



General Assembly

**Bill No. 6701**

June Special Session, 2011

LCO No. 8739

\*08739 \_\_\_\_\_ \*

Referred to Committee on No Committee

Introduced by:

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

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

**AN ACT CONCERNING THE BUDGET FOR THE BIENNIUM ENDING  
JUNE 30, 2013.**

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

- 1 Section 1. (*Effective from passage*) (a) The following reductions from  
2 TOTAL - GENERAL FUND appropriations in section 67 of public act  
3 11-61 are eliminated for the annual periods indicated:

| T1 |  | 2011-2012    | 2012-2013    |
|----|--|--------------|--------------|
| T2 | Labor-Management Savings - Legislative | -4,586,734   | -6,671,872   |
| T3 | Labor Management Savings - Executive   | -625,947,354 | -806,963,225 |
| T4 | Labor Management Savings - Judicial    | -27,670,929  | -30,622,622  |

- 4 (b) The following reductions from TOTAL - GENERAL FUND  
5 appropriations in section 67 of public act 11-61 are added for the  
6 annual periods indicated:

| T5 |  | 2011-2012  | 2012-2013   |
|----|--|------------|-------------|
| T6 | Budget savings and employee reduction -<br>Legislative | -9,000,000 | -13,000,000 |

|    |   |              |              |
|----|---|--------------|--------------|
| T7 | Budget savings and employee reduction - Executive | -543,777,737 | -724,632,425 |
| T8 | Budget savings and employee reduction - Judicial  | -43,205,632  | -42,961,413  |

7 (c) The NET - GENERAL FUND appropriations in section 67 of  
 8 public act 11-61 are increased by the following amounts for the annual  
 9 periods indicated:

|     |                    |            |            |
|-----|--------------------|------------|------------|
| T9  |                    | 2011-2012  | 2012-2013  |
| T10 | NET - GENERAL FUND | 62,221,648 | 63,663,881 |

10 Sec. 2. (*Effective from passage*) (a) The following reduction from  
 11 TOTAL - SPECIAL TRANSPORTATION FUND appropriations in  
 12 section 68 of public act 11-61 is eliminated for the annual periods  
 13 indicated:

|     |                          |             |             |
|-----|--------------------------|-------------|-------------|
| T11 |                          | 2011-2012   | 2012-2013   |
| T12 | Labor-Management Savings | -42,536,383 | -56,949,138 |

14 (b) The following reduction from TOTAL - SPECIAL  
 15 TRANSPORTATION FUND appropriations in section 68 of public act  
 16 11-61 is added for the annual periods indicated:

|     |                                       |              |              |
|-----|---------------------------------------|--------------|--------------|
| T13 |                                       | 2011-2012    | 2012-2013    |
| T14 | Budget savings and employee reduction | -104,758,031 | -120,613,019 |

17 (c) The NET - SPECIAL TRANSPORTATION FUND appropriations  
 18 in section 68 of public act 11-61 are reduced by the following amounts  
 19 for the annual periods indicated:

|     |                                 |            |            |
|-----|---------------------------------|------------|------------|
| T15 |                                 | 2011-2012  | 2012-2013  |
| T16 | NET SPECIAL TRANSPORTATION FUND | 62,221,648 | 63,663,881 |

20 Sec. 3. Subsection (a) of section 110 of public act 11-6 is repealed and  
 21 the following is substituted in lieu thereof (*Effective from passage and*

22 *applicable to taxable years commencing on or after January 1, 2011):*

23 (a) Any resident of this state, as defined in subdivision (1) of  
24 subsection (a) of section 12-701 of the general statutes, who is subject to  
25 the tax imposed under chapter 229 of the general statutes for any  
26 taxable year shall be allowed a credit against the tax otherwise due  
27 under such chapter in an amount equal to [thirty] twenty-five per cent  
28 of the earned income credit claimed and allowed for the same taxable  
29 year under Section 32 of the Internal Revenue Code, as defined in  
30 subsection (a) of section 12-701 of the general statutes.

31 Sec. 4. Subsection (c) of section 110 of public act 11-6 is repealed and  
32 the following is substituted in lieu thereof (*Effective from passage and*  
33 *applicable to taxable years commencing on or after January 1, 2011):*

34 (c) If a married individual who is otherwise eligible for the credit  
35 allowed hereunder has filed a joint federal income tax return for the  
36 taxable year, but is required to file a separate return under said chapter  
37 229 of the general statutes for such taxable year, the credit for which  
38 such individual is eligible under this section shall be an amount equal  
39 to [thirty] twenty-five per cent of the earned income credit claimed and  
40 allowed for such taxable year under said Section 32 of the Internal  
41 Revenue Code multiplied by a fraction, the numerator of which is such  
42 individual's federal adjusted gross income, as reported on such  
43 individual's separate return under said chapter 229, and the  
44 denominator of which is the federal adjusted gross income, as reported  
45 on the joint federal income tax return.

46 Sec. 5. (*Effective from passage*) Notwithstanding the provisions of  
47 section 4-39 of the general statutes or any other provision of the  
48 general statutes, from July 1, 2011, until September 30, 2011, the  
49 Governor shall determine the amount of any appropriation made by  
50 the General Assembly to any department, institution or agency for the  
51 financing of functions, powers or duties that are transferred or  
52 assigned under the provisions of any act of the General Assembly or as  
53 a result of reorganization due to a reduction in the number of

54 employees or reduction of allotment requisitions or allotments in force  
55 and shall have full authority, with the approval of the Finance  
56 Advisory Committee, to transfer any such amount to the department,  
57 institution, agency or authority to which any such personnel, function,  
58 power or duty is transferred or assigned for the fiscal years ending  
59 June 30, 2012, and June 30, 2013.

60       Sec. 6. (*Effective from passage*) Notwithstanding the provisions of  
61 subsections (b) and (c) of section 4-85 of the general statutes, or of any  
62 other provision of the general statutes, except subsection (e) of said  
63 section 4-85, from July 1, 2011, until September 30, 2011, any allotment  
64 requisition and any allotment in force for the fiscal years ending June  
65 30, 2012, and June 30, 2013, shall be subject to the following: If the  
66 Governor determines that a fiscal exigency related to the budget  
67 adopted for the fiscal years ending June 30, 2012, and June 30, 2013,  
68 requires that certain reductions should be made in allotment  
69 requisitions or allotments in force or that estimated budget resources  
70 during either fiscal year will be insufficient to finance all  
71 appropriations in full and that the reductions made pursuant to  
72 subsection (b) of section 4-85 of the general statutes will not be  
73 sufficient to address such exigency or insufficiency, the Governor may,  
74 on or after July 1, 2011, modify such allotment requisitions or  
75 allotments in force to the extent the Governor deems necessary in  
76 accordance with the provisions of this section. Before such  
77 modifications are effected, the Governor shall file a report with the  
78 joint standing committees of the General Assembly having cognizance  
79 of matters relating to appropriations and the budgets of state agencies  
80 and finance, revenue and bonding describing the exigency which  
81 makes it necessary that certain reductions should be made or the basis  
82 for his determination that estimated budget resources will be  
83 insufficient to finance all appropriations in full. No modification of an  
84 allotment requisition or an allotment in force made by the Governor  
85 pursuant to this section shall result in a reduction of more than ten per  
86 cent of the total appropriation from any fund or more than ten per cent  
87 of any specific appropriation. The provisions of this section shall not

88 apply in time of war, invasion or emergency caused by natural  
89 disaster.

90       Sec. 7. (*Effective from passage*) (a) Notwithstanding the provisions of  
91 section 4-87 of the general statutes or of any other provision of the  
92 general statutes, from July 1, 2011, until September 30, 2011, whenever  
93 any specific appropriation of a budgeted agency proves insufficient to  
94 pay the expenditures required for the statutory purposes for which  
95 such appropriation was made, the Governor may, at the request of the  
96 budgeted agency, transfer from any other specific appropriation of  
97 such budgeted agency such amount as the Governor deems necessary  
98 to meet such expenditures, for the fiscal years ending June 30, 2012,  
99 and June 30, 2013, except that transfers made from appropriations for  
100 fringe benefits to the operating funds of any constituent unit of the  
101 state system of higher education may be made only at the close of the  
102 fiscal year. No transfer to or from any specific appropriation of a sum  
103 or sums of over two hundred fifty thousand dollars or ten per cent of  
104 any such specific appropriation, whichever is greater, shall be made  
105 under this section in any one fiscal year without the consent of the  
106 Finance Advisory Committee, except for transfers made from  
107 appropriations for fringe benefits to the operating funds of any  
108 constituent unit of the state system of higher education. Notification of  
109 all transfers made shall be sent to the joint standing committee of the  
110 General Assembly having cognizance of matters relating to  
111 appropriations and the budgets of state agencies, through the Office of  
112 Fiscal Analysis.

113       (b) Notwithstanding the provisions of section 4-87 of the general  
114 statutes or of any other provision of the general statutes, from July 1,  
115 2011, until September 30, 2011, when, as a result of employee  
116 reductions, the work, procedures or organization of any budgeted  
117 agency is modified in any respect, the Secretary of the Office of Policy  
118 and Management may prepare and submit to the Governor said  
119 secretary's recommendations to increase or decrease the number of  
120 appropriation functions, work locations and authorized position

121 counts of such budgeted agency and the amounts therefore for the  
122 fiscal years ending June 30, 2012, and June 30, 2013. The Governor shall  
123 have full authority, with the approval of the Finance Advisory  
124 Committee, to make such revision and to certify the same to the  
125 Secretary of the State and the Comptroller. Appropriation revisions  
126 approved by the Governor for any specific agency shall not exceed in  
127 total the amount originally appropriated for that agency.

128       Sec. 8. (*Effective from passage*) (a) The Secretary of the Office of Policy  
129 and Management shall recommend to the Governor reductions in  
130 expenditures for the executive branch for the fiscal years ending June  
131 30, 2012, and June 30, 2013, and shall, upon approval of the Governor,  
132 reduce such expenditures by the amount of the executive branch  
133 budget savings and employee reductions in sections 1 and 2 of this act  
134 during each such fiscal year.

135       (b) The Joint Committee on Legislative Management shall monitor  
136 the expenditures of the legislative branch during the fiscal years  
137 ending June 30, 2012, and June 30, 2013, and shall reduce expenditures  
138 during such fiscal years by the amount of the legislative branch budget  
139 savings and employee reductions in section 1 of this act during each  
140 such fiscal year.

141       (c) (1) The Chief Court Administrator shall monitor the  
142 expenditures of the judicial branch during the fiscal years ending June  
143 30, 2012, and June 30, 2013, and shall reduce expenditures as approved  
144 by the Chief Justice during such fiscal years by the amount of judicial  
145 branch budget savings and employee reductions in section 1 of this act  
146 during each such fiscal year, provided reductions made to  
147 expenditures for the Court Support Services Division shall be limited  
148 to the division's pro rata share of said budget savings and employee  
149 reductions.

150       (2) The Chief Public Defender shall monitor the expenditures of the  
151 Public Defenders Services Division during the fiscal years ending June  
152 30, 2012, and June 30, 2013, and shall reduce expenditures during such

153 fiscal years by the amount of the division's pro rata share of judicial  
154 branch budget savings and employee reductions in section 1 of this act.

155 (d) Notwithstanding the provisions of sections 10a-77, 10a-99, 10a-  
156 105 and 10a-143 of the general statutes, the Office of Policy and  
157 Management may reduce appropriations to achieve budget savings  
158 and employee reductions in section 1 of this act for the fiscal years  
159 ending June 30, 2012, and June 30, 2013, from regional community-  
160 technical colleges, the Connecticut State University, The University of  
161 Connecticut, The University of Connecticut Health Center and the  
162 Board of State Academic Awards, and any reduction in appropriations  
163 in accordance with this section shall be credited to the General Fund.

164 Sec. 9. Subsection (c) of section 13b-61c of the general statutes, as  
165 amended by section 161 of public act 11-61, is repealed and the  
166 following is substituted in lieu thereof (*Effective July 1, 2011*):

167 (c) For the fiscal year ending June 30, 2012, the Comptroller shall  
168 transfer the sum of [eighty-one million five hundred fifty thousand]  
169 forty-one million dollars from the resources of the General Fund to the  
170 Special Transportation Fund.

171 Sec. 10. (*Effective July 1, 2011*) Up to \$23,266,835 of the unexpended  
172 balance of funds appropriated to Debt Service - State Treasurer, for  
173 Debt Service, in section 1 of public act 10-179 shall not lapse on June  
174 30, 2011, and \$21,371,068 of such funds shall be available for  
175 expenditure for debt service during the fiscal year ending June 30,  
176 2012, and \$1,895,767 shall be available for expenditure for debt service  
177 during the fiscal year ending June 30, 2013.

178 Sec. 11. Section 165 of public act 11-61 is repealed and the following  
179 is substituted in lieu thereof (*Effective from passage*):

180 (a) Not later than five calendar days after [the] an agreement  
181 between the state and the State Employees Bargaining Agent Coalition,  
182 signed by both parties, [on May 27, 2011,] is filed with the clerks of the

183 Senate and House of Representatives, or [June 30] August 31, 2011,  
184 whichever occurs first, the General Assembly may call itself into  
185 special session for the purpose of approving [said] or rejecting any  
186 such agreement. Notwithstanding the provisions of [section 12 of  
187 public act 11-6,] section 5-278 of the general statutes and joint rule 31 of  
188 the Joint Rules of the Senate and House of Representatives for the  
189 2011-12 legislative term, if the General Assembly does not call itself  
190 into special session in accordance with this subsection, [said] such  
191 agreement and any appendices filed with [said] such agreement shall  
192 be deemed approved by the General Assembly as of the date such  
193 agreement was filed with the clerks of the Senate and House of  
194 Representatives.

195 (b) Notwithstanding any other provision of the general statutes and  
196 except as provided in subsections (c), (d) and (e) of this section, the  
197 Commissioner of Administrative Services and the Secretary of the  
198 Office of Policy and Management shall apply terms comparable to  
199 those contained in [the] an agreement described in subsection (a) of  
200 this section to all nonrepresented classified and unclassified officers  
201 and employees upon approval of [said] any such agreement in  
202 accordance with subsection (a) of this section, except that terms  
203 concerning wages for employees of the legislative branch shall be  
204 applied by the Joint Committee on Legislative Management in  
205 accordance with subsection (e) of this section. On or before [June]  
206 September 30, 2011, the Secretary of the Office of Policy and  
207 Management shall submit a plan to the joint standing committee of the  
208 General Assembly having cognizance of matters relating to  
209 appropriations and the budgets of state agencies detailing how the  
210 terms of [said] such agreement will apply to nonrepresented classified  
211 and unclassified officers and employees. On or before [June]  
212 September 30, 2011, the Chief Court Administrator and the Executive  
213 Director of Legislative Management shall submit a plan to the joint  
214 standing committee of the General Assembly having cognizance of  
215 matters relating to appropriations and the budgets of state agencies  
216 detailing how the terms of [said] such agreement will apply to



217 nonrepresented classified and unclassified officers and employees of  
218 the Judicial Department and the legislative branch.

219 (c) On or before [August] October 1, 2011, and notwithstanding the  
220 provisions of subsection (p) of section 5-200, and sections 5-213, 31-277,  
221 51-279, 51-287a and 51-295b of the general statutes, for nonrepresented  
222 classified and unclassified officers and employees of the executive  
223 branch, the constituent units of higher education and the Board of  
224 Regents for Higher Education, the Commissioner of Administrative  
225 Services and the Secretary of the Office of Policy and Management,  
226 upon approval of an agreement approved in accordance with  
227 subsection (a) of this section, shall implement changes to longevity  
228 payments for such officers and employees comparable to the  
229 [longevity payment] eligibility provisions of the [agreement described  
230 in subsection (a) of this section] executive longevity pay plan.

231 (d) On or before [August] October 1, 2011, and notwithstanding the  
232 provisions of sections 45a-75, 46b-233, 51-12 and 51-47, the Chief Court  
233 Administrator or the judges of the Supreme Court, upon approval of  
234 an agreement approved in accordance with subsection (a) of this  
235 section, shall consider and implement changes to longevity payments  
236 and wages for nonrepresented officers and employees of the Judicial  
237 Department comparable to the [longevity] eligibility provisions of the  
238 executive longevity pay plan and to wage payment provisions of [the]  
239 such agreement. [described in subsection (a) of this section.] Nothing  
240 in this subsection shall apply said wage provisions to any such officers  
241 or employees whose wages are established by statute.

242 (e) On or before [August] October 1, 2011, and notwithstanding any  
243 provisions of the general statutes, the Joint Committee on Legislative  
244 Management, upon approval of an agreement approved in accordance  
245 with subsection (a) of this section, shall consider and implement  
246 changes to longevity payments and wages for employees of the  
247 legislative branch comparable to the [longevity] eligibility provisions  
248 of the executive longevity pay plan and to wage payment provisions of

249 [the] such agreement. [described in subsection (a) of this section.]  
250 Nothing in this subsection shall [grant longevity payments] apply to  
251 elected officials of the legislative branch.

252 Sec. 12. (*Effective from passage*) Sections 146 to 151, inclusive, of  
253 public act 11-61 shall take effect upon approval by the General  
254 Assembly of an agreement between the state and the State Employees  
255 Bargaining Agent Coalition described in section 165 of public act 11-61,  
256 as amended by this act.

257 Sec. 13. (*Effective from passage*) (a) Not later than July 15, 2011, the  
258 Governor shall submit a plan to the speaker of the House of  
259 Representatives and the president pro tempore of the Senate detailing  
260 any modifications to allotment requisitions or allotments in force the  
261 Governor deems necessary to make pursuant to section 4-85 of the  
262 general statutes or section 6 of this act and any reductions in  
263 expenditures for the executive branch the Governor approves pursuant  
264 to subsection (a) of section 8 of this act for the biennium ending June  
265 30, 2013. The speaker and the president pro tempore may refer any  
266 provision of such plan to the joint standing committee of the General  
267 Assembly having cognizance of matters relating to appropriations and  
268 the budgets of state agencies. The committee may hold a public  
269 hearing regarding such provisions and submit its findings to the  
270 speaker and president pro tempore not later than August 15, 2011. Not  
271 later than August 31, 2011, the General Assembly may call itself into  
272 special session and may enact legislation that adjusts expenditures for  
273 the biennium ending June 30, 2013, by an amount equal to the amount  
274 of modifications or reductions proposed in any such provision.

275 (b) Not later than July 15, 2011, the Chief Court Administrator shall  
276 submit a plan to the speaker of the House of Representatives and the  
277 president pro tempore of the Senate detailing any reductions to judicial  
278 branch expenditures said administrator deems necessary to make  
279 pursuant to subsection (c) of section 8 of this act for the biennium  
280 ending June 30, 2013. The speaker and the president pro tempore may

281 refer any provision of such plan to the joint standing committee of the  
282 General Assembly having cognizance of matters relating to  
283 appropriations and the budgets of state agencies. The committee may  
284 hold a public hearing regarding such provisions and submit its  
285 findings to the speaker and president pro tempore not later than  
286 August 15, 2011. Not later than August 31, 2011, the General Assembly  
287 may call itself into special session and may enact legislation that  
288 adjusts expenditures for the biennium ending June 30, 2013, by an  
289 amount equal to the amount of reductions proposed in any such  
290 provision.

291 Sec. 14. (NEW) (*Effective from passage*) If an agreement between the  
292 state and the State Employees Bargaining Agent Coalition described in  
293 section 165 of public act 11-61, as amended by this act, is approved  
294 pursuant to said section, then: (1) Sections 1 and 2 of this act are  
295 repealed on the date of said approval and the provisions of sections 67  
296 and 68 of public act 11-61 in effect immediately prior to the effective  
297 date of said sections 1 and 2 are reinstated; (2) sections 5 to 8, inclusive,  
298 10 and 13 of this act are repealed on the date of said approval; (3) the  
299 changes made by sections 3 and 4 of this act to subsection (a) of section  
300 110 of public act 11-6 and subsection (c) of section 110 of public act 11-  
301 6, respectively, shall cease to be effective on the date of said approval  
302 and the provisions of said subsections in effect immediately prior to  
303 the effective date of sections 3 and 4 of this act are reinstated; and (4)  
304 the changes made by section 9 of this act to subsection (c) of section  
305 13b-61c of the general statutes, as amended by section 161 of public act  
306 11-6, shall cease to be effective on the date of said approval and the  
307 provisions of subsection (c) of section 13b-61c of the general statutes,  
308 as amended by section 161 of public act 11-6, in effect immediately  
309 prior to the effective date of section 9 of this act are reinstated.

310 Sec. 15. Section 12 of public act 11-6 is repealed. (*Effective from*  
311 *passage*)

312 Sec. 16. Sections 146 to 151, inclusive, of public act 11-61 are

313 repealed. (*Effective September 1, 2011, if an agreement between the state and*  
 314 *the State Employees Bargaining Agent Coalition has not been approved*  
 315 *pursuant to section 165 of public act 11-61, as amended by this act, by*  
 316 *September 1, 2011)*

|   |  |                      |
|---|--|----------------------|
| This act shall take effect as follows and shall amend the following sections: |  |                      |
| Section 1   | <i>from passage</i>  | New section          |
| Sec. 2  | <i>from passage</i>  | New section          |
| Sec. 3  | <i>from passage and applicable to taxable years commencing on or after January 1, 2011</i>   | PA 11-6, Sec. 110(a) |
| Sec. 4  | <i>from passage and applicable to taxable years commencing on or after January 1, 2011</i>   | PA 11-6, Sec. 110(c) |
| Sec. 5  | <i>from passage</i>  | New section          |
| Sec. 6  | <i>from passage</i>  | New section          |
| Sec. 7  | <i>from passage</i>  | New section          |
| Sec. 8  | <i>from passage</i>  | New section          |
| Sec. 9  | <i>July 1, 2011</i>  | 13b-61c(c)           |
| Sec. 10   | <i>July 1, 2011</i>  | New section          |
| Sec. 11   | <i>from passage</i>  | PA 11-61, Sec. 165   |
| Sec. 12   | <i>from passage</i>  | New section          |
| Sec. 13   | <i>from passage</i>  | New section          |
| Sec. 14   | <i>from passage</i>  | New section          |
| Sec. 15   | <i>from passage</i>  | Repealer section     |
| Sec. 16   | <i>September 1, 2011, if an agreement between the state and the State Employees Bargaining Agent Coalition has not been approved pursuant to section 165 of public act 11-61, as amended by this act, by September 1, 2011</i> | Repealer section     |