in trust for the corporation by  
1500 such agents. The president shall require lottery sales agents to deposit,  
1501 in a special or suspense account in the name of the corporation to the  
1502 credit of the corporation, which the president shall establish, in  
1503 institutions which are legal for the deposit of state funds under section  
1504 4-33, all moneys received by such agents from the sale of lottery  
1505 tickets, less the amount of compensation authorized under subsection  
1506 (a) of this section and less the amounts paid out as prizes and, if  
1507 requested by the president, to conform with the corporation their  
1508 recorded receipts and transactions in the sale of lottery tickets, in such  
1509 form and with such information as the president may require. Lottery  
1510 sales agents shall not commingle lottery sales funds with other funds.

1511 (c) The president may impose surety bonding requirements on  
1512 lottery sales agents.

1513 (d) No ticket shall be sold at a price greater than that fixed by the  
1514 president, subject to the direction of the board and no sale shall be  
1515 made other than by a licensed lottery sales agent or his designated  
1516 employee, or by such other lawful means. No person shall sell a lottery  
1517 ticket to a minor and no minor shall purchase a lottery ticket. Any  
1518 person who violates the provisions of this subsection shall be guilty of  
1519 a class A misdemeanor. A minor may receive a lottery ticket as a gift.

1520 Sec. 30. Section 12-815 of the general statutes is repealed and the  
1521 following is substituted in lieu thereof (*Effective July 1, 2011*):

1522 (a) The corporation shall establish and adopt specific policies, rules  
1523 and procedures on purchasing and contracting. Such policies, rules  
1524 and procedures or amendments thereto shall be approved by a two-  
1525 thirds vote of the entire board. Notwithstanding any other provision of  
1526 law to the contrary, the corporation may enter into management,  
1527 consulting and other agreements for the provision of goods, services  
1528 and professional advisors necessary or useful in connection with the  
1529 operation and management of the lottery (1) pursuant to a process of  
1530 open or competitive bidding, provided (A) the corporation shall first  
1531 determine the format, content and scope of any agreement for any  
1532 procurement of goods or services, the conditions under which bidding  
1533 will take place and the schedule and stipulations for contract award,  
1534 and (B) the corporation may select the contractor deemed to have  
1535 submitted the most favorable bid, considering price and other factors,  
1536 when, in the judgment of the corporation, such award is in the best  
1537 interests of the corporation, or (2) if the corporation, in its discretion,  
1538 determines that, due to the nature of the agreement to be contracted  
1539 for or procured, open or public bidding is either impracticable or not in  
1540 the best interests of the corporation, by negotiation with such  
1541 prospective providers as the corporation may determine. The terms  
1542 and conditions of agreements and the fees or other compensation to be  
1543 paid to such persons shall be determined by the corporation. The  
1544 agreements entered into by the corporation in accordance with the  
1545 provisions of this section shall not be subject to the approval of any  
1546 state department, office or agency, except as provided in regulations  
1547 adopted by the [Division of Special Revenue] Department of  
1548 Consumer Protection. Nothing in this section shall be deemed to  
1549 restrict the discretion of the corporation to utilize its own staff and  
1550 workforce for the performance of any of its assigned responsibilities  
1551 and functions whenever, in the discretion of the corporation, it  
1552 becomes necessary, convenient or desirable to do so. Copies of all  
1553 agreements of the corporation shall be maintained by the corporation  
1554 at its offices as public records, subject to said exemption.

1555 (b) The corporation shall not be subject to rules, regulations or

1556 restrictions on purchasing or procurement or the disposition of assets  
1557 generally applicable to Connecticut state agencies, including those  
1558 contained in titles 4a and 4b and the corresponding rules and  
1559 regulations. The board shall adopt rules and procedures on  
1560 purchasing, procurement and the disposition of assets applicable to the  
1561 corporation. The adoption of such rules or procedures shall not be  
1562 subject to chapter 54. Any such rules or procedures shall be a public  
1563 record as defined in section 1-200.

1564 Sec. 31. Section 12-815a of the general statutes is repealed and the  
1565 following is substituted in lieu thereof (*Effective July 1, 2011*):

1566 (a) The [executive director of the Division of Special Revenue]  
1567 Commissioner of Consumer Protection shall issue vendor, affiliate and  
1568 occupational licenses in accordance with the provisions of this section.

1569 (b) No person or business organization awarded a primary contract  
1570 by the Connecticut Lottery Corporation to provide facilities,  
1571 components, goods or services that are necessary for and directly  
1572 related to the secure operation of the activities of said corporation shall  
1573 do so unless such person or business organization is issued a vendor  
1574 license by the [executive director of the Division of Special Revenue]  
1575 Commissioner of Consumer Protection. For the purposes of this  
1576 subsection, "primary contract" means a contract to provide facilities,  
1577 components, goods or services to said corporation by a person or  
1578 business organization (1) that provides any lottery game or any online  
1579 wagering system related facilities, components, goods or services and  
1580 that receives or, in the exercise of reasonable business judgment, can be  
1581 expected to receive more than seventy-five thousand dollars or  
1582 twenty-five per cent of its gross annual sales from said corporation, or  
1583 (2) that has access to the facilities of said corporation and provides  
1584 services in such facilities without supervision by said corporation.  
1585 Each applicant for a vendor license shall pay a nonrefundable  
1586 application fee of two hundred fifty dollars.

1587 (c) No person or business organization, other than a shareholder in

1588 a publicly traded corporation, may be a subcontractor for the provision  
1589 of facilities, components, goods or services that are necessary for and  
1590 directly related to the secure operation of the activities of the  
1591 Connecticut Lottery Corporation, or may exercise control in or over a  
1592 vendor licensee unless such person or business organization is licensed  
1593 as an affiliate licensee by the [executive director] commissioner. Each  
1594 applicant for an affiliate license shall pay a nonrefundable application  
1595 fee of two hundred fifty dollars.

1596 (d) (1) Each employee of a vendor or affiliate licensee who has  
1597 access to the facilities of the Connecticut Lottery Corporation and  
1598 provides services in such facilities without supervision by said  
1599 corporation or performs duties directly related to the activities of said  
1600 corporation shall obtain an occupational license.

1601 (2) Each officer, director, partner, trustee or owner of a business  
1602 organization licensed as a vendor or affiliate licensee and any  
1603 shareholder, executive, agent or other person connected with any  
1604 vendor or affiliate licensee who, in the judgment of the [executive  
1605 director] commissioner, will exercise control in or over any such  
1606 licensee shall obtain an occupational license.

1607 (3) Each employee of the Connecticut Lottery Corporation shall  
1608 obtain an occupational license.

1609 (e) The [executive director] commissioner shall issue occupational  
1610 licenses in the following classes: (1) Class I for persons specified in  
1611 subdivision (1) of subsection (d) of this section; (2) Class II for persons  
1612 specified in subdivision (2) of subsection (d) of this section; (3) Class III  
1613 for persons specified in subdivision (3) of subsection (d) of this section  
1614 who, in the judgment of the [executive director] commissioner, will not  
1615 exercise authority over or direct the management and policies of the  
1616 Connecticut Lottery Corporation; and (4) Class IV for persons specified  
1617 in subdivision (3) of subsection (d) of this section who, in the judgment  
1618 of the [executive director] commissioner, will exercise authority over  
1619 or direct the management and policies of the Connecticut Lottery

1620 Corporation. Each applicant for a Class I or III occupational license  
1621 shall pay a nonrefundable application fee of twenty dollars. Each  
1622 applicant for a Class II or IV occupational license shall pay a  
1623 nonrefundable application fee of one hundred dollars. The  
1624 nonrefundable application fee shall accompany the application for  
1625 each such occupational license.

1626 (f) In determining whether to grant a vendor, affiliate or  
1627 occupational license to any such person or business organization, the  
1628 [executive director] commissioner may require an applicant to provide  
1629 information as to such applicant's: (1) Financial standing and credit; (2)  
1630 moral character; (3) criminal record, if any; (4) previous employment;  
1631 (5) corporate, partnership or association affiliations; (6) ownership of  
1632 personal assets; and (7) such other information as the [executive  
1633 director] commissioner deems pertinent to the issuance of such license,  
1634 provided the submission of such other information will assure the  
1635 integrity of the state lottery. The [executive director] commissioner  
1636 shall require each applicant for a vendor, affiliate or occupational  
1637 license to submit to state and national criminal history records checks  
1638 and may require each such applicant to submit to an international  
1639 criminal history records check before such license is issued. The state  
1640 and national criminal history records checks required pursuant to this  
1641 subsection shall be conducted in accordance with section 29-17a. The  
1642 [executive director] commissioner shall issue a vendor, affiliate or  
1643 occupational license, as the case may be, to each applicant who  
1644 satisfies the requirements of this subsection and who is deemed  
1645 qualified by the [executive director] commissioner. The [executive  
1646 director] commissioner may reject for good cause an application for a  
1647 vendor, affiliate or occupational license.

1648 (g) Each vendor, affiliate or Class I or II occupational license shall be  
1649 effective for not more than one year from the date of issuance. Each  
1650 Class III or IV occupational license shall remain in effect throughout  
1651 the term of employment of any such employee holding such a license.  
1652 The [executive director] commissioner may require each employee

1653 issued a Class IV occupational license to submit information as to such  
1654 employee's financial standing and credit annually. Initial application  
1655 for and renewal of any such license shall be in such form and manner  
1656 as the [executive director] commissioner shall prescribe.

1657 (h) (1) The [executive director] commissioner may suspend or  
1658 revoke for good cause a vendor, affiliate or occupational license after a  
1659 hearing held before the [executive director] commissioner in  
1660 accordance with chapter 54. The [executive director] commissioner  
1661 may order summary suspension of any such license in accordance with  
1662 subsection (c) of section 4-182.

1663 (2) Any such applicant aggrieved by the action of the [executive  
1664 director] commissioner concerning an application for a license, or any  
1665 person or business organization whose license is suspended or  
1666 revoked, may appeal to the Gaming Policy Board not later than fifteen  
1667 days after such decision. Any person or business organization  
1668 aggrieved by a decision of the board may appeal pursuant to section 4-  
1669 183.

1670 (3) The [executive director] commissioner may impose a civil  
1671 penalty on any licensee for a violation of any provision of this chapter  
1672 or any regulation adopted under section 12-568a in an amount not to  
1673 exceed two thousand five hundred dollars after a hearing held in  
1674 accordance with chapter 54.

1675 (i) The [executive director] commissioner may require that the books  
1676 and records of any vendor or affiliate licensee be maintained in any  
1677 manner which the [executive director] commissioner may deem best,  
1678 and that any financial or other statements based on such books and  
1679 records be prepared in accordance with generally accepted accounting  
1680 principles in such form as the [executive director] commissioner shall  
1681 prescribe. The [executive director] commissioner or a designee may  
1682 visit, investigate and place expert accountants and such other persons  
1683 as deemed necessary in the offices or places of business of any such  
1684 licensee for the purpose of satisfying himself or herself that such

1685 licensee is in compliance with the regulations of the [division]  
1686 department.

1687 (j) For the purposes of this section, (1) "business organization"  
1688 means a partnership, incorporated or unincorporated association, firm,  
1689 corporation, trust or other form of business or legal entity; (2) "control"  
1690 means the power to exercise authority over or direct the management  
1691 and policies of a licensee; and (3) "person" means any individual.

1692 (k) The [executive director of the Division of Special Revenue]  
1693 Commissioner of Consumer Protection may adopt such regulations, in  
1694 accordance with chapter 54, as are necessary to implement the  
1695 provisions of this section.

1696 Sec. 32. Section 17a-713 of the general statutes is repealed and the  
1697 following is substituted in lieu thereof (*Effective July 1, 2011*):

1698 (a) The Department of Mental Health and Addiction Services shall  
1699 establish a program for the treatment and rehabilitation of compulsive  
1700 gamblers in the state. The program shall provide prevention, treatment  
1701 and rehabilitation services for chronic gamblers. The department may  
1702 enter into agreements with subregional planning and action councils  
1703 and nonprofit organizations to assist in providing these services,  
1704 provided not less than twenty-five per cent of the amount received  
1705 pursuant to section 12-818 annually shall be set aside for contracts with  
1706 subregional planning and action councils established pursuant to  
1707 section 17a-671 and nonprofit organizations and not less than five per  
1708 cent of the amount received pursuant to section 12-818 annually shall  
1709 be set aside for a contract with the Connecticut Council on Problem  
1710 Gambling. The department may impose a reasonable fee, on a sliding  
1711 scale, on those participants who can afford to pay for any such  
1712 services. The department shall implement such program when the  
1713 account established under subsection (b) of this section is sufficient to  
1714 meet initial operating expenses. As used in this section "chronic  
1715 gambler" means a person who is chronically and progressively  
1716 preoccupied with gambling and the urge to gamble, and with

1717 gambling behavior that compromises, disrupts or damages personal,  
1718 family or vocational pursuits.

1719 (b) The program established by subsection (a) of this section shall be  
1720 funded by imposition of: (1) A fee of one hundred thirty-five dollars on  
1721 each association license, for each performance of jai alai or dog racing  
1722 conducted under the provisions of chapter 226, provided no such  
1723 licensee shall contribute more than forty-five thousand dollars in any  
1724 one year; (2) a fee of twenty-five dollars for each teletheater  
1725 performance on each operator of a teletheater facility; and (3) the  
1726 amount received from the Connecticut Lottery Corporation pursuant  
1727 to section 12-818. The [executive director of the Division of Special  
1728 Revenue within the Department of Revenue Services] Commissioner of  
1729 Consumer Protection shall collect the fee from each association  
1730 licensee or such operator on a monthly basis. The receipts shall be  
1731 deposited in the General Fund and credited to a separate, nonlapsing  
1732 chronic gamblers treatment and rehabilitation account which shall be  
1733 established by the Comptroller. All moneys in the account are deemed  
1734 to be appropriated and shall be expended for the purposes established  
1735 in subsection (a) of this section.

1736 (c) The department shall adopt regulations in accordance with the  
1737 provisions of chapter 54 to carry out the purposes of this section.

1738 Sec. 33. Section 22-410 of the general statutes is repealed and the  
1739 following is substituted in lieu thereof (*Effective July 1, 2011*):

1740 The Department of Agriculture and the [Division of Special  
1741 Revenue] Department of Consumer Protection, within the limitations  
1742 of funds available, may offer cash awards to the breeders of  
1743 Connecticut-bred horses which officially finish in first place in horse  
1744 races conducted in this state where pari-mutuel betting is permitted  
1745 and to those which finish first, second or third in horse races where  
1746 pari-mutuel betting is permitted and the total purse is twenty  
1747 thousand dollars or more, and to owners at the time of service of the  
1748 stallions which sired such horses. Such awards shall be paid from the

1749 Connecticut Breeders' Fund to be administered by the department and  
1750 the [division] department. Said fund shall consist of revenues derived  
1751 from pari-mutuel betting in such races in the state, both on and off-  
1752 track, consisting of twenty-five per cent of the tax derived from the  
1753 breakage of the state's share of the tax derived from such races,  
1754 pursuant to subdivision (2) of subsection (d) of section 12-575, with a  
1755 limit set for the fund not to exceed fifty thousand dollars in any fiscal  
1756 year.

1757 Sec. 34. Section 22-412 of the general statutes is repealed and the  
1758 following is substituted in lieu thereof (*Effective July 1, 2011*):

1759 The Department of Agriculture and the [Division of Special  
1760 Revenue] Department of Consumer Protection shall use part of said  
1761 fund for programs to promote the equine industry in the state of  
1762 Connecticut, such as equine activities, facilities and research. The  
1763 Department of Agriculture and the [Division of Special Revenue]  
1764 Department of Consumer Protection may promulgate regulations, in  
1765 accordance with the provisions of chapter 54, to carry out the purposes  
1766 of this section and sections 22-410 and 22-411.

1767 Sec. 35. Section 29-7c of the general statutes is repealed and the  
1768 following is substituted in lieu thereof (*Effective July 1, 2011*):

1769 There is established a unit in the Division of State Police within the  
1770 Department of Public Safety to be known as the legalized gambling  
1771 investigative unit. The unit, in conjunction with the special policemen  
1772 in the [Division of Special Revenue] Department of Consumer  
1773 Protection, shall be responsible for (1) the criminal enforcement of the  
1774 provisions of sections 7-169 to 7-186, inclusive, as amended by this act,  
1775 and chapters 226, 226b and 229a, and (2) the investigation, detection of  
1776 and assistance in the prosecution of any criminal matter or alleged  
1777 violation of criminal law with respect to legalized gambling, provided  
1778 the legalized gambling investigative unit shall be the primary criminal  
1779 enforcement agency. Nothing in this section shall limit the powers  
1780 granted to persons appointed to act as special policemen in accordance

1781 with the provisions of section 29-18c.

1782 Sec. 36. Section 29-18c of the general statutes is repealed and the  
1783 following is substituted in lieu thereof (*Effective July 1, 2011*):

1784 The Commissioner of Public Safety may appoint not more than four  
1785 persons employed as investigators in the security unit of the [Division  
1786 of Special Revenue] Department of Consumer Protection, upon the  
1787 nomination of the [executive director of the Division of Special  
1788 Revenue] Commissioner of Consumer Protection, to act as special  
1789 policemen in said unit. Such appointees shall serve at the pleasure of  
1790 the Commissioner of Public Safety. During such tenure, they shall have  
1791 all the powers conferred on state policemen while investigating or  
1792 making arrests for any offense arising from the operation of any off-  
1793 track betting system or the conduct of any lottery game. Such special  
1794 policemen shall be certified under the provisions of sections 7-294a to  
1795 7-294e, inclusive.

1796 Sec. 37. Section 30-20 of the general statutes is repealed and the  
1797 following is substituted in lieu thereof (*Effective July 1, 2011*):

1798 (a) A package store permit shall allow the retail sale of alcoholic  
1799 liquor not to be consumed on the premises, such sales to be made only  
1800 in sealed bottles or other containers. The holder of a package store  
1801 permit may, in accordance with regulations adopted by the  
1802 Department of Consumer Protection pursuant to the provisions of  
1803 chapter 54, offer free samples of alcoholic liquor for tasting on the  
1804 premises, conduct demonstrations and conduct tastings or  
1805 demonstrations provided by a permittee or backer of a package store  
1806 for a nominal charge to charitable nonprofit organizations. Any  
1807 offering, tasting or demonstration held on permit premises shall be  
1808 conducted only during the hours a package store is permitted to sell  
1809 alcoholic liquor under section 30-91. No store operating under a  
1810 package store permit shall sell any commodity other than alcoholic  
1811 liquor except that, notwithstanding any other provision of law, such  
1812 store may sell (1) cigarettes, (2) publications, (3) bar utensils, which

1813 shall include, but need not be limited to, corkscrews, beverage  
1814 strainers, stirrers or other similar items used to consume or related to  
1815 the consumption of alcoholic liquor, (4) gift packages of alcoholic  
1816 liquor shipped into the state by a manufacturer or out-of-state shipper,  
1817 which may include a nonalcoholic item in the gift package that may be  
1818 any item, except food or tobacco products, provided the dollar value of  
1819 the nonalcoholic items does not exceed the dollar value of the alcoholic  
1820 items of the package, (5) nonalcoholic beverages, (6) concentrates used  
1821 in the preparation of mixed alcoholic beverages, (7) beer and wine-  
1822 making kits and products related to beer and wine-making kits, (8) ice  
1823 in any form, (9) articles of clothing imprinted with advertising related  
1824 to the alcoholic liquor industry, (10) gift baskets or other containers of  
1825 alcoholic liquor, (11) multiple packages of alcoholic liquors, as defined  
1826 in subdivision (3) of section 30-1, provided in all such cases the  
1827 minimum retail selling price for such alcoholic liquor shall apply, and  
1828 (12) lottery tickets authorized by the [Division of Special Revenue]  
1829 Department of Consumer Protection, if licensed as an agent to sell such  
1830 tickets by said [division] department. A package store permit shall also  
1831 allow the taking and transmitting of orders for delivery of such  
1832 merchandise in other states. Notwithstanding any other provision of  
1833 law, a package store permit shall allow the participation in any lottery  
1834 ticket promotion or giveaway sponsored by the [Division of Special  
1835 Revenue] Department of Consumer Protection. The annual fee for a  
1836 package store permit shall be five hundred dollars plus the sum  
1837 required by section 30-66.

1838 (b) A grocery store beer permit may be granted to any grocery store  
1839 and shall allow the retail sale of beer in standard size containers not to  
1840 be consumed on the premises. A holder of a grocery store beer permit  
1841 shall post in a prominent location adjacent to the beer display, the  
1842 retail price for each brand of beer and said retail price shall include all  
1843 applicable federal and state taxes including the applicable state sales  
1844 taxes. The annual fee for a grocery store beer permit shall be one  
1845 hundred sixty dollars plus the sum required by section 30-66.

1846 (c) "Grocery store" means any store commonly known as a  
1847 supermarket, food store, grocery store or delicatessen, primarily  
1848 engaged in the retail sale of all sorts of canned goods and dry goods  
1849 such as tea, coffee, spices, sugar and flour, either packaged or in bulk,  
1850 with or without fresh fruits and vegetables, and with or without fresh,  
1851 smoked and prepared meats, fish and poultry, except that no store  
1852 primarily engaged in the retail sale of seafood, fruits and vegetables,  
1853 candy, nuts and confectioneries, dairy products, bakery products or  
1854 eggs and poultry shall be included in the definition of "grocery store".

1855 Sec. 38. Section 30-39 of the general statutes is repealed and the  
1856 following is substituted in lieu thereof (*Effective July 1, 2011*):

1857 (a) For the purposes of this section, the "filing date" of an application  
1858 means the date upon which the department, after approving the  
1859 application for processing, mails or otherwise delivers to the applicant  
1860 a placard containing such date.

1861 (b) (1) Any person desiring a liquor permit or a renewal of such a  
1862 permit shall make a sworn application therefor to the Department of  
1863 Consumer Protection upon forms to be furnished by the department,  
1864 showing the name and address of the applicant and of the applicant's  
1865 backer, if any, the location of the club or place of business which is to  
1866 be operated under such permit and a financial statement setting forth  
1867 all elements and details of any business transactions connected with  
1868 the application. Such application shall include a detailed description of  
1869 the type of live entertainment that is to be provided. A club or place of  
1870 business shall be exempt from providing such detailed description if  
1871 the club or place of business (A) was issued a liquor permit prior to  
1872 October 1, 1993, and (B) has not altered the type of entertainment  
1873 provided. The application shall also indicate any crimes of which the  
1874 applicant or the applicant's backer may have been convicted.  
1875 Applicants shall submit documents sufficient to establish that state and  
1876 local building, fire and zoning requirements and local ordinances  
1877 concerning hours and days of sale will be met, except that local

1878 building and zoning requirements and local ordinances concerning  
1879 hours and days of sale shall not apply to any class of airport permit.  
1880 The State Fire Marshal or the marshal's certified designee shall be  
1881 responsible for approving compliance with the State Fire Code at  
1882 Bradley International Airport. Any person desiring a permit provided  
1883 for in section 30-33b shall file a copy of such person's license from the  
1884 [Division of Special Revenue] Department of Consumer Protection or  
1885 the Gaming Policy Board with such application. The department may,  
1886 at its discretion, conduct an investigation to determine whether a  
1887 permit shall be issued to an applicant.

1888 (2) The applicant shall pay to the department a nonrefundable  
1889 application fee, which fee shall be in addition to the fees prescribed in  
1890 this chapter for the permit sought. An application fee shall not be  
1891 charged for an application to renew a permit. The application fee shall  
1892 be in the amount of ten dollars for the filing of each application for a  
1893 permit by a charitable organization, including a nonprofit public  
1894 television corporation, a nonprofit golf tournament permit, a  
1895 temporary permit or a special club permit; and for all other permits in  
1896 the amount of one hundred dollars for the filing of an initial  
1897 application. Any permit issued shall be valid only for the purposes and  
1898 activities described in the application.

1899 (3) The applicant, immediately after filing an application, shall give  
1900 notice thereof, with the name and residence of the permittee, the type  
1901 of permit applied for and the location of the place of business for  
1902 which such permit is to be issued and the type of live entertainment to  
1903 be provided, all in a form prescribed by the department, by publishing  
1904 the same in a newspaper having a circulation in the town in which the  
1905 place of business to be operated under such permit is to be located, at  
1906 least once a week for two successive weeks, the first publication to be  
1907 not more than seven days after the filing date of the application and  
1908 the last publication not more than fourteen days after the filing date of  
1909 the application. The applicant shall affix, and maintain in a legible  
1910 condition upon the outer door of the building wherein such place of

1911 business is to be located and clearly visible from the public highway,  
1912 the placard provided by the department, not later than the day  
1913 following the receipt of the placard by the applicant. If such outer door  
1914 of such premises is so far from the public highway that such placard is  
1915 not clearly visible as provided, the department shall direct a suitable  
1916 method to notify the public of such application. When an application is  
1917 filed for any type of permit for a building that has not been  
1918 constructed, such applicant shall erect and maintain in a legible  
1919 condition a sign not less than six feet by four feet upon the site where  
1920 such place of business is to be located, instead of such placard upon  
1921 the outer door of the building. The sign shall set forth the type of  
1922 permit applied for and the name of the proposed permittee, shall be  
1923 clearly visible from the public highway and shall be so erected not  
1924 later than the day following the receipt of the placard. Such applicant  
1925 shall make a return to the department, under oath, of compliance with  
1926 the foregoing requirements, in such form as the department may  
1927 determine, but the department may require any additional proof of  
1928 such compliance. Upon receipt of evidence of such compliance, the  
1929 department may hold a hearing as to the suitability of the proposed  
1930 location. The provisions of this subdivision shall not apply to  
1931 applications for airline permits, charitable organization permits,  
1932 temporary permits, special club permits, concession permits, military  
1933 permits, railroad permits, boat permits, warehouse permits, brokers'  
1934 permits, out-of-state shippers' permits for alcoholic liquor and out-of-  
1935 state shippers' permits for beer, coliseum permits, coliseum concession  
1936 permits, special sporting facility restaurant permits, special sporting  
1937 facility employee recreational permits, special sporting facility guest  
1938 permits, special sporting facility concession permits, special sporting  
1939 facility bar permits, nonprofit golf tournament permits, nonprofit  
1940 public television permits and renewals. The provisions of this  
1941 subdivision regarding publication and placard display shall also be  
1942 required of any applicant who seeks to amend the type of  
1943 entertainment upon filing of a renewal application.

1944 (4) In any case in which a permit has been issued to a partnership, if

1945 one or more of the partners dies or retires, the remaining partner or  
1946 partners need not file a new application for the unexpired portion of  
1947 the current permit, and no additional fee for such unexpired portion  
1948 shall be required. Notice of any such change shall be given to the  
1949 department and the permit shall be endorsed to show correct  
1950 ownership. When any partnership changes by reason of the addition of  
1951 one or more persons, a new application with new fees shall be  
1952 required.

1953 (c) Any ten persons who are at least eighteen years of age, and are  
1954 residents of the town within which the business for which the permit  
1955 or renewal thereof has been applied for, is intended to be operated, or,  
1956 in the case of a manufacturer's or a wholesaler's permit, any ten  
1957 persons who are at least eighteen years of age and are residents of the  
1958 state, may file with the department, within three weeks from the last  
1959 date of publication of notice made pursuant to subdivision (3) of  
1960 subsection (b) of this section for an initial permit, and in the case of  
1961 renewal of an existing permit, at least twenty-one days before the  
1962 renewal date of such permit, a remonstrance containing any objection  
1963 to the suitability of such applicant or proposed place of business. Upon  
1964 the filing of such remonstrance, the department, upon written  
1965 application, shall hold a hearing and shall give such notice as it deems  
1966 reasonable of the time and place at least five days before such hearing  
1967 is had. The remonstrants shall designate one or more agents for  
1968 service, who shall serve as the recipient or recipients of all notices  
1969 issued by the department. At any time prior to the issuance of a  
1970 decision by the department, a remonstrance may be withdrawn by the  
1971 remonstrants or by such agent or agents acting on behalf of such  
1972 remonstrants and the department may cancel the hearing or withdraw  
1973 the case. The decision of the department on such application shall be  
1974 final with respect to the remonstrance.

1975 (d) No new permit shall be issued until the foregoing provisions of  
1976 subsections (a) and (b) of this section have been complied with. Six  
1977 months' or seasonal permits may be renewed, provided the renewal

1978 application and fee shall be filed at least twenty-one days before the  
1979 reopening of the business, there is no change in the permittee,  
1980 ownership or type of permit, and the permittee or backer did not  
1981 receive a rebate of the permit fee with respect to the permit issued for  
1982 the previous year.

1983 (e) The department may renew a permit that has expired if the  
1984 applicant pays to the department a nonrefundable late fee pursuant to  
1985 subsection (c) of section 21a-4, which fee shall be in addition to the fees  
1986 prescribed in this chapter for the permit applied for. The provisions of  
1987 this subsection shall not apply to one-day permits, to any permit which  
1988 is the subject of administrative or court proceedings, or where  
1989 otherwise provided by law.

1990 Sec. 39. Section 30-59a of the general statutes is repealed and the  
1991 following is substituted in lieu thereof (*Effective July 1, 2011*):

1992 The Department of Consumer Protection may [, upon notice from  
1993 the Division of Special Revenue of the name and address of any person  
1994 who has had a license suspended or revoked by the Gaming Policy  
1995 Board or the executive director of the Division of Special Revenue,]  
1996 suspend the permit of such person until such license has been restored  
1997 to such person. [The Department of Consumer Protection shall notify  
1998 the Division of Special Revenue of the name and address of any  
1999 permittee or backer whose permit has been suspended or revoked.]

2000 Sec. 40. Section 31-51y of the general statutes is repealed and the  
2001 following is substituted in lieu thereof (*Effective July 1, 2011*):

2002 (a) Nothing in sections 31-51t to 31-51aa, inclusive, shall prevent an  
2003 employer from conducting medical screenings, with the express  
2004 written consent of the employees, to monitor exposure to toxic or other  
2005 unhealthy substances in the workplace or in the performance of their  
2006 job responsibilities. Any such screenings or tests shall be limited to the  
2007 specific substances expressly identified in the employee consent form.

2008 (b) Nothing in sections 31-51t to 31-51aa, inclusive, shall restrict an  
2009 employer's ability to prohibit the use of intoxicating substances during  
2010 work hours or restrict an employer's ability to discipline an employee  
2011 for being under the influence of intoxicating substances during work  
2012 hours.

2013 (c) Nothing in sections 31-51t to 31-51aa, inclusive, shall restrict or  
2014 prevent a urinalysis drug test program conducted under the  
2015 supervision of the [Division of Special Revenue within the Department  
2016 of Revenue Services] Department of Consumer Protection relative to  
2017 jai alai players, jai alai court judges, jockeys, harness drivers or  
2018 stewards participating in activities upon which pari-mutuel wagering  
2019 is authorized under chapter 226.

2020 Sec. 41. Section 53-278g of the general statutes is repealed and the  
2021 following is substituted in lieu thereof (*Effective July 1, 2011*):

2022 (a) Nothing in sections 53-278a to 53-278g, inclusive, shall be  
2023 construed to prohibit the publication of an advertisement of, or the  
2024 operation of, or participation in, a state lottery, pari-mutuel betting at  
2025 race tracks licensed by the state, off-track betting conducted by the  
2026 state or a licensee authorized to operate the off-track betting system or  
2027 a promotional drawing for a prize or prizes, conducted for advertising  
2028 purposes by any person, firm or corporation other than a retail grocer  
2029 or retail grocery chain, wherein members of the general public may  
2030 participate without making any purchase or otherwise paying or  
2031 risking credit, money, or any other tangible thing of value.

2032 (b) The Mashantucket Pequot tribe and the Mohegan Tribe of  
2033 Indians of Connecticut, or their agents, may use and possess at any  
2034 location within the state, solely for the purpose of training individuals  
2035 in skills required for employment by the tribe or testing a gambling  
2036 device, any gambling device which the tribes are authorized to utilize  
2037 on their reservations pursuant to the federal Indian Gaming  
2038 Regulatory Act; provided no money or other thing of value shall be  
2039 paid to any person as a result of the operation of such gambling device

2040 in the course of such training or testing at locations outside of the  
2041 reservation of the tribe. Any person receiving such training or testing  
2042 such device may use any such device in the course of such training or  
2043 testing. Whenever either of said tribes intends to use and possess at  
2044 any location within the state any such gambling device for the purpose  
2045 of testing such device, the tribe shall give prior notice of such testing to  
2046 the [Division of Special Revenue] Department of Consumer Protection.

2047 Sec. 42. Section 16-2a of the general statutes is repealed and the  
2048 following is substituted in lieu thereof (*Effective July 1, 2011*):

2049 (a) [There shall continue to be an independent Office of Consumer  
2050 Counsel, within the] The Department of [Public Utility Control for  
2051 administrative purposes only, to] Consumer Protection shall act as the  
2052 advocate for consumer interests in all matters which may affect  
2053 Connecticut consumers with respect to public service companies,  
2054 electric suppliers and certified telecommunications providers. [The  
2055 Office of Consumer Counsel] Said department is authorized to appear  
2056 in and participate in any regulatory or judicial proceedings, federal or  
2057 state, in which such interests of Connecticut consumers may be  
2058 involved, or in which matters affecting utility services rendered or to  
2059 be rendered in this state may be involved. [The Office of Consumer  
2060 Counsel] Said department shall be a party to each contested case  
2061 before the [Department of Public Utility Control] Public Utilities  
2062 Control Authority and shall participate in such proceedings to the  
2063 extent it deems necessary. Said [Office of Consumer Counsel]  
2064 department may appeal from a decision, order or authorization in any  
2065 such state regulatory proceeding notwithstanding its failure to appear  
2066 or participate in said proceeding.

2067 (b) Except as prohibited by the provisions of section 4-181, the  
2068 [Office of Consumer Counsel] Department of Consumer Protection  
2069 shall have access to the records of the Public Utilities Control  
2070 Authority and [the Department of Public Utility Control,] shall be  
2071 entitled to call upon the assistance of the authority's [and the

2072 department's] experts, and shall have the benefit of all other facilities  
2073 or information of the authority [or department] in carrying out [the] its  
2074 duties [of the Office of Consumer Counsel,] except for such internal  
2075 documents, information or data as are not available to parties to the  
2076 authority's proceedings. [The department shall provide such space as  
2077 necessary within the department's quarters for the operation of the  
2078 Office of Consumer Counsel, and the department shall be empowered  
2079 to set regulations providing for adequate compensation for the  
2080 provision of such office space.]

2081 [(c) The Office of Consumer Counsel shall be under the direction of  
2082 a Consumer Counsel, who shall be appointed by the Governor with  
2083 the advice and consent of either house of the General Assembly. The  
2084 Consumer Counsel shall be an elector of this state and shall have  
2085 demonstrated a strong commitment and involvement in efforts to  
2086 safeguard the rights of the public. The Consumer Counsel shall serve  
2087 for a term of five years unless removed pursuant to section 16-5. The  
2088 salary of the Consumer Counsel shall be equal to that established for  
2089 management pay plan salary group seventy-one by the Commissioner  
2090 of Administrative Services. No Consumer Counsel shall, for a period  
2091 of one year following the termination of service as Consumer Counsel,  
2092 accept employment by a public service company, a certified  
2093 telecommunications provider or an electric supplier. No Consumer  
2094 Counsel who is also an attorney shall in any capacity, appear or  
2095 participate in any matter, or accept any compensation regarding a  
2096 matter, before the Public Utilities Control Authority, for a period of  
2097 one year following the termination of service as Consumer Counsel.

2098 (d) The Consumer Counsel shall hire such staff as he deems  
2099 necessary to perform the duties of said Office of Consumer Counsel  
2100 and may employ from time to time outside consultants knowledgeable  
2101 in the utility regulation field including, but not limited to, economists,  
2102 capital cost experts and rate design experts. The salaries and  
2103 qualifications of the individuals so hired shall be determined by the  
2104 Commissioner of Administrative Services pursuant to section 4-40.]

2105 [(e)] (c) Nothing in this section shall be construed to prevent any  
2106 party interested in such proceeding or action from appearing in person  
2107 or from being represented by counsel therein.

2108 [(f)] (d) As used in this section, "consumer" means any person, city,  
2109 borough or town that receives service from any public service  
2110 company, electric supplier or from any certified telecommunications  
2111 provider in this state whether or not such person, city, borough or  
2112 town is financially responsible for such service.

2113 [(g)] The Office of Consumer Counsel shall not be required to post a  
2114 bond as a condition to presenting an appeal from any state regulatory  
2115 decision, order or authorization.

2116 (h) The expenses of the Office of Consumer Counsel shall be  
2117 assessed in accordance with the provisions of section 16-49.]

2118 Sec. 43. Section 20-280 of the general statutes is repealed and the  
2119 following is substituted in lieu thereof (*Effective July 1, 2011*):

2120 (a) There shall be a State Board of Accountancy within the  
2121 Department of Consumer Protection which shall consist of nine  
2122 members, to be appointed by the Governor, all of whom shall be  
2123 residents of this state, five of whom shall hold current, valid licenses to  
2124 practice public accountancy and four of whom shall be public  
2125 members. Any persons serving on the board prior to October 1, 1992,  
2126 shall continue to serve until a successor is appointed. Whenever an  
2127 appointment of a licensee to the state board is to be made, the  
2128 Connecticut Society of Certified Public Accountants shall submit to the  
2129 Governor the names of five persons qualified for membership on the  
2130 board and the Governor shall appoint one of such persons to said  
2131 board, subject to the provisions of section 4-10. The Governor shall  
2132 select a chairperson pursuant to section 4-9a. The term of each member  
2133 of the board shall be coterminous with that of the Governor. Vacancies  
2134 occurring during a term shall be filled by appointment by the  
2135 Governor for the unexpired portion of the term. Upon the expiration of

2136 a member's term of office, such member shall continue to serve until  
2137 his successor has been appointed. Any member of the board whose  
2138 license under section 20-281d is revoked or suspended shall  
2139 automatically cease to be a member of the board. No person who has  
2140 served two successive complete terms shall be eligible for  
2141 reappointment to the board. Appointment to fill an unexpired term  
2142 shall not be considered to be a complete term. Any member who,  
2143 without just cause, fails to attend fifty per cent of all meetings held  
2144 during any calendar year shall not be eligible for reappointment.

2145 (b) The board shall meet at such times and places as may be fixed by  
2146 the board and shall meet at least once in every quarter of a calendar  
2147 year. A majority of the board members then serving shall constitute a  
2148 quorum at any meeting duly called. The board shall have a seal which  
2149 shall be judicially noticed. The board shall maintain a registry of the  
2150 names and addresses of all licensees and registrants under sections 20-  
2151 279b to 20-281m, inclusive, and shall have responsibility for the  
2152 administration and enforcement of said sections.

2153 (c) Each member of the board shall be reimbursed for his actual and  
2154 necessary expenses incurred in the discharge of his official duties.

2155 [(d) The board shall annually cause to be printed a directory which  
2156 shall contain the names, arranged alphabetically, of all licensees and  
2157 registrants under sections 20-279b to 20-281m, inclusive.]

2158 [(e)] (d) The board may recommend and the Commissioner of  
2159 Consumer Protection may employ, subject to the provisions of chapter  
2160 67, [may employ an executive director and] such other personnel as  
2161 may be necessary to carry out the provisions of sections 20-279b to 20-  
2162 281m, inclusive. [The board may enter into such contractual  
2163 agreements as may be necessary for the discharge of its duties, within  
2164 the limit of its appropriated funds and in accordance with established  
2165 procedures, as it deems necessary in its administration and  
2166 enforcement of said sections. It may appoint committees or persons to  
2167 advise or assist the board in such administration and enforcement as it

2168 may see fit.]

2169 [(f)] (e) The board shall have the power to take all action that is  
2170 necessary and proper to effectuate the purposes of sections 20-279b to  
2171 20-281m, inclusive, including the power to issue subpoenas to compel  
2172 the attendance of witnesses and the production of documents; to  
2173 administer oaths; to take testimony and to receive evidence concerning  
2174 all matters within its jurisdiction. In case of disobedience of a  
2175 subpoena, the board may invoke the aid of any court of this state in  
2176 requiring the attendance and testimony of witnesses and the  
2177 production of documentary evidence. The board, its members, and its  
2178 agents shall be immune from personal liability for actions taken in  
2179 good faith in the discharge of the board's responsibilities, and the state  
2180 shall indemnify and hold harmless the board, its members, and its  
2181 agents from all costs, damages, and attorneys' fees arising from claims  
2182 and suits against them with respect to matters to which such immunity  
2183 applies.

2184 [(g)] (f) The board may adopt rules, in accordance with chapter 54,  
2185 governing its administration and enforcement of sections 20-279b to  
2186 20-281m, inclusive, and the conduct of licensees and registrants,  
2187 including, but not limited to:

2188 (1) Regulations governing the board's meetings and the conduct of  
2189 its business;

2190 (2) Regulations concerning procedures governing the conduct of  
2191 investigations and hearings by the board;

2192 (3) Regulations specifying the educational qualifications required  
2193 for the issuance of certificates under section 20-281c, the experience  
2194 required for initial issuance of certificates under section 20-281c and  
2195 the continuing professional education required for renewal of licenses  
2196 under subsection (e) of section 20-281d;

2197 (4) Regulations concerning professional conduct directed to

2198 controlling the quality and probity of the practice of public  
2199 accountancy by licensees, and dealing among other things with  
2200 independence, integrity, objectivity, competence, technical standards,  
2201 responsibilities to the public and responsibilities to clients;

2202 (5) Regulations specifying actions and circumstances that shall be  
2203 deemed to constitute holding oneself out as a licensee in connection  
2204 with the practice of public accountancy;

2205 (6) Regulations governing the manner and circumstances of use by  
2206 holders of certificates who do not also hold licenses under sections 20-  
2207 279b to 20-281m, inclusive, of the titles "certified public accountant"  
2208 and "CPA";

2209 (7) Regulations regarding quality reviews that may be required to  
2210 be performed under the provisions of sections 20-279b to 20-281m,  
2211 inclusive;

2212 (8) Regulations implementing the provisions of section 20-281l,  
2213 including, but not limited to, specifying the terms of any disclosure  
2214 required by subsection (d) of said section 20-281l, the manner in which  
2215 such disclosure is made and any other requirements the board imposes  
2216 with regard to such disclosure. Such regulations shall require that any  
2217 disclosure: (A) Be in writing and signed by the recipient of the product  
2218 or service; (B) be clear and conspicuous; (C) state the amount of the  
2219 commission or the basis on which the commission will be calculated;  
2220 (D) identify the source of the payment of the commission and the  
2221 relationship between such source and the person receiving payment;  
2222 and (E) be presented to the client at or prior to the time the  
2223 recommendation of the product or service is made;

2224 (9) Regulations establishing the due date for any fee charged  
2225 pursuant to sections 20-281c, 20-281d and 20-281e. Such regulations  
2226 may establish the amount and due date of a late fee charged for the  
2227 failure to remit payment of any fee charged pursuant to sections 20-  
2228 281c, 20-281d and 20-281e; and

2229 (10) Such other regulations as the board may deem necessary or  
2230 appropriate for implementing the provisions and the purposes of  
2231 sections 20-279b to 20-281m, inclusive.

2232 Sec. 44. Section 38a-1040 of the general statutes is repealed and the  
2233 following is substituted in lieu thereof (*Effective July 1, 2011*):

2234 As used in this section and sections [38a-1040] 38a-1041 to 38a-1050,  
2235 inclusive:

2236 (1) "Consumer" means an individual who receives or is attempting  
2237 to receive services from a managed care organization and is a resident  
2238 of this state.

2239 (2) "Managed care organization" means an insurer, health care  
2240 center, hospital or medical service corporation or other organization  
2241 delivering, issuing for delivery, renewing or amending any individual  
2242 or group health managed care plan in this state.

2243 (3) "Managed care plan" means a product offered by a managed care  
2244 organization that provides for the financing or delivery of health care  
2245 services to persons enrolled in the plan through: (A) Arrangements  
2246 with selected providers to furnish health care services; (B) explicit  
2247 standards for the selection of participating providers; (C) financial  
2248 incentives for enrollees to use the participating providers and  
2249 procedures provided for by the plan; or (D) arrangements that share  
2250 risks with providers, provided the organization offering a plan  
2251 described under subparagraph (A), (B), (C) or (D) of this subdivision is  
2252 licensed by the Insurance Department pursuant to chapter 698, 698a or  
2253 700 and that the plan includes utilization review pursuant to sections  
2254 38a-226 to 38a-226d, inclusive.

2255 Sec. 45. Section 38a-1041 of the general statutes is repealed and the  
2256 following is substituted in lieu thereof (*Effective July 1, 2011*):

2257 (a) There is established an Office of the Healthcare Advocate which  
2258 shall be within the [Insurance Department for administrative purposes

2259 only] Department of Consumer Protection.

2260 (b) The Office of the Healthcare Advocate may:

2261 (1) Assist health insurance consumers with managed care plan  
2262 selection by providing information, referral and assistance to  
2263 individuals about means of obtaining health insurance coverage and  
2264 services;

2265 (2) Assist health insurance consumers to understand their rights and  
2266 responsibilities under managed care plans;

2267 (3) Provide information to the public, agencies, legislators and  
2268 others regarding problems and concerns of health insurance  
2269 consumers and make recommendations for resolving those problems  
2270 and concerns;

2271 (4) Assist consumers with the filing of complaints and appeals,  
2272 including filing appeals with a managed care organization's internal  
2273 appeal or grievance process and the external appeal process  
2274 established under section 38a-478n;

2275 (5) Analyze and monitor the development and implementation of  
2276 federal, state and local laws, regulations and policies relating to health  
2277 insurance consumers and recommend changes it deems necessary;

2278 (6) Facilitate public comment on laws, regulations and policies,  
2279 including policies and actions of health insurers;

2280 (7) Ensure that health insurance consumers have timely access to the  
2281 services provided by the office;

2282 (8) Review the health insurance records of a consumer who has  
2283 provided written consent for such review;

2284 (9) Create and make available to employers a notice, suitable for  
2285 posting in the workplace, concerning the services that the Healthcare  
2286 Advocate provides;

2287 (10) Establish a toll-free number, or any other free calling option, to  
2288 allow customer access to the services provided by the Healthcare  
2289 Advocate;

2290 (11) Pursue administrative remedies on behalf of and with the  
2291 consent of any health insurance consumers;

2292 (12) Adopt regulations, pursuant to chapter 54, to carry out the  
2293 provisions of sections 38a-1040 to 38a-1050, inclusive, as amended by  
2294 this act; and

2295 (13) Take any other actions necessary to fulfill the purposes of  
2296 sections 38a-1040 to 38a-1050, inclusive, as amended by this act.

2297 (c) The [Office of the Healthcare Advocate] Department of  
2298 Consumer Protection shall make a referral to the Insurance  
2299 Commissioner if the Healthcare Advocate finds that a preferred  
2300 provider network may have engaged in a pattern or practice that may  
2301 be in violation of sections 38a-226 to 38a-226d, inclusive, 38a-479aa to  
2302 38a-479gg, inclusive, or 38a-815 to 38a-819, inclusive.

2303 (d) The Healthcare Advocate and the Insurance Commissioner shall  
2304 jointly compile a list of complaints received against managed care  
2305 organizations and preferred provider networks and the commissioner  
2306 shall maintain the list, except the names of complainants shall not be  
2307 disclosed if such disclosure would violate the provisions of section 4-  
2308 61dd or 38a-1045, as amended by this act.

2309 (e) On or before October 1, 2005, the Managed Care Ombudsman, in  
2310 consultation with the Community Mental Health Strategy Board,  
2311 established under section 17a-485b, shall establish a process to provide  
2312 ongoing communication among mental health care providers, patients,  
2313 state-wide and regional business organizations, managed care  
2314 companies and other health insurers to assure: (1) Best practices in  
2315 mental health treatment and recovery; (2) compliance with the  
2316 provisions of sections 38a-476a, 38a-476b, 38a-488a and 38a-489; and (3)

2317 the relative costs and benefits of providing effective mental health care  
2318 coverage to employees and their families. On or before January 1, 2006,  
2319 and annually thereafter, the Healthcare Advocate shall report, in  
2320 accordance with the provisions of section 11-4a, on the implementation  
2321 of this subsection to the joint standing committees of the General  
2322 Assembly having cognizance of matters relating to public health and  
2323 insurance.

2324 (f) On or before October 1, [2008] 2011, the [Office of the Healthcare  
2325 Advocate] Department of Consumer Protection shall, within available  
2326 appropriations, establish and maintain a healthcare consumer  
2327 information web site on the Internet for use by the public in obtaining  
2328 healthcare information, including but not limited to: (1) The  
2329 availability of wellness programs in various regions of Connecticut,  
2330 such as disease prevention and health promotion programs; (2) quality  
2331 and experience data from hospitals licensed in this state; and (3) a link  
2332 to the consumer report card developed and distributed by the  
2333 Insurance Commissioner pursuant to section 38a-478l.

2334 Sec. 46. Section 38a-1042 of the general statutes is repealed and the  
2335 following is substituted in lieu thereof (*Effective July 1, 2011*):

2336 (a) The [Office of the Healthcare Advocate shall be under the  
2337 direction of the] Healthcare Advocate [who] shall be appointed by the  
2338 [Governor, with the approval of the General Assembly] Commissioner  
2339 of Consumer Protection. The Healthcare Advocate shall be an elector  
2340 of the state with expertise and experience in the fields of health care,  
2341 health insurance and advocacy for the rights of consumers, provided  
2342 the Healthcare Advocate shall not have served as a director or officer  
2343 of a managed care organization within two years of appointment. [In  
2344 addition to the Healthcare Advocate, the Office of the Healthcare  
2345 Advocate shall consist of a staff of not more than three persons, which  
2346 staff may be increased as the requirements and resources of the office  
2347 permit.]

2348 [(b) The Governor shall make the initial appointment of the

2349 Healthcare Advocate from a list of candidates prepared and submitted,  
2350 not later than June 1, 2000, to the Governor by the advisory committee  
2351 established pursuant to section 38a-1049. The Governor shall notify the  
2352 advisory committee of the pending expiration of the term of an  
2353 incumbent Healthcare Advocate not less than ninety days prior to the  
2354 final day of the Healthcare Advocate's term in office. If a vacancy  
2355 occurs in the position of Healthcare Advocate, the Governor shall  
2356 notify the advisory committee immediately of the vacancy. The  
2357 advisory committee shall meet to consider qualified candidates for the  
2358 position of Healthcare Advocate and shall submit a list of not more  
2359 than five candidates to the Governor ranked in order of preference, not  
2360 more than sixty days after receiving notice from the Governor of the  
2361 pending expiration of the Healthcare Advocate's term or the  
2362 occurrence of a vacancy. The Governor shall designate, not more than  
2363 sixty days after receipt of the list of candidates from the advisory  
2364 committee, one candidate from the list for the position of Healthcare  
2365 Advocate. If, after the list is submitted to the Governor by the advisory  
2366 committee, any candidate withdraws from consideration, the  
2367 Governor shall designate a candidate from those remaining on the list.  
2368 If the Governor fails to designate a candidate within sixty days of  
2369 receipt of the list from the advisory committee, the advisory committee  
2370 shall refer the candidate with the highest ranking on the list to the  
2371 General Assembly for confirmation. If the General Assembly is not in  
2372 session at the time of the Governor's or advisory committee's  
2373 designation of a candidate, the candidate shall serve as the acting  
2374 Healthcare Advocate until the General Assembly meets and confirms  
2375 the candidate as Healthcare Advocate. A candidate serving as acting  
2376 Healthcare Advocate is entitled to compensation and has all the  
2377 powers, duties and privileges of the Healthcare Advocate. A  
2378 Healthcare Advocate shall serve a term of four years, not including  
2379 any time served as acting Healthcare Advocate, and may be  
2380 reappointed by the Governor or shall remain in the position until a  
2381 successor is confirmed. Although an incumbent Healthcare Advocate  
2382 may be reappointed, the Governor shall also consider additional

2383 candidates from a list submitted by the advisory committee as  
2384 provided in this section.]

2385 [(c)] (b) Upon a vacancy in the position of the Healthcare Advocate,  
2386 the [most senior attorney in the Office of the Healthcare Advocate shall  
2387 serve as the] Commissioner of Consumer Protection shall appoint an  
2388 acting Healthcare Advocate until the vacancy is filled pursuant to  
2389 subsection (a) [or (b)] of this section. The acting Healthcare Advocate  
2390 [has] shall have all the powers, duties and privileges of the Healthcare  
2391 Advocate.

2392 Sec. 47. Section 38a-1045 of the general statutes is repealed and the  
2393 following is substituted in lieu thereof (*Effective July 1, 2011*):

2394 In the absence of the written consent of a consumer utilizing the  
2395 services of the [Office of the] Healthcare Advocate or such consumer's  
2396 guardian or legal representative or of a court order, the [Office of the  
2397 Healthcare Advocate] Department of Consumer Protection, its  
2398 employees and its agents [,] shall not disclose the identity of the  
2399 consumer.

2400 Sec. 48. Section 38a-1047 of the general statutes is repealed and the  
2401 following is substituted in lieu thereof (*Effective July 1, 2011*):

2402 (a) [No] The Healthcare Advocate or person employed by the  
2403 [Office of the Healthcare Advocate may] Department of Consumer  
2404 Protection shall not:

2405 (1) Have a direct involvement in the licensing, certification or  
2406 accreditation of a managed care organization;

2407 (2) Have a direct ownership or investment interest in a managed  
2408 care organization;

2409 (3) Be employed by or participate in the management of a managed  
2410 care organization; or

2411 (4) Receive or have the right to receive, directly or indirectly,  
2412 remuneration under a compensation arrangement with a managed  
2413 care organization.

2414 (b) [No Healthcare Advocate or person employed by the Office of  
2415 the] The Healthcare Advocate [may] shall not knowingly accept  
2416 employment with a managed care organization for a period of one  
2417 year following termination of that person's services with the Office of  
2418 the Healthcare Advocate.

2419 Sec. 49. Section 38a-1049 of the general statutes is repealed and the  
2420 following is substituted in lieu thereof (*Effective July 1, 2011*):

2421 (a) There is established an advisory committee to the Office of the  
2422 Healthcare Advocate which shall meet four times a year with the  
2423 [Healthcare Advocate and the staff of the Office of the Healthcare  
2424 Advocate] Commissioner of Consumer Protection to review and assess  
2425 the performance of the Office of the Healthcare Advocate. The  
2426 advisory committee shall consist of six members appointed one each  
2427 by the president pro tempore of the Senate, the speaker of the House of  
2428 Representatives, the majority leader of the Senate, the majority leader  
2429 of the House of Representatives, the minority leader of the Senate and  
2430 the minority leader of the House of Representatives. Each member of  
2431 the advisory committee shall serve a term of five years and may be  
2432 reappointed at the conclusion of that term. [All initial appointments to  
2433 the advisory committee shall be made not later than March 1, 2000.]

2434 (b) The advisory committee shall make an annual evaluation of the  
2435 effectiveness of the Office of the Healthcare Advocate and shall submit  
2436 the evaluation to the Governor and the joint standing committees of  
2437 the General Assembly having cognizance of matters relating to public  
2438 health and insurance not later than April first of each year,  
2439 [commencing February 1, 2001.]

2440 Sec. 50. Section 38a-1051 of the general statutes is repealed and the  
2441 following is substituted in lieu thereof (*Effective July 1, 2011*):

2442 (a) Whereas the General Assembly finds that: (1) Equal enjoyment of  
2443 the highest attainable standard of health is a human right and a  
2444 priority of the state, (2) research and experience demonstrate that  
2445 inhabitants of the state experience barriers to the equal enjoyment of  
2446 good health based on race, ethnicity, gender, national origin and  
2447 linguistic ability, and (3) addressing such barriers, and others that may  
2448 arise in the future, requires: The collection, analysis and reporting of  
2449 information, the identification of causes, and the development and  
2450 implementation of policy solutions that address health disparities  
2451 while improving the health of the public as a whole therefore, there is  
2452 established a Commission on Health Equity with the mission of  
2453 eliminating disparities in health status based on race, ethnicity, gender  
2454 and linguistic ability, and improving the quality of health for all of the  
2455 state's residents. Such commission shall consist of the following  
2456 commissioners, or their designees, and public members: (A) The  
2457 Commissioners of Public Health, Mental Health and Addiction  
2458 Services, Developmental Services, Social Services, Correction, Children  
2459 and Families, and Education; (B) the dean of The University of  
2460 Connecticut Health Center, or his designee; (C) the director of The  
2461 University of Connecticut Health Center and Center for Public Health  
2462 and Health Policy, or their designees; (D) the dean of the Yale  
2463 University Medical School, or his designee; (E) the dean of Public  
2464 Health and the School of Epidemiology at Yale University, or his  
2465 designee; (F) one member appointed by the president pro tempore of  
2466 the Senate, who shall be a member of an affiliate of the National Urban  
2467 League; (G) one member appointed by the speaker of the House of  
2468 Representatives, who shall be a member of the National Association  
2469 for the Advancement of Colored People; (H) one member appointed  
2470 by the majority leader of the House of Representatives, who shall be a  
2471 member of the Black and Puerto Rican Caucus of the General  
2472 Assembly; (I) one member appointed by the majority leader of the  
2473 Senate with the advice of the Native American Heritage Advisory  
2474 Council or the chairperson of the Indian Affairs Council, who shall be  
2475 a representative of the Native American community; (J) one member

2476 appointed by the minority leader of the Senate, who shall be a  
2477 representative of an advocacy group for Hispanics; (K) one member  
2478 appointed by the minority leader of the House of Representatives, who  
2479 shall be a representative of the state-wide Multicultural Health  
2480 Network; (L) the chairperson of the African-American Affairs  
2481 Commission, or his or her designee; (M) the chairperson of the Latino  
2482 and Puerto Rican Affairs Commission, or his or her designee; (N) the  
2483 chairperson of the Permanent Commission on the Status of Women, or  
2484 his or her designee; (O) the chairperson of the Asian Pacific American  
2485 Affairs Commission, or his or her designee; (P) the director of the  
2486 Hispanic Health Council, or his or her designee; (Q) the [chairperson  
2487 of the Office of the] Healthcare Advocate, or his or her designee; and  
2488 (R) eight members of the public, representing communities facing  
2489 disparities in health status based on race, ethnicity, gender and  
2490 linguistic ability, who shall be appointed as follows: Two by the  
2491 president pro tempore of the Senate, two by the speaker of the House  
2492 of Representatives, two by the minority leader of the Senate, and two  
2493 by the minority leader of the House of Representatives. Vacancies on  
2494 the council shall be filled by the appointing authority.

2495 (b) The commission shall elect a chairperson and a vice-chairperson  
2496 from among its members. Any member absent from either: (1) Three  
2497 consecutive meetings of the commission, or (2) fifty per cent of such  
2498 meetings during any calendar year, shall be deemed to have resigned  
2499 from the commission.

2500 (c) Members of the commission shall serve without compensation,  
2501 but within available appropriations, and shall be reimbursed for  
2502 expenses necessarily incurred in the performance of their duties.

2503 (d) The commission shall meet as often as necessary as determined  
2504 by the chairperson or a majority of the commission, but not less than at  
2505 least once per calendar quarter.

2506 (e) The commission shall: (1) Review and comment on any proposed  
2507 state legislation and regulations that would affect the health of

2508 populations in the state experiencing racial, ethnic, cultural or  
2509 linguistic disparities in health status, (2) review and comment on the  
2510 Department of Public Health's health disparities performance  
2511 measures, (3) advise and provide information to the Governor and the  
2512 General Assembly on the state's policies concerning the health of  
2513 populations in the state experiencing racial, ethnic, cultural or  
2514 linguistic disparities in health status, (4) work as a liaison between  
2515 populations experiencing racial, ethnic, cultural or linguistic  
2516 disparities in health status and state agencies in order to eliminate such  
2517 health disparities, (5) evaluate policies, procedures, activities and  
2518 resource allocations to eliminate health status disparities among racial,  
2519 ethnic and linguistic populations in the state and have the authority to  
2520 convene the directors and commissioners of all state agencies whose  
2521 purview is relevant to the elimination of health disparities, including  
2522 but not limited to, the Departments of Public Health, Social Services,  
2523 Children and Families, Developmental Services, Education, Mental  
2524 Health and Addiction Services, Labor, Transportation, and the  
2525 Housing Finance Authority for the purpose of advising on and  
2526 directing the implementation of policies, procedures, activities and  
2527 resource allocations to eliminate health status disparities among racial,  
2528 ethnic and linguistic populations in the state, (6) prepare and submit to  
2529 the Governor and General Assembly an annual report, in accordance  
2530 with section 11-4a, that provides both a retrospective and prospective  
2531 view of health disparities and the state's efforts to ameliorate  
2532 identifiable disparities among populations of the state experiencing  
2533 racial, ethnic, cultural or linguistic disparities in health status, (7)  
2534 explore other successful programs in other sectors and states, and pilot  
2535 and provide grants for new creative programs that may diminish or  
2536 contribute to the elimination of health disparities in the state and  
2537 culturally appropriate health education demonstration projects, for  
2538 which the commission may apply for, accept and expand public and  
2539 private funding, (8) have the authority to collect and analyze  
2540 government and other data regarding the health status of state  
2541 inhabitants based on race, ethnicity, gender, national origin and

2542 linguistic ability, including access, services and outcomes in private  
2543 and public health care institutions within the state, including, but not  
2544 limited to, the data collected by the Connecticut Health Information  
2545 Network, (9) have the authority to draft and recommend proposed  
2546 legislation, regulations and other policies designed to address  
2547 disparities in health status, and (10) have the authority to conduct  
2548 hearings and interviews, and receive testimony, regarding matters  
2549 pertinent to its mission.

2550 (f) The commission may use such funds as may be available from  
2551 federal, state or other sources, and may enter into contracts to carry out  
2552 the provisions of this section.

2553 (g) The commission may, within available appropriations and  
2554 subject to the provisions of chapter 67, employ any necessary staff.

2555 (h) The commission shall be within the [Office of the Healthcare  
2556 Advocate] Department of Consumer Protection for administrative  
2557 purposes only.

2558 (i) The commission shall report to the Governor and the General  
2559 Assembly on its findings not later than June 1, 2010.

2560 (j) The commission shall make a determination as to whether the  
2561 duties of the commission are duplicated by any other state agency,  
2562 office, bureau or commission and shall include information concerning  
2563 any such duplication or performance of similar duties by any other  
2564 state agency, office, bureau or commission in the report described in  
2565 subsection (i) of this section.

2566 Sec. 51. Section 38a-48 of the general statutes is amended by adding  
2567 subsection (j) as follows (*Effective July 1, 2011*):

2568 (NEW) (j) The commissioner shall consult with the Commissioner of  
2569 Consumer Protection to establish a methodology to determine (1) the  
2570 amount of the actual expenditures of the Office of the Healthcare  
2571 Advocate, and (2) the transfer of such amount to the Department of

2572 Consumer Protection.

2573 Sec. 52. Section 53-278a of the general statutes is repealed and the  
2574 following is substituted in lieu thereof (*Effective July 1, 2011*):

2575 As used in sections 53-278a to 53-278g, inclusive:

2576 (1) "Gain" means the direct realization of winnings; "profit" means  
2577 any other realized or unrealized benefit, direct or indirect, including  
2578 without limitation benefits from proprietorship, management or  
2579 unequal advantage in a series of transactions;

2580 (2) "Gambling" means risking any money, credit, deposit or other  
2581 thing of value for gain contingent in whole or in part upon lot, chance  
2582 or the operation of a gambling device, including the playing of a casino  
2583 gambling game such as blackjack, poker, craps, roulette or a slot  
2584 machine, but does not include: Legal contests of skill, speed, strength  
2585 or endurance in which awards are made only to entrants or the owners  
2586 of entries; legal business transactions which are valid under the law of  
2587 contracts; activity legal under the provisions of [sections] section 7-169;  
2588 [to 7-186, inclusive;] any lottery or contest conducted by or under the  
2589 authority of any state of the United States, Commonwealth of Puerto  
2590 Rico or any possession or territory of the United States; and other acts  
2591 or transactions expressly authorized by law on or after October 1, 1973;

2592 (3) "Professional gambling" means accepting or offering to accept,  
2593 for profit, money, credits, deposits or other things of value risked in  
2594 gambling, or any claim thereon or interest therein. Without limiting  
2595 the generality of this definition, the following shall be included: Pool-  
2596 selling and bookmaking; maintaining slot machines, one-ball machines  
2597 or variants thereof, pinball machines, which award anything other  
2598 than an immediate and unrecorded right of replay, roulette wheels,  
2599 dice tables, or money or merchandise pushcards, punchboards, jars or  
2600 spindles, in any place accessible to the public; and except as provided  
2601 in [sections] section 7-169, [to 7-186, inclusive,] conducting lotteries,  
2602 gift enterprises, disposal or sale of property by lottery or hazard or

2603 policy or numbers games, or selling chances therein; and the following  
2604 shall be presumed to be included: Conducting any banking game  
2605 played with cards, dice or counters, or accepting any fixed share of the  
2606 stakes therein;

2607 (4) "Gambling device" means any device or mechanism by the  
2608 operation of which a right to money, credits, deposits or other things  
2609 of value may be created, as the result of the operation of an element of  
2610 chance; any device or mechanism which, when operated for a  
2611 consideration, does not return the same value or thing of value for the  
2612 same consideration upon each operation thereof; any device,  
2613 mechanism, furniture or fixture designed primarily for use in  
2614 connection with professional gambling; and any subassembly or  
2615 essential part designed or intended for use in connection with any  
2616 such device, mechanism, furniture, fixture, construction or installation,  
2617 provided an immediate and unrecorded right of replay mechanically  
2618 conferred on players of pinball machines and similar amusement  
2619 devices shall be presumed to be without value. "Gambling device"  
2620 does not include a crane game machine or device or a redemption  
2621 machine;

2622 (5) "Gambling record" means any record, receipt, ticket, certificate,  
2623 token, slip or notation given, made, used or intended to be used in  
2624 connection with professional gambling;

2625 (6) "Gambling information" means a communication with respect to  
2626 any wager made in the course of, and any information intended to be  
2627 used for, professional gambling. Information as to wagers, betting  
2628 odds or changes in betting odds shall be presumed to be intended for  
2629 use in professional gambling;

2630 (7) "Gambling premise" means any building, room, enclosure,  
2631 vehicle, vessel or other place, whether open or enclosed, used or  
2632 intended to be used for professional gambling. Any place where a  
2633 gambling device is found shall be presumed to be intended to be used  
2634 for professional gambling [ except a place wherein a bazaar or raffle

2635 for which a permit has been issued under sections 7-170 to 7-186,  
2636 inclusive,] or bingo for which a permit has been issued under section  
2637 7-169 is to be conducted;

2638 (8) "Person" includes natural persons, partnerships, limited liability  
2639 companies and associations of persons, and corporations; and any  
2640 corporate officer, director or stockholder who authorizes, participates  
2641 in or knowingly accepts benefits from any violation of sections 53-278a  
2642 to 53-278g, inclusive, committed by his corporation;

2643 (9) "Peace officer" means a municipal or state police officer or chief  
2644 inspector or inspector in the Division of Criminal Justice or state  
2645 marshal while exercising authority granted under any provision of the  
2646 general statutes or judicial marshal in the performance of the duties of  
2647 a judicial marshal;

2648 (10) "Court" means the Superior Court;

2649 (11) "Crane game machine or device" means a machine or device (A)  
2650 that is designed and manufactured only for bona fide amusement  
2651 purposes and involves at least some skill in its operation, (B) that  
2652 rewards a winning player exclusively with merchandise contained  
2653 within the machine or device and such merchandise is limited to  
2654 noncash prizes, toys or novelties each of which has a wholesale value  
2655 not exceeding ten dollars or ten times the cost of playing the machine  
2656 or device, whichever is less, (C) the player of which is able to control  
2657 the timing of the use of the claw or grasping device to attempt to pick  
2658 up or grasp a prize, toy or novelty, (D) the player of which is made  
2659 aware of any time restrictions that the machine or device imposes on  
2660 the player to maneuver the claw or grasping device into a position to  
2661 attempt to pick up or grasp a prize, toy or novelty, and (E) the claw or  
2662 grasping device of which is not of a size, design or shape that prohibits  
2663 the picking up or grasping of a prize, toy or novelty contained within  
2664 the machine or device;

2665 (12) "Redemption machine" means an amusement device operated

2666 by one or more players that involves a game the object of which is  
2667 throwing, rolling, bowling, shooting, placing or propelling a ball or  
2668 other object into, upon or against a hole or other target and that  
2669 rewards the player or players with tickets, tokens or other noncash  
2670 representations of value redeemable for merchandise prizes, provided  
2671 (A) the outcome of the game is predominantly determined by the skill  
2672 of the player, (B) the award of tickets, tokens or other noncash  
2673 representations of value is based solely on the player's achieving the  
2674 object of the game or on the player's score, (C) only merchandise prizes  
2675 are awarded, (D) the average wholesale value of the prizes awarded in  
2676 lieu of tickets or tokens for a single play of the machine does not  
2677 exceed ten dollars or ten times the cost of a single play of the machine,  
2678 whichever is less, and (E) the redemption value of each ticket, token or  
2679 other noncash representation of value that may be accumulated by a  
2680 player or players to redeem prizes of greater value does not exceed the  
2681 cost of a single play of the machine.

2682 Sec. 53. Subsection (d) of section 53-278c of the general statutes is  
2683 repealed and the following is substituted in lieu thereof (*Effective July*  
2684 *1, 2011*):

2685 (d) Except as provided in subsection (e), any person who knowingly  
2686 owns, manufactures, possesses, buys, sells, rents, leases, stores, repairs  
2687 or transports any gambling device, or offers or solicits any interest  
2688 therein, except in connection with a permit under [sections] section 7-  
2689 169, [to 7-186, inclusive,] whether through an agent or employee or  
2690 otherwise shall be guilty of a class A misdemeanor. Subsection (b) of  
2691 this section shall have no application in the enforcement of this  
2692 subsection.

2693 Sec. 54. Section 7-169 of the general statutes is repealed and the  
2694 following is substituted in lieu thereof (*Effective July 1, 2011*):

2695 (a) The term "bingo" is defined as the name of a game in which each  
2696 player receives a card containing several rows of numbers and, as  
2697 numbers are drawn or otherwise obtained by chance and publicly

2698 announced, the player first having a specified number of announced  
2699 numbers appearing on his card in a continuous straight line or  
2700 covering a previously designated arrangement of numbers on such  
2701 card is declared the winner. [The word "person" or "applicant", as used  
2702 in this section, means the officer or representative of the sponsoring  
2703 organization or the organization itself. The term "session" means a  
2704 series of games played in one day. "Executive director" means the  
2705 executive director of the Division of Special Revenue within the  
2706 Department of Revenue Services who shall be responsible for the  
2707 administration and regulation of bingo in the state.]

2708 (b) Upon a written petition of five per cent or more of the electors of  
2709 any municipality requesting the selectmen, common council or other  
2710 governing body of such municipality to vote upon the question of  
2711 permitting the playing of bingo within such municipality, such  
2712 governing body shall vote upon such question and, if the vote is in the  
2713 affirmative, it shall be permitted, subject to the restrictions herein set  
2714 forth, and if the vote is in the negative, bingo shall not be permitted to  
2715 be played in such municipality. When the selectmen, common council  
2716 or other governing body of any municipality have voted favorably  
2717 upon the question of permitting the playing of bingo within such  
2718 municipality, the playing of such game shall be permitted in such  
2719 municipality indefinitely thereafter, without further petition or action  
2720 by such governing body, unless such governing body has forbidden  
2721 the playing of said game upon a similar written petition of five per  
2722 cent or more of the electors of such municipality, whereupon bingo  
2723 shall not be permitted to be played after such negative vote.

2724 [(c) The executive director of the Division of Special Revenue, with  
2725 the advice and consent of the Gaming Policy Board, shall adopt, in  
2726 accordance with the provisions of chapter 54, such regulations as are  
2727 necessary effectively to carry out the provisions of this section and  
2728 section 7-169a in order to prevent fraud and protect the public, which  
2729 regulations shall have the effect of law.]

2730 [(d)] (c) No bingo game or series of bingo games shall be promoted,  
2731 operated or played unless the same is sponsored and conducted  
2732 exclusively by a charitable, civic, educational, fraternal, veterans' or  
2733 religious organization, volunteer fire department or grange. Any such  
2734 organization or group shall have been organized for not less than two  
2735 years prior to its application for a bingo permit under the terms of this  
2736 section. The promotion and operation of said game or games shall be  
2737 confined solely to the qualified members of the sponsoring  
2738 organization. [, except that the executive director of the Division of  
2739 Special Revenue may permit any qualified member of a sponsoring  
2740 organization who has registered with the executive director, on a form  
2741 prepared by him for such purpose, to assist in the operation of a game  
2742 sponsored by another organization. The executive director may revoke  
2743 such registration for cause.]

2744 [(e)] (d) Any eligible organization desiring to operate bingo games  
2745 in any municipality in which the governing body has voted to permit  
2746 the playing thereof shall make application to the executive director of  
2747 the Division of Special Revenue, which application shall contain a  
2748 statement of the name and address of the applicant, the location of the  
2749 place at which the games are to be played and the seating capacity of  
2750 such place, the date or dates for which a permit is sought, the class of  
2751 permit sought and any other information which the executive director  
2752 reasonably requires for the protection of the public, and, upon  
2753 payment of the fee hereinafter provided for, the executive director is  
2754 authorized to issue such permit, provided such eligible organization  
2755 has been registered by him as provided in section 7-169a.

2756 [(f)] (e) Permits shall be known as "Class A" which shall be annual  
2757 one-day-per-week permits and shall permit the conduct of not more  
2758 than forty and not less than fifteen bingo games on such day, and  
2759 "Class B" which shall permit not more than forty and not less than  
2760 fifteen bingo games per day for a maximum of ten successive days,  
2761 and "Class C" which shall be annual one-day-per-month permits and  
2762 shall permit the conduct of not more than forty and not less than

2763 fifteen bingo games on such day. "Class A" permits shall allow the  
2764 playing of bingo no more than one day weekly. Not more than two  
2765 "Class B" permits shall be issued to any one organization within any  
2766 twelve-month period. "Class C" permits shall allow the playing of  
2767 bingo no more than one day per month.

2768 [(g)] (f) Permit fees shall be remitted to the state as follows: "Class  
2769 A", seventy-five dollars; "Class B", five dollars per day; "Class C", fifty  
2770 dollars.

2771 [(h)] (g) Each person who operates bingo games shall keep accurate  
2772 records of receipts and disbursements, [ which shall be available for  
2773 inspection by the executive director. Any information acquired by the  
2774 executive director pursuant to this subsection shall be available to the  
2775 Commissioner of Public Safety upon request.]

2776 [(i)] (h) Prizes offered for the winning of bingo games may consist of  
2777 cash, merchandise, tickets for any lottery conducted under chapter 226,  
2778 the value of which shall be the purchase price printed on such tickets,  
2779 or other personal property. No permittee may offer a prize which  
2780 exceeds one hundred dollars in value, except that (1) a permittee may  
2781 offer a prize or prizes on any one day of not less than one hundred one  
2782 dollars or more than three hundred dollars in value, provided the total  
2783 value of such prizes on any one day does not exceed twelve hundred  
2784 dollars, (2) a permittee may offer one or two winner-take-all games or  
2785 series of games played on any day on which the permittee is allowed  
2786 to conduct bingo, provided ninety per cent of all receipts from the sale  
2787 of bingo cards for such winner-take-all game or series of games shall  
2788 be awarded as prizes and provided each prize awarded does not  
2789 exceed five hundred dollars in value, (3) the holder of a Class A permit  
2790 may offer two additional prizes on a weekly basis not to exceed one  
2791 hundred twenty-five dollars each as a special grand prize and in the  
2792 event such a special grand prize is not won, the money reserved for  
2793 such prize shall be added to the money reserved for the next week's  
2794 special grand prize, provided no such special grand prize may

2795 accumulate for more than sixteen weeks or exceed a total of two  
2796 thousand dollars, and (4) a permittee may award door prizes the  
2797 aggregate value of which shall not exceed two hundred dollars in  
2798 value. When more than one player wins on the call of the same  
2799 number, the designated prize shall be divided equally to the next  
2800 nearest dollar. If a permittee elects, no winner may receive a prize  
2801 which amounts to less than ten per cent of the announced prize and in  
2802 such case the total of such multiple prizes may exceed the statutory  
2803 limit of such game.

2804 [(j) Any organization operating or conducting a bingo game shall  
2805 file a return with the executive director, on a form prepared by him,  
2806 within ten days after such game is held or within such further time as  
2807 the executive director may allow, and pay to the state a fee of five per  
2808 cent of the gross receipts, less the prizes awarded including prizes  
2809 reserved for special grand prize games, derived from such games at  
2810 each bingo session. All such returns shall be public records. The  
2811 executive director shall pay each municipality in which bingo games  
2812 are conducted, one-quarter of one per cent of the total money wagered  
2813 less prizes awarded on such games conducted. He shall make such  
2814 payment at least once a year and not more than four times a year from  
2815 the fee imposed pursuant to this subsection.

2816 (k) (1) Whenever it appears to the executive director after an  
2817 investigation that any person is violating or is about to violate any  
2818 provision of this section or section 7-169a or administrative regulations  
2819 issued pursuant thereto, the executive director may in his discretion, to  
2820 protect the public welfare, order that any permit issued pursuant to  
2821 this section be immediately suspended or revoked and that the person  
2822 cease and desist from the actions constituting such violation or which  
2823 would constitute such violation. After such an order is issued, the  
2824 person named therein may, within fourteen days after receipt of the  
2825 order, file a written request for a hearing. Such hearing shall be held in  
2826 accordance with the provisions of chapter 54.

2827 (2) Whenever the executive director finds as the result of an  
2828 investigation that any person has violated any provision of this section  
2829 or section 7-169a or administrative regulations issued pursuant thereto  
2830 or made any false statement in any application for a permit or in any  
2831 report required by this section or section 7-169a or by the executive  
2832 director, the executive director may send a notice to such person by  
2833 certified mail, return receipt requested. Any such notice shall include  
2834 (A) a reference to the section or regulation alleged to have been  
2835 violated or the application or report in which an alleged false  
2836 statement was made, (B) a short and plain statement of the matter  
2837 asserted or charged, (C) the fact that any permit issued pursuant to this  
2838 section may be suspended or revoked for such violation or false  
2839 statement and the maximum penalty that may be imposed for such  
2840 violation or false statement, and (D) the time and place for the hearing.  
2841 Such hearing shall be fixed for a date not earlier than fourteen days  
2842 after the notice is mailed.

2843 (3) The executive director shall hold a hearing upon the charges  
2844 made unless such person fails to appear at the hearing. Such hearing  
2845 shall be held in accordance with the provisions of chapter 54. If such  
2846 person fails to appear at the hearing or if, after the hearing, the  
2847 executive director finds that such person committed such a violation or  
2848 made such a false statement, the executive director may, in his  
2849 discretion, suspend or revoke such permit and order that a civil  
2850 penalty of not more than two hundred dollars be imposed upon such  
2851 person for such violation or false statement. The executive director  
2852 shall send a copy of any order issued pursuant to this subdivision by  
2853 certified mail, return receipt requested, to any person named in such  
2854 order. Any person aggrieved by a decision of the executive director  
2855 under this subdivision shall have a right of appeal to the Gaming  
2856 Policy Board for a hearing. Any person aggrieved by a decision of the  
2857 Gaming Policy Board shall have a right of appeal pursuant to section  
2858 4-183.

2859 (4) Whenever the executive director revokes a permit issued

2860 pursuant to this section, he shall not issue any permit to such permittee  
2861 for one year after the date of such revocation.

2862 (5) Any person who promotes or operates any bingo game without  
2863 a permit therefor, or who violates any provision of this section or  
2864 section 7-169a or administrative regulations issued pursuant thereto,  
2865 or who makes any false statement in any application for a permit or in  
2866 any report required by this section or section 7-169a or by the  
2867 executive director shall be fined not more than two hundred dollars or  
2868 imprisoned not more than sixty days or both.]

2869 Sec. 55. Section 7-185a of the general statutes is repealed and the  
2870 following is substituted in lieu thereof (*Effective July 1, 2011*):

2871 (a) Notwithstanding the provisions of sections 7-170 to 7-186,  
2872 inclusive, and the regulations adopted thereunder, any organized  
2873 church, volunteer fire company or veterans organization or association  
2874 conducting a bazaar or raffle, (1) may have the actual drawing of the  
2875 raffle in a municipality other than the municipality which grants the  
2876 permit, provided the chief executive officer of the other municipality  
2877 has in writing approved such drawing; (2) may conduct the bazaar in a  
2878 municipality other than the municipality which grants the permit,  
2879 provided the municipality in which the bazaar is to be conducted has  
2880 adopted the provisions of sections 7-170 to 7-186, inclusive, and the  
2881 chief executive officer of such municipality has in writing approved  
2882 such bazaar; (3) may be permitted to redeem prizes in cash; (4) shall be  
2883 exempt from the requirement of preserving unsold raffle tickets  
2884 beyond ninety days after the conclusion of the holding, operating and  
2885 conducting of such bazaar or raffle and shall be permitted to dispose of  
2886 unclaimed prizes after such ninety days; and (5) may file a  
2887 reconciliation of expenditures and receipts signed by an officer in lieu  
2888 of an accountant.

2889 (b) Notwithstanding the provisions of sections 7-170 to 7-186,  
2890 inclusive, and the regulations adopted thereunder, any sponsoring  
2891 organization qualified to conduct a bazaar or raffle under the

2892 provisions of section 7-172 and recognized as a nonprofit organization  
2893 under the provisions of Section 501(c)(3) of the federal Internal  
2894 Revenue Code of 1986, or any subsequent corresponding internal  
2895 revenue code of the United States, as from time to time amended, may  
2896 have the actual drawing of the raffle in a municipality other than the  
2897 municipality which grants the permit, provided the chief executive  
2898 officer of the other municipality has in writing approved such  
2899 drawing.

2900 (c) Notwithstanding the provisions of section 7-177, any  
2901 organization conducting a bazaar may operate "fifty-fifty" coupon  
2902 games each day of a permitted bazaar event and may award cash  
2903 prizes of fifty per cent of "fifty-fifty" coupon game sales for each  
2904 coupon drawing conducted. [Not more than three scheduled drawings  
2905 may be held on any day on which a bazaar is permitted. A "fifty-fifty"  
2906 coupon game shall be operated from an authorized bazaar booth,  
2907 subject to the regulation of the executive director of the Division of  
2908 Special Revenue and shall allow for the sale of "fifty-fifty" coupons at a  
2909 predetermined uniform price. Each "fifty-fifty" coupon shall be  
2910 consecutively numbered and shall have a correspondingly numbered  
2911 stub. Each sponsoring organization shall provide different colored  
2912 coupons for each drawing and shall award one prize for each drawing  
2913 held. Each organization conducting such games shall conspicuously  
2914 post, at each bazaar booth at which such games are conducted, a notice  
2915 or notices which shall include the dates, times and places of any "fifty-  
2916 fifty" coupon drawings, as well as the prices and colors of coupons to  
2917 be sold for each drawing. The executive director shall prescribe the  
2918 form of such notice which shall contain the following statement:  
2919 "Holders of coupons must be present to claim a prize." Each such  
2920 organization shall account for each coupon printed and sold for each  
2921 drawing and shall announce the amount of sales and the prize to be  
2922 awarded immediately prior to each drawing. The sponsoring  
2923 organization shall preserve all sold and unsold coupons or stubs for a  
2924 period of at least one year from the date of the verified statement  
2925 required pursuant to section 7-182. At the conclusion of a bazaar, each

2926 organization conducting such games, and its members who were in  
2927 charge thereof, shall furnish to the chief of police of the municipality or  
2928 to the first selectman, as the case may be, a verified statement,  
2929 prescribed by the executive director of the Division of Special Revenue,  
2930 in duplicate, showing (1) the total number of coupons purchased and  
2931 sold for each "fifty-fifty" coupon game drawing, and (2) the total  
2932 number and amount of prizes awarded and the names and addresses  
2933 of the persons to whom the prizes were awarded. Such report shall be  
2934 furnished during the next succeeding month. The chief of police or  
2935 first selectman, as the case may be, shall forward the original copy of  
2936 such report to the executive director, who shall keep it on file and  
2937 available for public inspection for a period of one year thereafter. Such  
2938 report shall be certified to under penalty of false statement by the three  
2939 persons designated in the permit application as being responsible for  
2940 the bazaar.]

2941 (d) Notwithstanding the provisions of section 7-177, any sponsoring  
2942 organization qualified to conduct a bazaar or raffle under the  
2943 provisions of section 7-172 may operate a cow-chip raffle once a  
2944 calendar year and, pursuant to a "Class No. 1", "Class No. 2" or "Class  
2945 No. 4" permit, may award cash prizes in connection with participation  
2946 in such a raffle, in addition to those prizes authorized pursuant to  
2947 section 7-177. Such raffles shall conform to the provisions of sections 7-  
2948 170 to 7-186, inclusive. [, and shall be subject to regulation by the  
2949 executive director of the Division of Special Revenue.] A cow-chip  
2950 raffle shall allow for the sale of consecutively numbered tickets with  
2951 correspondingly numbered stubs, entitling the holders of such tickets  
2952 to the temporary possession of a plot of land for purposes of the  
2953 conduct of the cow-chip raffle. Each organization intending to sponsor  
2954 or conduct a cow-chip raffle shall furnish with its application, required  
2955 pursuant to section 7-173, a cow-chip raffle plot plan displaying the  
2956 land area to be utilized for such raffle and the numbered plots, each  
2957 corresponding to a numbered cow-chip raffle ticket. Each such  
2958 organization conducting a cow-chip raffle shall provide for a suitable  
2959 land area on which the cow-chip raffle activity is to be conducted. The

2960 area shall be sufficiently enclosed so as to confine any animal utilized  
2961 in the conduct of a cow-chip raffle during the period in which the  
2962 animal is so utilized. The area shall be adequately marked so as to  
2963 display the number of plots to be utilized, which shall correspond to  
2964 the number of cow-chip raffle tickets to be sold. The manner in which  
2965 winners in a cow-chip raffle are determined shall be clearly stated  
2966 prior to the commencement of a cow-chip raffle drawing and each  
2967 sponsoring organization shall conspicuously post an information  
2968 board [, prescribed by the executive director of the Division of Special  
2969 Revenue,] which shall display the consecutively numbered plots of the  
2970 cow-chip raffle event. A cow-chip raffle drawing shall commence at a  
2971 designated time and shall continue until all winners of authorized  
2972 prizes have been determined. No person may feed, lead or handle any  
2973 animal utilized in a cow-chip raffle once the animal has entered into  
2974 the enclosed area from which winners will be determined. Each  
2975 organization conducting a cow-chip raffle shall deposit all proceeds  
2976 from the conduct of such raffle in a special checking account  
2977 established and maintained by such organization. [which shall be  
2978 subject to audit by the Division of Special Revenue.] Any expense  
2979 incidental to the conduct of such raffle shall be paid from the gross  
2980 receipts of cow-chip raffle tickets and only by checks drawn from such  
2981 checking account. All cash prizes awarded shall be paid from such  
2982 checking account.

2983 (e) Notwithstanding the provisions of sections 7-170 to 7-186,  
2984 inclusive, and the regulations adopted pursuant to said sections, any  
2985 organization conducting a bazaar may operate a "teacup raffle" and  
2986 may, through the sale of chances, award prizes consisting of gift  
2987 certificates or merchandise, each not exceeding two hundred fifty  
2988 dollars in value. No such organization may conduct more than one  
2989 scheduled "teacup raffle" drawing for all prizes offered on any day on  
2990 which a bazaar is permitted. A "teacup raffle" shall be operated from  
2991 an authorized bazaar booth. [, and shall be subject to regulation by the  
2992 executive director of the Division of Special Revenue.] Each "teacup  
2993 raffle" ticket shall (1) be consecutively numbered and have a

2994 correspondingly numbered stub that shall include the name, address  
2995 and telephone number of the purchaser, or (2) be a sheet containing up  
2996 to twenty-five coupons, each bearing the same number, and including  
2997 a "hold" stub for the purchaser and a correspondingly numbered stub  
2998 including the name, address and telephone number of the purchaser.  
2999 The Division of Special Revenue shall be the sole issuer of sheet tickets  
3000 which shall be made available for purchase by permittees as fund  
3001 raising items at a price not to exceed ten per cent above the state  
3002 purchase price. Each sponsoring organization conducting such raffle  
3003 shall conspicuously post, at each bazaar booth at which such raffle is  
3004 conducted, a notice or notices that include the date and time of any  
3005 "teacup raffle" drawing. The sponsoring organization shall preserve all  
3006 sold and unsold tickets or stubs for a period of at least one year. [from  
3007 the date of the verified statement required pursuant to section 7-182.]

3008 (f) [(1)] Any sponsoring organization qualified to conduct a bazaar  
3009 or raffle under the provisions of section 7-172 may operate a duck-race  
3010 raffle once each calendar year. Such raffles shall conform to the  
3011 provisions of sections 7-170 to 7-186, inclusive. [, and shall be subject to  
3012 regulation by the executive director.] For the purpose of this  
3013 subsection, "duck-race raffle" means a raffle in which artificial ducks,  
3014 numbered consecutively to correspond with the number of tickets sold  
3015 for such raffle, are placed in a naturally moving stream of water at a  
3016 designated starting point and in which the ticket corresponding to the  
3017 number of the first duck to pass a designated finishing point is the  
3018 winning ticket. [(2) The executive director of the Division of Special  
3019 Revenue, with the advice and consent of the Gaming Policy Board,  
3020 shall adopt regulations, in accordance with chapter 54, that establish  
3021 procedures for the operation of duck-race raffles.]

3022 (g) (1) Any sponsoring organization qualified to conduct a bazaar or  
3023 raffle under the provisions of section 7-172 may operate a frog-race  
3024 raffle once each calendar year. Such raffles shall conform to the  
3025 provisions of sections 7-170 to 7-186, inclusive, and shall be subject to  
3026 regulation by the executive director of the Division of Special Revenue.

3027 For the purpose of this subsection, "frog-race raffle" means a raffle in  
 3028 which artificial frogs conforming to specifications approved by the  
 3029 executive director and numbered consecutively to correspond with the  
 3030 number of tickets sold for such raffle, are placed in a naturally moving  
 3031 stream of water at a designated starting point and in which the ticket  
 3032 corresponding to the number of the first frog to pass a designated  
 3033 finishing point is the winning ticket. (2) The executive director, with  
 3034 the advice and consent of the Gaming Policy Board, shall adopt  
 3035 regulations, in accordance with chapter 54, that establish procedures  
 3036 for the operation of frog-race raffles.

3037 Sec. 56. Sections 7-169h, 7-173 to 7-183, inclusive, and section 7-185  
 3038 of the general statutes are repealed. (*Effective July 1, 2011*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2011</i>	1-83(a)
Sec. 2	<i>July 1, 2011</i>	1-84(d)
Sec. 3	<i>July 1, 2011</i>	12-3b
Sec. 4	<i>July 1, 2011</i>	12-557b
Sec. 5	<i>July 1, 2011</i>	12-557c
Sec. 6	<i>July 1, 2011</i>	12-557d
Sec. 7	<i>July 1, 2011</i>	12-557e
Sec. 8	<i>July 1, 2011</i>	12-562
Sec. 9	<i>July 1, 2011</i>	12-563a
Sec. 10	<i>July 1, 2011</i>	12-564a
Sec. 11	<i>July 1, 2011</i>	12-568a
Sec. 12	<i>July 1, 2011</i>	12-569b
Sec. 13	<i>July 1, 2011</i>	12-571
Sec. 14	<i>July 1, 2011</i>	12-571a
Sec. 15	<i>July 1, 2011</i>	12-574
Sec. 16	<i>July 1, 2011</i>	12-574c
Sec. 17	<i>July 1, 2011</i>	12-574d
Sec. 18	<i>July 1, 2011</i>	12-575
Sec. 19	<i>July 1, 2011</i>	12-586f
Sec. 20	<i>July 1, 2011</i>	12-586g
Sec. 21	<i>July 1, 2011</i>	12-801

Sec. 22	<i>July 1, 2011</i>	12-802
Sec. 23	<i>July 1, 2011</i>	12-802a
Sec. 24	<i>July 1, 2011</i>	12-806
Sec. 25	<i>July 1, 2011</i>	12-806a
Sec. 26	<i>July 1, 2011</i>	12-806b
Sec. 27	<i>July 1, 2011</i>	12-807
Sec. 28	<i>July 1, 2011</i>	12-808
Sec. 29	<i>July 1, 2011</i>	12-813
Sec. 30	<i>July 1, 2011</i>	12-815
Sec. 31	<i>July 1, 2011</i>	12-815a
Sec. 32	<i>July 1, 2011</i>	17a-713
Sec. 33	<i>July 1, 2011</i>	22-410
Sec. 34	<i>July 1, 2011</i>	22-412
Sec. 35	<i>July 1, 2011</i>	29-7c
Sec. 36	<i>July 1, 2011</i>	29-18c
Sec. 37	<i>July 1, 2011</i>	30-20
Sec. 38	<i>July 1, 2011</i>	30-39
Sec. 39	<i>July 1, 2011</i>	30-59a
Sec. 40	<i>July 1, 2011</i>	31-51y
Sec. 41	<i>July 1, 2011</i>	53-278g
Sec. 42	<i>July 1, 2011</i>	16-2a
Sec. 43	<i>July 1, 2011</i>	20-280
Sec. 44	<i>July 1, 2011</i>	38a-1040
Sec. 45	<i>July 1, 2011</i>	38a-1041
Sec. 46	<i>July 1, 2011</i>	38a-1042
Sec. 47	<i>July 1, 2011</i>	38a-1045
Sec. 48	<i>July 1, 2011</i>	38a-1047
Sec. 49	<i>July 1, 2011</i>	38a-1049
Sec. 50	<i>July 1, 2011</i>	38a-1051
Sec. 51	<i>July 1, 2011</i>	38a-48
Sec. 52	<i>July 1, 2011</i>	53-278a
Sec. 53	<i>July 1, 2011</i>	53-278c(d)
Sec. 54	<i>July 1, 2011</i>	7-169
Sec. 55	<i>July 1, 2011</i>	7-185a
Sec. 56	<i>July 1, 2011</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.]*