



General Assembly

January Session, 2011

**Governor's Bill No. 1003**

LCO No. 3595

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Referred to Committee on Commerce

Introduced by:

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

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

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

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

***AN ACT CONCERNING THE CONNECTICUT AIRPORT AUTHORITY.***

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

1 Section 1. (NEW) (*Effective July 1, 2011*) "General aviation airports"  
2 means the state-owned and operated airports, including Danielson  
3 Airport, Groton/New London Airport, Hartford Brainard Airport,  
4 Waterbury-Oxford Airport and Windham Airport.

5 Sec. 2. Section 15-101mm of the general statutes is repealed and the  
6 following is substituted in lieu thereof (*Effective July 1, 2011*):

7 (a) There is established a [Bradley Board of Directors] Connecticut  
8 Airport Authority to oversee the operation and development of  
9 Bradley International Airport, Danielson Airport, Groton/New  
10 London Airport, Hartford Brainard Airport, Waterbury-Oxford  
11 Airport and Windham Airport.

12 (b) The [Bradley Board of Directors] Connecticut Airport Authority

13 Board of Directors shall consist of seven members, appointed as  
14 follows, with the advice and consent of the General Assembly: The  
15 Commissioner of Transportation and the Commissioner of Economic  
16 and Community Development, each serving ex-officio, a  
17 representative appointed by the speaker of the House of  
18 Representatives, [from the Connecticut Transportation Strategy Board,  
19 created by section 13b-57e] a representative of one of the general  
20 aviation airports, a representative appointed by the minority leader of  
21 the House of Representatives from among the members of the Bradley  
22 International Community Advisory Board, as created by section 15-  
23 101pp and [three] five private sector members appointed as follows:  
24 (A) The Governor shall appoint [one member, who shall be the  
25 chairperson, and whose first term shall expire on June 30, 2005] three  
26 members, one of whom shall be designated as the chairperson, (B) the  
27 president pro tempore of the Senate shall appoint one member, [whose  
28 first term shall expire on June 30, 2005,] (C) the minority leader of the  
29 Senate shall appoint one member. [whose first term shall expire on  
30 June 30, 2005.] The term of office of each [successor] member shall be  
31 four years from the date of appointment or until such member's  
32 successor is appointed and has qualified, whichever is later. In the  
33 initial term of the authority, at least one appointment by the Governor  
34 shall be from the authority's predecessor, the Bradley Board of  
35 Directors.

36 (c) Each member before entering upon the member's duties shall  
37 take and subscribe to the oath required by article XI, section 1 of the  
38 State Constitution.

39 (d) The appointed members shall be senior business leaders or  
40 executives who have management experience with corporate or  
41 institutional organizations, and shall include individuals who have  
42 expertise and experience in one or more of the following areas:  
43 Financial planning, budgeting and assessment, marketing, master  
44 planning, strategic planning and transportation management.

45 (e) A member who misses three consecutive meetings shall be  
46 deemed to have resigned.

47 (f) The [Bradley Board of Directors] Connecticut Airport Authority  
48 Board of Directors shall elect a vice-chairperson annually from among  
49 the appointed members.

50 (g) The powers of the [Bradley Board of Directors] Connecticut  
51 Airport Authority Board of Directors shall be vested in and exercised  
52 by not less than five of its members. Such number of members shall  
53 constitute a quorum and the affirmative vote of a majority of the  
54 members present at a meeting of the board shall be necessary for any  
55 action of the [Bradley Board of Directors] Connecticut Airport  
56 Authority.

57 (h) Members of the [Bradley Board of Directors] Connecticut  
58 Airport Authority Board of Directors shall receive no compensation.  
59 The [Bradley Board of Directors] Connecticut Airport Authority is a  
60 public agency, as defined in section 1-200, for purposes of the Freedom  
61 of Information Act, and is a quasi-public agency, as defined in section  
62 1-79, for purposes of chapter 10.

63 (i) It shall not constitute a conflict of interest for a trustee, director,  
64 partner or officer of any person, firm or corporation, or any individual  
65 having a financial interest in a person, firm or corporation, to serve as a  
66 member of the authority's board of directors, provided such trustee,  
67 director, partner, officer or individual shall abstain from deliberation,  
68 action or vote by the authority in specific respect to such person, firm  
69 or corporation.

70 (j) No officer or employee of this state shall be deemed to have  
71 forfeited or shall forfeit his or her office or employment by reason of  
72 acceptance of membership on the board of directors of the authority or  
73 service thereon.

74 Sec. 3. Section 15-101nn of the general statutes is repealed and the

75 following is substituted in lieu thereof (*Effective July 1, 2011*):

76 The [Bradley Board of Directors] Connecticut Airport Authority  
77 shall have the duty, power and authority to: (1) [In consultation with  
78 the Commissioner of Transportation, develop] Develop an  
79 organizational and management structure that will best accomplish the  
80 goals of Bradley International Airport and the general aviation  
81 airports; (2) approve the annual capital and operating budget of  
82 Bradley International Airport and the general aviation airports; (3) [act  
83 in cooperation with the Connecticut Transportation Strategy Board,  
84 created pursuant to section 13b-57e; (4) advocate for Bradley  
85 International Airport's interests and] ensure that Bradley International  
86 Airport's potential as an economic development resource for the state  
87 and region [are] is fully realized; [(5)] (4) ensure that an appropriate  
88 mission statement and set of strategic goals for Bradley International  
89 Airport and the general aviation airports are established and that  
90 progress toward accomplishing the mission and strategic goals is  
91 regularly assessed; [(6)] (5) approve a master plan for Bradley  
92 International [Airport's master plan] Airport and the general aviation  
93 airports; [(7)] (6) establish and review policies and plans for marketing  
94 the airport and for determining the best use of airport property; [(8)]  
95 ensure appropriate independent expertise is available to advise the  
96 Bradley Board of Directors, particularly in the areas of strategy and  
97 marketing and select consultants as necessary, for purposes related to  
98 strategy and marketing, pursuant to procedures established by the  
99 board; (9) (7) ensure customer service standards, performance targets  
100 and performance assessment systems are established for the airport  
101 enterprise; [(10)] (8) approve community relations policies and ensure  
102 that the community advisory board, created pursuant to section 15-  
103 101pp, operates effectively to ensure that community comment and  
104 information is regularly and fully considered in decisions related to  
105 Bradley International Airport and the general aviation airports; [(11)]  
106 (9) create a code of conduct for the [Bradley Board of Directors]  
107 Connecticut Airport Authority Board of Directors consistent with part  
108 I of chapter 10; [(12)] (10) report to the Governor and the General

109 Assembly on an annual basis; [(13) establish procedures to review  
110 significant contracts, other than collective bargaining agreements,  
111 relating to the operation of Bradley International Airport prior to  
112 approval, which procedures shall require completion of each such  
113 review no later than ten business days after the board receives the  
114 contract; and (14)] (11) adopt rules for the conduct of its business  
115 which shall not be considered regulations, as defined in subdivision  
116 (13) of section 4-166; (12) receive and accept aid or contributions from  
117 any source of money, property, labor or other things of value, to be  
118 held, used and applied to carry out the purposes of this chapter subject  
119 to such conditions upon which such grants and contributions may be  
120 made, including, but not limited to, gifts or grants from any  
121 department, agency or instrumentality of the United States or this state  
122 for any purpose consistent with this chapter and chapter 242; (13) enter  
123 into agreements with any department, agency or instrumentality of the  
124 United States or this state to carry out the purposes of this chapter and  
125 chapter 242; (14) the extent permitted under this chapter and chapter  
126 242, borrow money or secure credit on a temporary, short-term,  
127 interim or long-term basis; (15) issue bonds, bond anticipation notes  
128 and other obligations of the authority to the extent permitted under  
129 this chapter and chapter 242, to fund and refund the same and provide  
130 for the rights of the holders thereof; and to secure the same by pledge  
131 of revenues, notes and mortgages of others; (16) acquire, lease, hold  
132 and dispose of personal property for its corporate purposes; (17)  
133 employ such assistants, agents and other employees and to engage  
134 consultants and such other independent professionals as may be  
135 necessary or desirable to carry out its purposes in accordance with this  
136 chapter and chapter 242 and to fix their compensation; and to provide  
137 technical assistance as provided in this chapter and chapter 242; (18)  
138 make and enter into all contracts and agreements necessary or  
139 incidental to the performance of its duties and the execution of its  
140 powers under this chapter; and (19) do all acts and things necessary or  
141 convenient to carry out the purposes of this chapter and chapter 242  
142 and the powers expressly granted by this chapter and chapter 242.

143       Sec. 4. (NEW) (*Effective July 1, 2011*) The Connecticut Airport  
144 Authority Board of Directors shall appoint an executive director who  
145 shall not be a member of the board and who shall serve at the pleasure  
146 of the board and receive such compensation as shall be fixed by the  
147 board. The executive director shall be the chief administrative officer of  
148 the authority and shall direct and supervise administrative affairs and  
149 technical activities in accordance with the directives of the board. The  
150 executive director shall approve all accounts for salaries, allowable  
151 expenses of the authority or of any employee or consultant thereof,  
152 and expenses incidental to the operation of the authority. The  
153 executive director shall perform such other duties as may be directed  
154 by the board in carrying out the purposes of this chapter. The  
155 executive director shall be exempt from the classified service. The  
156 executive director shall attend all meetings of the board, keep a record  
157 of the proceedings of the authority and shall maintain and be  
158 custodian of all books, documents and papers filed with the authority  
159 and of the minute book or journal of the authority and of its official  
160 seal. The executive director may cause copies to be made of all minutes  
161 and other records and documents of the authority and may give  
162 certificates under the official seal of the authority to the effect that such  
163 copies are true copies, and all persons dealing with the authority may  
164 rely upon such certificates.

165       Sec. 5. (NEW) (*Effective July 1, 2011*) Each member of the Connecticut  
166 Airport Authority Board of Directors shall execute a surety bond in the  
167 penal sum of fifty thousand dollars and the executive director shall  
168 execute a surety bond in the penal sum of one hundred thousand  
169 dollars, or, in lieu thereof, the chairman of the board shall execute a  
170 blanket position bond covering each member, the executive director  
171 and the employees of the authority, each surety bond to be  
172 conditioned upon the faithful performance of the duties of the office or  
173 offices covered, to be executed by a surety company authorized to  
174 transact business in this state as surety and to be approved by the  
175 Attorney General and filed in the office of the Secretary of the State.  
176 The cost of each such bond shall be paid by the authority.

177 Sec. 6. Section 15-101k of the general statutes is repealed and the  
178 following is substituted in lieu thereof (*Effective July 1, 2011*):

179 It is found and determined that the acquisition and construction of a  
180 modern and improved Bradley International Airport and the  
181 maintenance of the general aviation airports, including, but not limited  
182 to, renovation and expansion of passenger terminal facilities,  
183 improvements to sewer and water delivery systems, installation of  
184 enplaning and deplaning devices, construction of new auto parking  
185 structures, improvements to the runway and taxiway system,  
186 expansion of the aircraft apron area adjacent to the passenger terminal  
187 and construction, renovation and expansion of any self-sustaining  
188 special facilities appurtenant thereto, including facilities for the  
189 provision of cargo, aircraft maintenance, hotel, and other aviation-  
190 related functions, are an important inducement for industrial and  
191 commercial enterprises to remain or locate in this state and therefore  
192 for the benefit of the people of the state, and for the increase of their  
193 commerce, welfare and prosperity, the necessity in the public interest  
194 of providing such improved facilities is hereby declared as a matter of  
195 legislative determination.

196 Sec. 7. Section 15-101l of the general statutes is repealed and the  
197 following is substituted in lieu thereof (*Effective July 1, 2011*):

198 The [State Bond Commission] Connecticut Airport Authority may  
199 authorize the issuance of bonds [of the state] in one or more series and  
200 in principal amounts necessary to carry out the purposes of sections  
201 15-101k to 15-101p, inclusive, as amended by this act. Such bonds shall  
202 be payable from all or a portion of the revenues of Bradley  
203 International Airport and the general aviation airports, as may be  
204 specified in the proceedings authorizing such bonds, and may include,  
205 among other types of bonds, special purpose revenue bonds payable  
206 solely from revenues derived from special purpose facilities, bonds  
207 payable from particular sources of revenues and bonds payable in  
208 whole or in part from passenger facility charges to the extent permitted

209 under applicable federal law. The [Commissioner of Transportation]  
210 Connecticut Airport Authority shall evidence a request to issue bonds  
211 by filing with the Treasurer a resolution duly adopted by the board  
212 identifying the projects or other improvements to be acquired,  
213 constructed and installed at Bradley International Airport or the  
214 general aviation airports and requesting issuance by the state of bonds  
215 to finance such projects and other improvements; the Treasurer  
216 thereupon shall file a request for the issuance of such bonds with the  
217 [secretary of the State Bond Commission] Connecticut Airport  
218 Authority. The board of directors may appoint a finance or other  
219 committee of the board of one or more officers or employees to serve  
220 as the board's authorized delegate in connection with the issuance of  
221 bonds pursuant to this section.

222 (b) Bonds issued pursuant to this section shall be [special]  
223 obligations of the [state] Connecticut Airport Authority and shall not  
224 be payable from nor charged upon any funds other than the revenues  
225 pledged to the payment thereof, nor shall the state or any political  
226 subdivision thereof be subject to any liability thereon except to the  
227 extent of such pledged revenues. The issuance of bonds under the  
228 provisions of sections 15-101k to 15-101p, inclusive, as amended by  
229 this act, shall not directly or indirectly or contingently obligate the  
230 state or any political subdivision thereof to levy or to pledge any form  
231 of taxation whatever therefor or to make any appropriation for their  
232 payment. The bonds shall not constitute a charge, lien or encumbrance,  
233 legal or equitable, upon any property of the state or of any political  
234 subdivision thereof, except the property mortgaged or otherwise  
235 encumbered under the provisions and for the purposes of sections 15-  
236 101k to 15-101p, inclusive, as amended by this act. The substance of  
237 such limitation shall be plainly stated on the face of each bond. Bonds  
238 issued pursuant to sections 15-101k to 15-101p, inclusive, as amended  
239 by this act, shall not be subject to any statutory limitation on the  
240 indebtedness of the state and such bonds, when issued, shall not be  
241 included in computing the aggregate indebtedness of the state in  
242 respect to and to the extent of any such limitation.

243 (c) The bonds referred to in this section may be executed and  
244 delivered at such time or times, shall be dated, shall bear interest at  
245 such rate or rates, including variable rates to be determined in such  
246 manner as set forth in the proceedings authorizing the issuance of the  
247 bonds, provide for payment of interest on such dates, whether before  
248 or at maturity, shall mature at such time or times not exceeding forty  
249 years from their date, have such rank or priority, be payable in such  
250 medium of payment, be issued in coupon, registered or book entry  
251 form, carry such registration and transfer privileges and be subject to  
252 purchase or redemption before maturity at such price or prices and  
253 under such terms and conditions, including the condition that such  
254 bonds be subject to purchase or redemption on the demand of the  
255 owner thereof, all as may be determined by the [State Bond  
256 Commission] Connecticut Airport Authority. The [State Bond  
257 Commission] Connecticut Airport Authority shall determine the form  
258 of the bonds, including any interest coupons to be attached thereto, the  
259 manner of execution of the bonds, the denomination or denominations  
260 of the bonds and the place or places of payment of principal and  
261 interest, which may be at any bank or trust company within or without  
262 the state. Prior to the preparation of definitive bonds, the [State Bond  
263 Commission] Connecticut Airport Authority may, under like  
264 restrictions, provide for the issuance of interim receipts or temporary  
265 bonds, with or without coupons, exchangeable for definitive bonds  
266 when such bonds have been executed and are available for delivery. If  
267 any of the officers whose signatures appear on the bonds or coupons  
268 cease to be officers before the delivery of any such bonds, such  
269 signatures shall, nevertheless, be valid and sufficient for all purposes,  
270 the same as if they had remained in office until delivery.

271 (d) Any bonds issued under the authority of sections 15-101k to 15-  
272 101p, inclusive, as amended by this act, may be sold at public sale on  
273 sealed proposals or by negotiation in such manner, at such price and at  
274 such time or times as may be determined by the [Treasurer to be most  
275 advantageous, subject to the approval of the State Bond Commission]  
276 Connecticut Airport Authority. The state may pay from the proceeds

277 of the bonds all costs and expenses which the Treasurer may deem  
278 necessary or advantageous in connection with the authorization, sale  
279 and issuance thereof, including the cost of interest on any short-term  
280 financing authorized under subsection (b) of section 15-101n, as  
281 amended by this act.

282 (e) The principal of and interest on any bonds issued pursuant to  
283 this section shall be secured by a pledge of the revenues out of which  
284 such bonds shall be made payable. They may be secured by a  
285 mortgage covering all or any part of the project from which the  
286 revenues so pledged may be derived or by a pledge of one or more  
287 leases, sale contracts or loan agreements with respect to such project or  
288 by a pledge of one or more notes, debentures, bonds or other secured  
289 or unsecured debt obligations of any lessee or contracting party under  
290 a loan agreement or sale contract or by a pledge of reserve and sinking  
291 funds established pursuant to the resolution authorizing the issuance  
292 of the bonds and any other funds and accounts, including proceeds  
293 from investment of any of the foregoing, established pursuant to this  
294 chapter or the proceedings authorizing the issuance of such bonds, and  
295 by moneys paid under a credit facility, including but not limited to, a  
296 letter of credit or policy of bond insurance, issued by a financial  
297 institution pursuant to an agreement authorized by such proceedings.

298 (f) The proceedings under which the bonds are authorized to be  
299 issued pursuant to this section, and any mortgage given to secure the  
300 same, may, subject to the provisions of the general statutes, contain  
301 any agreements and provisions customarily contained in instruments  
302 securing bonds, including, but not limited to: (1) Provisions respecting  
303 custody of the proceeds from the sale of the bonds, including their  
304 investment and reinvestment until used for the cost of the project; (2)  
305 provisions respecting the fixing and collection of rents or payments  
306 with respect to the facilities of Bradley International Airport and the  
307 general aviation airports and the application and use of passenger  
308 facility charges; (3) the terms to be incorporated in the lease, sale  
309 contract or loan agreement with respect to the project; (4) the

310 maintenance and insurance of the project; (5) the creation,  
311 maintenance, custody, investment and reinvestment and use of the  
312 revenues derived from the operation of Bradley International Airport  
313 and the general aviation airports; (6) establishment of reserves or  
314 sinking funds, and such accounts thereunder as may be established by  
315 the [State Bond Commission] Connecticut Airport Authority, and the  
316 regulation and disposition thereof; (7) the rights and remedies  
317 available in case of a default to the bondholders or to any trustee under  
318 any lease, sale contract, loan agreement, mortgage or trust indenture;  
319 (8) reimbursement agreements remarketing agreements, standby bond  
320 purchase agreements or similar agreements in connection with  
321 obtaining any credit or liquidity facilities including, but not limited to,  
322 letters of credit or policies of bond insurance and such other  
323 agreements entered into pursuant to section 3-20a; (9) provisions for  
324 the issuance of additional bonds on a parity with bonds theretofore  
325 issued, including establishment of coverage requirements with respect  
326 thereto; (10) covenants to do or to refrain from doing such acts and  
327 things as may be necessary or convenient or desirable in order to better  
328 secure any bonds or to maintain any federal or state exemption from  
329 tax of the interest on such bonds; and (11) provisions or covenants of  
330 like or different character from the foregoing which are consistent with  
331 the provisions of this chapter and which the [State Bond Commission]  
332 authority determines in such proceedings are necessary, convenient or  
333 desirable in order to better secure the bonds or bond anticipation  
334 notes, or will tend to make the bonds or bond anticipation notes more  
335 marketable, and which are in the best interests of the state. The  
336 proceedings under which the bonds are authorized, and any mortgage  
337 given to secure the same, may further provide that any cash balances  
338 not necessary (A) to pay the cost of maintaining, repairing and  
339 operating the facilities of Bradley International Airport and the general  
340 aviation airports, (B) to pay the principal of and interest on the bonds  
341 as the same shall become due and payable, and (C) to create and  
342 maintain reserve and sinking funds as provided in any authorizing  
343 resolution, or other proceedings shall be deposited into a Bradley

344 International Airport working fund or a General Aviation Airport  
345 working fund to be held in trust by the treasurer and applied to future  
346 debt service requirements or other general airport purposes.

347 (g) In the discretion of the [State Bond Commission] Connecticut  
348 Airport Authority, bonds issued pursuant to this section may be  
349 secured by a trust indenture by and between the state and a corporate  
350 trustee, which may be any trust company or bank having the powers  
351 of a trust company within or without the state. Such trust indenture  
352 may contain such provisions for protecting and enforcing the rights  
353 and remedies of the bondholders as may be reasonable and proper and  
354 not in violation of law, including covenants setting forth the duties of  
355 the state in relation to the exercise of its powers pursuant to sections  
356 15-101k to 15-101p, inclusive, as amended by this act, and the custody,  
357 safeguarding and application of all moneys. The [state] authority may  
358 provide by such trust indenture for the payment of the proceeds of the  
359 bonds and the revenues from the operation of Bradley International  
360 Airport and general aviation airports to the trustee under such trust  
361 indenture or other depository, and for the method of disbursement  
362 thereof, with such safeguards and restrictions as it may determine. All  
363 expenses incurred in carrying out such trust indenture may be treated  
364 as a part of the operating expenses of the project. If the bonds shall be  
365 secured by a trust indenture, the bondholders shall have no authority  
366 to appoint a separate trustee to represent them.

367 (h) Any pledge made by the [state] authority shall be valid and  
368 binding from the time when the pledge is made, and the revenues or  
369 property so pledged and thereafter received by the [state] authority  
370 shall immediately be subject to the lien of such pledge without any  
371 physical delivery thereof or further act. The lien of any such pledge  
372 shall be valid and binding as against all parties having claims of any  
373 kind in tort, contract, or otherwise against the state, irrespective of  
374 whether such parties have notice thereof. Neither the resolution nor  
375 any other instrument by which a pledge is created need be recorded.

376 (i) The [Treasurer] Connecticut Airport Authority shall have power  
377 out of any funds available therefor to purchase bonds or notes of the  
378 state issued pursuant to this section and section 15-101n, as amended  
379 by this act. The [Treasurer] authority may hold, pledge, cancel or resell  
380 such bonds, subject to and in accordance with agreements with  
381 bondholders.

382 (j) Whether or not the notes and bonds are of such form and  
383 character as to be negotiable instruments under the terms of the  
384 Uniform Commercial Code, the notes and bonds are hereby made  
385 negotiable instruments within the meaning of and for all purposes of  
386 the Uniform Commercial Code, subject only to the provisions of the  
387 notes and bonds for registration.

388 (k) Any moneys held by the [Treasurer] Connecticut Airport  
389 Authority with respect to Bradley International Airport and the  
390 general aviation airports, or by a trustee pursuant to a trust indenture,  
391 subject to the provisions of such indenture, including proceeds from  
392 the sale of any bonds and notes, and revenues, receipts and income  
393 from the operation of Bradley International Airport and the general  
394 aviation airports may be invested and reinvested in such obligations,  
395 securities, and other investments, including without limitation  
396 participation certificates in the Short Term Investment Fund created in  
397 section 3-27a, or deposited or redeposited in such bank or banks, all as  
398 shall be authorized by the [State Bond Commission] authority in the  
399 proceedings authorizing the issuance of the bonds and notes.

400 (l) For the purposes of sections 15-101k to 15-101p, inclusive, as  
401 amended by this act, the costs of the project payable out of the  
402 proceeds of bonds issued pursuant to this section shall include: (i)  
403 Expenses and obligations incurred for labor and materials in  
404 connection with the construction of the project; (ii) the cost of  
405 acquiring by purchase, if such purchase shall be deemed expedient,  
406 and the amount of any award or final judgment in any proceedings to  
407 acquire by condemnation, such land, property rights, rights-of-way,

408 franchises, easements and other interests in land as may be deemed  
409 necessary or convenient in connection with such construction or with  
410 the operation of the project, and the amount of any damages incident  
411 thereto; (iii) the costs of all machinery and equipment acquired in  
412 connection with the project; (iv) reserves for the payment of the  
413 principal of and interest on any notes and bonds issued pursuant to  
414 this section and section 15-101n, as amended by this act, and interest  
415 accruing on any such notes, during construction of the project and for  
416 six months after completion of such construction; (v) initial working  
417 capital, expenses of administration properly chargeable to the  
418 construction or acquisition of the project, legal, architectural and  
419 engineering expenses and fees, costs of audits, costs of preparing and  
420 issuing any notes and bonds pursuant to this section and section 15-  
421 101n, as amended by this act; and (vi) all other items of expense not  
422 elsewhere specified incident to the planning, acquisition and  
423 construction of the project or of the placing of the same in operation.

424 [(m) None of the bonds authorized pursuant to this section shall be  
425 issued and sold except upon a finding by the State Bond Commission  
426 that there has been filed with it a request for such authorization, which  
427 is signed by the Secretary of the Office of Policy and Management or  
428 on said secretary's behalf and stating such terms and conditions as said  
429 commission, in its discretion, may require.]

430 [(n)] (m) For purposes of sections 15-101k to 15-101p, inclusive, as  
431 amended by this act, the term "project" shall refer to the renovations  
432 and improvements to be acquired and constructed at Bradley  
433 International Airport and the general aviation airports as may be  
434 specified from time to time by the board in a resolution as  
435 contemplated by subsection (a) of this section.

436 Sec. 8. Section 15-101m of the general statutes is repealed and the  
437 following is substituted in lieu thereof (*Effective July 1, 2011*):

438 (a) Subject to the provisions of the general statutes and resolution  
439 authorizing the issuance of bonds pursuant to subsection (a) of section

440 15-101l, as amended by this act, the [Commissioner of Transportation]  
441 Connecticut Airport Authority is authorized to fix, revise, charge and  
442 collect rates, rents, fees and charges for the use of and for the services  
443 furnished or to be furnished by the facilities of Bradley International  
444 Airport and the general aviation airports and to contract with any  
445 person, partnership, association or corporation, or other body, public  
446 or private, in respect thereof except that, the [commissioner] authority  
447 shall not impose any fee, charge or commission on the gross revenues  
448 of off-airport parking operators for the right to access said airport that  
449 exceeds five per cent of such gross revenues for calendar quarters  
450 commencing on or after July 1, 1997, and prior to July 1, 1998, and four  
451 per cent of such gross revenues for calendar quarters commencing on  
452 or after July 1, 1998. Such rates, rents, fees and charges shall be fixed  
453 and adjusted in respect of the aggregate of rates, rents, fees and  
454 charges from the operation of Bradley International Airport and the  
455 general aviation airports so as to provide funds sufficient with other  
456 revenues or moneys available therefor, if any, (1) to pay the cost of  
457 maintaining, repairing and operating the facilities of Bradley  
458 International Airport and the general aviation airports and each and  
459 every portion thereof, to the extent that the payment of such cost has  
460 not otherwise been adequately provided for, (2) to pay the principal of  
461 and the interest on any outstanding revenue obligations of the [state]  
462 authority issued in respect of the project as the same shall become due  
463 and payable, and (3) to create and maintain reserves and sinking funds  
464 required or provided for in any resolution authorizing, or trust  
465 agreement securing, such bonds. A sufficient amount of the revenues  
466 as may be necessary to pay the cost of maintenance, repair and  
467 operation and to provide reserves and for renewals, replacements,  
468 extensions, enlargements and improvements as may be provided for in  
469 the resolution authorizing the issuance of any bonds or in the trust  
470 agreement securing the same, shall be set aside at such regular  
471 intervals as may be provided in such resolution or trust agreement in a  
472 reserve, sinking or other similar fund which is hereby pledged to, and  
473 charged with, the payment of the principal of and the interest on such

474 bonds as the same shall become due, and the redemption price or the  
475 purchase price of bonds retired by call or purchase as therein  
476 provided. The use and disposition of moneys to the credit of such  
477 reserve, sinking or other similar fund shall be subject to the provisions  
478 of the resolution authorizing the issuance of such bonds or of such  
479 trust agreement.

480 (b) The [Department of Transportation] Connecticut Airport  
481 Authority shall designate the beginning and ending dates of the fiscal  
482 year for the operation of Bradley International Airport and the general  
483 aviation airports. Each year, within ninety days prior to the beginning  
484 of the next ensuing fiscal year, the [Department of Transportation]  
485 Connecticut Airport Authority shall prepare and submit to the  
486 Secretary of the Office of Policy and Management an annual operating  
487 budget for Bradley International Airport for such fiscal year, providing  
488 for (1) payment of the costs of maintaining, repairing and operating  
489 the facilities of Bradley International Airport and each and every  
490 portion thereof during such fiscal year, to the extent that the payment  
491 of such costs has not otherwise been adequately provided for, (2) the  
492 payment of the principal of and interest on any outstanding revenue  
493 obligations of the state issued in respect of the project and becoming  
494 due and payable in such fiscal year, and (3) the creation and  
495 maintenance of reserves and sinking funds required or provided for in  
496 any resolution authorizing, or trust agreement securing, such bonds.  
497 Such annual operating budget shall include an estimate of revenues  
498 from the rates, rents, fees and charges fixed by the [Department of  
499 Transportation] authority pursuant to subsection (a), and from any  
500 and all other sources, to meet the estimated expenditures of Bradley  
501 International Airport and the general aviation airports for such fiscal  
502 year. Within thirty days prior to the first day of such fiscal year the  
503 Secretary of the Office of Policy and Management shall approve said  
504 annual operating budget, with such changes, amendments, additions  
505 and deletions as shall be agreed upon prior to that date by the  
506 [Department of Transportation] authority and the Secretary of the  
507 Office of Policy and Management. The annual operating budget of

508 Bradley International Airport and the general aviation airports as so  
509 approved shall take effect as of the date of its approval. On or before  
510 the twentieth day of each month, including the month next preceding  
511 the first month of the fiscal year to which the annual operating budget  
512 applies, the [Treasurer] authority or the trustee under any trust  
513 indenture securing the bonds issued under subsection (a) of section 15-  
514 101l, as amended by this act, shall pay to the [Department of  
515 Transportation] Connecticut Airport Authority out of the funds  
516 available for such purpose such amount as may be necessary to make  
517 the amount then held by said department for the payment of operating  
518 expenses of Bradley International Airport and the general aviation  
519 airports equal to such amount as shall be necessary for the payment of  
520 such operating expenses during the next ensuing two months, as  
521 shown by the annual operating budget for such fiscal year. Except as  
522 otherwise provided in sections 15-101k to 15-101p, inclusive, as  
523 amended by this act, either expressly or by implication, all provisions  
524 of the general statutes governing state employees and state property,  
525 and all other provisions of the general statutes applicable to Bradley  
526 International Airport and the general aviation airports, shall continue  
527 in effect. All pension, retirement or other similar benefits vested or  
528 acquired at any time before or after July 1, 1981, with respect to any  
529 state employees shall continue unaffected and as if the salaries and  
530 wages of such employees continued to be paid out of the general funds  
531 of the state.

532 [(c) On the day the Department of Transportation submits an annual  
533 operating budget for Bradley International Airport to the Secretary of  
534 the Office of Policy and Management pursuant to subsection (b) of this  
535 section, the department shall submit a copy of such budget to the joint  
536 standing committee of the General Assembly having cognizance of  
537 matters relating to appropriations and the budgets of state agencies,  
538 through the legislative Office of Fiscal Analysis. Upon the approval of  
539 the annual operating budget, the department shall submit a copy of  
540 the budget as so approved to said joint standing committee, through  
541 the Office of Fiscal Analysis.]

542       Sec. 9. (NEW) (*Effective July 1, 2011*) Within the first ninety days of  
543 each calendar year, the authority shall report on its operations for the  
544 preceding calendar year to the Governor. The authority shall make a  
545 report to the General Assembly on or before March fifteenth in each  
546 year that the General Assembly meets in general session. The report  
547 shall include a summary of the activities of the authority, a complete  
548 operating and financial statement and recommendations for legislation  
549 to promote the purposes of the authority. The accounts of the authority  
550 shall be subject to annual audits by the State Auditors of Public  
551 Accounts.

552       Sec. 10. Section 15-101n of the general statutes is repealed and the  
553 following is substituted in lieu thereof (*Effective July 1, 2011*):

554       (a) Any bonds issued under the provisions of section 15-101l, as  
555 amended by this act, or to refund any such bonds issued under such  
556 section, and at any time outstanding may at any time from time to time  
557 be refunded by the [state] Connecticut Airport Authority by the  
558 issuance of its refunding bonds in such amounts as the [State Bond  
559 Commission] Connecticut Airport Authority may deem necessary, but  
560 not exceeding an amount sufficient to refund the principal of the  
561 bonds to be so refunded, any unpaid interest thereon and any  
562 premiums and commissions necessary to be paid in connection  
563 therewith and to pay costs and expenses which the Treasurer may  
564 deem necessary or advantageous in connection with the authorization,  
565 sale and issuance of refunding bonds. Any such refunding may be  
566 effected whether the bonds to be refunded shall have matured or shall  
567 thereafter mature. All refunding bonds issued hereunder shall be  
568 payable and shall be subject to and may be secured in accordance with  
569 the provisions of section 15-101l, as amended by this act.

570       (b) Whenever the [State Bond Commission] Connecticut Airport  
571 Authority has adopted a resolution authorizing bonds pursuant to  
572 section 15-101l, as amended by this act, the [Treasurer] authority may,  
573 pending the issue of such bonds [, issue, in the name of the state,]

574 temporary notes and any renewals thereof in anticipation of the  
575 proceeds from the sale of such bonds, which notes and any renewals  
576 thereof shall be designated "Bond Anticipation Notes". Such portion of  
577 the proceeds from the sale of such bonds as may be so required shall  
578 be applied to the payment of the principal of and interest on any such  
579 bond anticipation notes which have been issued. The principal of and  
580 interest on any bond anticipation notes issued pursuant to this  
581 subsection may be repaid from pledged revenues or other receipts,  
582 funds or moneys pledged to the repayment of the bonds in  
583 anticipation of which the bond anticipation notes are issued, to the  
584 extent not paid from the proceeds of renewals thereof or of the bonds.

585 Sec. 11. Section 15-101o of the general statutes is repealed and the  
586 following is substituted in lieu thereof (*Effective July 1, 2011*):

587 (a) It is hereby determined that the purposes of sections 15-101k to  
588 15-101p, inclusive, as amended by this act, are public purposes and  
589 that the [state] Connecticut Airport Authority will be performing an  
590 essential governmental function in the exercise of the powers  
591 conferred upon it hereunder. The [state] authority covenants with the  
592 purchasers and all subsequent holders and transferees of notes and  
593 bonds issued by the [state] authority pursuant to sections 15-101l and  
594 15-101n, as amended by this act, in consideration of the acceptance of  
595 and payment for the notes and bonds, that the principal and interest of  
596 such notes and bonds shall at all times be free from taxation, except for  
597 estate and gift taxes, imposed by the state or by any political  
598 subdivision thereof but the interest on such notes and bonds shall be  
599 included in the computation of any excise or franchise tax. The  
600 Treasurer is authorized to include this covenant of the [state] authority  
601 in any agreement with the holder of such notes or bonds. Any notes or  
602 bonds issued by the [state] authority pursuant to sections 15-101l, as  
603 amended by this act, and 15-101n, as amended by this act, may be  
604 issued on a basis that provides that the interest thereon is intended to  
605 be exempt or not to be exempt from federal income taxation, as may be  
606 determined by the Treasurer.

607 (b) Bonds issued under the authority of section 15-101l, as amended  
608 by this act, are hereby made securities in which all public officers and  
609 public bodies of the state and its political subdivisions, all insurance  
610 companies, credit unions, building and loan associations, investment  
611 companies, banking associations, trust companies, executors,  
612 administrators, trustees and other fiduciaries and pension, profit-  
613 sharing and retirement funds may properly and legally invest funds,  
614 including capital in their control or belonging to them. Such bonds are  
615 hereby made securities which may properly and legally be deposited  
616 with and received by any state or municipal officer or any agency or  
617 political subdivision of the state for any purpose for which the deposit  
618 of bonds or obligations of the state is now or may hereafter, be  
619 authorized by law.

620 Sec. 12. Section 15-101p of the general statutes is repealed and the  
621 following is substituted in lieu thereof (*Effective July 1, 2011*):

622 (a) All revenue from the operation of Bradley International Airport  
623 shall be paid to the State Treasurer to be held in trust, and the  
624 Treasurer shall not commingle such moneys with any other moneys.  
625 Such moneys shall be deposited in a separate account or accounts in  
626 banks or trust companies organized under the law of the state or in  
627 national banking associations doing business in the state, provided  
628 that the Treasurer shall have power to contract with the holders of any  
629 notes or bonds issued pursuant to section 15-101l, as amended by this  
630 act, or 15-101n, as amended by this act, or with a trustee acting  
631 pursuant to a trust indenture for the benefit of such holders, as to the  
632 custody, collection, securing, investment and application of the  
633 proceeds of such notes and bonds and of the revenue from the  
634 operation of Bradley International Airport, and to carry out such  
635 contracts. Such account or accounts shall constitute a separate  
636 nonlapsing enterprise fund to be known as the "Bradley Enterprise  
637 Fund".

638 (b) All revenue from the operation of the general aviation airports

639 shall be paid to the State Treasurer to be held in trust, and the  
640 Treasurer shall not commingle such moneys with any other moneys.  
641 Such moneys shall be deposited in a separate account or accounts in  
642 banks or trust companies organized under the law of the state or in  
643 national banking associations doing business in this state, provided  
644 that the Treasurer shall have power to contract with the holders of any  
645 notes or bonds issued pursuant to section 15-101l, as amended by this  
646 act, or 15-101n, as amended by this act, or with a trustee acting  
647 pursuant to a trust indenture for the benefit of such holders, as to the  
648 custody, collection, securing, investment and application of the  
649 proceeds of such notes and bonds and of the revenue from the  
650 operation of the general aviation airports and to carry out such  
651 contracts. Such account or accounts shall constitute a separate  
652 nonlapsing enterprise fund to be known as the "General Aviation  
653 Airports Enterprise Fund".

654 Sec. 13. Section 15-101t of the general statutes is repealed and the  
655 following is substituted in lieu thereof (*Effective July 1, 2011*):

656 Notwithstanding the provisions of section 13a-95 and other statutes  
657 related to competitive bidding procedures, the [Commissioner of  
658 Transportation] Connecticut Airport Authority may direct the  
659 construction manager for the Bradley International Airport terminal  
660 improvement and renovation project to solicit and prequalify  
661 responsible and qualified contractors. The list of prequalified  
662 contractors shall be approved by the [commissioner] Connecticut  
663 Airport Authority, in consultation with the Commissioner of  
664 Transportation. The construction manager shall obtain bids on the  
665 different construction elements of the project from the contractors on  
666 said list. The construction manager shall evaluate all such bids that are  
667 fair and reasonable with regard to the state's interest, from at least  
668 three prequalified contractors, and make a recommendation for  
669 selection to the commissioner. The [commissioner] authority shall  
670 make the final selection and the construction manager shall award the  
671 contract to the selected bidder. Any contractor awarded said contract

672 pursuant to this section shall be subject to the same requirements  
673 concerning the furnishing of bonds as a contractor awarded a contract  
674 pursuant to section 13a-95.

675       Sec. 14. (NEW) (*Effective July 1, 2011*) (a) The Connecticut Airport  
676 Authority shall be a successor employer to the state and shall  
677 recognize existing bargaining units and collective bargaining  
678 agreements existing at the time of transfer of the six state-owned  
679 airports to the authority. The employees of the authority shall be  
680 considered state employees under the provisions of sections 5-270 to 5-  
681 280, inclusive, of the general statutes. The authority shall not be  
682 required to comply with personnel policies and procedures of the  
683 Department of Administrative Services and the Office of Policy and  
684 Management with regard to approval for the creation of new positions,  
685 the number of such positions, the decision to fill such positions or the  
686 time for filling such positions. The authority, not the executive branch,  
687 shall have the power to determine whether an individual is qualified  
688 to fill a vacancy at the authority. Nonmanagerial employees of the  
689 authority shall be members of the classified service. Managerial  
690 employees shall be exempt from the classified service. The authority  
691 shall have the ability to determine the qualifications and set the terms  
692 and conditions of employment of managerial employees including the  
693 establishment of incentive plans.

694       (b) Existing aviation employees of the Department of Transportation  
695 in collective bargaining units shall be offered the opportunity to  
696 transfer with their position to the authority. If the authority elects to  
697 employ a smaller number of persons in such positions at the authority  
698 than exist in aviation and ports at the Department of Transportation,  
699 the opportunity to transfer to the authority shall be offered on the basis  
700 of seniority. Employees who are offered the opportunity to transfer to  
701 the authority may decline to do so. Any person who is covered by a  
702 collective bargaining agreement as an employee of the Department of  
703 Transportation who accepts employment with the authority shall  
704 transfer with his or her position and shall remain in the same

705 bargaining unit of which he or she was a member as an employee of  
706 the Department of Transportation.

707 (c) No employee covered by a collective bargaining agreement as an  
708 employee of the Department of Transportation shall be laid off as a  
709 result of the creation of the authority. Each employee of the  
710 Department of Transportation not employed by the authority and by  
711 virtue of sections 15-101l to 15-101n, inclusive, of the general statutes,  
712 as amended by this act, is no longer employed by the Department of  
713 Transportation shall be assigned with his or her position to another  
714 state agency. Such opportunities shall be offered in the order of  
715 seniority. Seniority shall be defined in the same way as cases of  
716 transfer under the appropriate collective bargaining agreements. Such  
717 assignments shall be made only with the approval of the Office of  
718 Policy and Management and shall be reported at the end of the fiscal  
719 year to the Finance Advisory Committee. Employees may choose to be  
720 laid off in lieu of accepting any such assignment. In such case, they  
721 shall be entitled to all collective bargaining rights under their  
722 respective collective bargaining agreements including the State  
723 Employees Bargaining Agent Coalition (SEBAC). Sections 1-120, as  
724 amended by this act, 1-121, 1-125, as amended by this act, 12-557e, 12-  
725 563, 12-563a, 12-564, 12-566, 12-567, 12-568a and 12-569 of the general  
726 statutes, subsection (d) of section 12-574 of the general statutes and  
727 sections 12-800 to 12-818, inclusive, of the general statutes shall in no  
728 way affect the collective bargaining rights of employees of the  
729 Department of Transportation.

730 (d) (1) In addition to positions transferred to the authority under  
731 subsection (b) of this section, the authority may create one or more  
732 new classifications of employees as determined by the board of  
733 directors. Such classifications shall not be deemed comparable to other  
734 classifications in state service.

735 (2) For the period commencing on July 1, 2011, until the expiration  
736 of the collective bargaining agreement in effect for transferred

737 employees or the date of approval by the legislature of any interim  
738 agreement, whichever is earlier, the authority may hire employees into  
739 a new classification without regard to any collective bargaining  
740 agreement then in effect and may set the initial terms and conditions of  
741 employment for all employees in a new classification.

742 (3) Six months after the hiring of the first employee in any such new  
743 classification, the collective bargaining agent of the transferred  
744 employees and the executive branch on behalf of the authority shall  
745 engage in midterm bargaining for such classification at the request of  
746 either party. The scope of such midterm bargaining shall include all  
747 terms of employment, except that provisions relating to compensation  
748 shall not be subject to arbitration, provided that the average  
749 annualized compensation for such classification shall not be less than  
750 the average annualized compensation for transferred employees.

751 (4) Upon the expiration of the collective bargaining agreement  
752 covering transferred employees, all terms and conditions of  
753 employment in a new classification shall be subject to collective  
754 bargaining as part of the negotiation of a common successor  
755 agreement.

756 (e) The executive branch shall be authorized and empowered to  
757 negotiate on behalf of the authority for employees of the authority  
758 covered by collective bargaining and represent the authority in all  
759 other collective bargaining matters. The authority shall be entitled to  
760 have a representative present at all such bargaining.

761 (f) In any interest arbitration regarding employees of the authority,  
762 the arbitrator shall take into account as a factor, in addition to those  
763 factors specified in section 5-276a of the general statutes, the purposes  
764 of sections 1-120, as amended by this act, 1-121, 1-125, as amended by  
765 this act, 12-557e, 12-563, 12-563a, 12-564, 12-566, 12-567, 12-568a and 12-  
766 569 of the general statutes, subsection (d) of section 12-574 of the  
767 general statutes and sections 12-800 to 12-818, inclusive, of the general  
768 statutes the entrepreneurial mission of the authority and the necessity

769 to provide flexibility and innovation to facilitate the success of the  
770 Connecticut Airport Authority in the marketplace.

771 (g) The officers and all other employees of the authority shall be  
772 state employees for the purposes of group welfare benefits and  
773 retirement, including, but not limited to, those provided under chapter  
774 66 of the general statutes and sections 5-257 and 5-259 of the general  
775 statutes. The authority shall reimburse the appropriate state agencies  
776 for all costs incurred by such designation.

777 Sec. 15. Subsection (a) of section 1-120 of the general statutes is  
778 repealed and the following is substituted in lieu thereof (*Effective July*  
779 *1, 2011*):

780 As used in sections 1-120 to 1-123, inclusive, as amended by this act:

781 (1) "Quasi-public agency" means the Connecticut Development  
782 Authority, Connecticut Innovations, Incorporated, Connecticut Health  
783 and Educational Facilities Authority, Connecticut Higher Education  
784 Supplemental Loan Authority, Connecticut Housing Finance  
785 Authority, Connecticut Housing Authority, Connecticut Resources  
786 Recovery Authority, Capital City Economic Development Authority,  
787 Connecticut Lottery Corporation, [and] Health Information  
788 Technology Exchange of Connecticut, and the Connecticut Airport  
789 Authority.

790 (2) "Procedure" means each statement, by a quasi-public agency, of  
791 general applicability, without regard to its designation, that  
792 implements, interprets or prescribes law or policy, or describes the  
793 organization or procedure of any such agency. The term includes the  
794 amendment or repeal of a prior regulation, but does not include,  
795 unless otherwise provided by any provision of the general statutes, (A)  
796 statements concerning only the internal management of any agency  
797 and not affecting procedures available to the public, and (B) intra-  
798 agency memoranda.

799 (3) "Proposed procedure" means a proposal by a quasi-public  
800 agency under the provisions of section 1-121 for a new procedure or  
801 for a change in, addition to or repeal of an existing procedure.

802 Sec. 16. Subsection (a) of section 1-125 of the general statutes is  
803 repealed and the following is substituted in lieu thereof (*Effective July*  
804 *1, 2011*):

805 The directors, officers and employees of the Connecticut  
806 Development Authority, Connecticut Innovations, Incorporated,  
807 Connecticut Higher Education Supplemental Loan Authority,  
808 Connecticut Housing Finance Authority, Connecticut Housing  
809 Authority, Connecticut Resources Recovery Authority, including ad  
810 hoc members of the Connecticut Resources Recovery Authority, the  
811 Connecticut Airport Authority, Connecticut Health and Educational  
812 Facilities Authority, Capital City Economic Development Authority,  
813 the Health Information Technology Exchange of Connecticut and  
814 Connecticut Lottery Corporation and any person executing the bonds  
815 or notes of the agency shall not be liable personally on such bonds or  
816 notes or be subject to any personal liability or accountability by reason  
817 of the issuance thereof, nor shall any director or employee of the  
818 agency, including ad hoc members of the Connecticut Resources  
819 Recovery Authority, be personally liable for damage or injury, not  
820 wanton, reckless, wilful or malicious, caused in the performance of his  
821 or her duties and within the scope of his or her employment or  
822 appointment as such director, officer or employee, including ad hoc  
823 members of the Connecticut Resources Recovery Authority. The  
824 agency shall protect, save harmless and indemnify its directors,  
825 officers or employees, including ad hoc members of the Connecticut  
826 Resources Recovery Authority, from financial loss and expense,  
827 including legal fees and costs, if any, arising out of any claim, demand,  
828 suit or judgment by reason of alleged negligence or alleged  
829 deprivation of any person's civil rights or any other act or omission  
830 resulting in damage or injury, if the director, officer or employee,  
831 including ad hoc members of the Connecticut Resources Recovery

832 Authority, is found to have been acting in the discharge of his or her  
833 duties or within the scope of his or her employment and such act or  
834 omission is found not to have been wanton, reckless, wilful or  
835 malicious.

836 Sec. 17. Section 13b-4 of the general statutes is repealed and the  
837 following is substituted in lieu thereof (*Effective July 1, 2011*):

838 The commissioner shall have the following general powers, duties  
839 and responsibilities:

840 (1) To coordinate and develop comprehensive, integrated  
841 transportation policy and planning to include a long-range master plan  
842 of transportation for the state;

843 (2) To coordinate and assist in the development and operation of a  
844 modern, safe, efficient and energy-conserving system of highway,  
845 mass transit, marine and aviation facilities and services;

846 (3) To promote the coordinated and efficient use of all available and  
847 future modes of transportation;

848 (4) To study commuter and urban travel and in cooperation with  
849 federal, regional and local agencies and persons to formulate and  
850 implement plans and programs to improve such travel;

851 (5) To study means of providing facilities for parking motor vehicles  
852 so as to encourage travel by the combination of motor vehicle and  
853 other modes of transportation and in cooperation with federal,  
854 regional and local agencies and persons to formulate and implement  
855 plans and programs for this purpose;

856 (6) To study means of improving transportation safety and to  
857 formulate and implement plans and programs and adopt regulations,  
858 in accordance with chapter 54, for this purpose;

859 [(7) To study the operations of existing airports, to determine the

860 need for changes in such airports and the need for future airports, and  
861 to formulate and implement plans and programs to improve aviation  
862 facilities and services;]

863 [(8)] (7) To cooperate with federal, state, interstate and local  
864 agencies, organizations and persons performing activities relating to  
865 transportation;

866 [(9)] (8) To exercise and perform such other duties and  
867 responsibilities as may be conferred under this chapter and title 13a or  
868 as may otherwise be conferred by law;

869 [(10)] (9) To prepare a plan setting forth a recommendation for a  
870 restructured system of regional transit districts within the state. Said  
871 plan shall be based on: (A) Established patterns of commuter traffic  
872 within the state; (B) federal requirements for receiving aid under the  
873 Urban Mass Transportation Act of 1964; [,] and (C) present planning  
874 regions. On or before February 1, 1978, the commissioner shall present  
875 such plan to the General Assembly;

876 [(11)] (10) To prepare pertinent reports, including but not limited to,  
877 detailed reports of energy use analysis by mode of transportation;

878 [(12)] (11) To provide for the planning and construction of any  
879 capital improvements and the remodeling, alteration, repair or  
880 enlargement of any real asset that may be required for the  
881 development and operation of a safe, efficient system of highway,  
882 mass transit, marine and aviation transportation, provided (A) the  
883 acquisition, other than by condemnation, or the sale or lease, of any  
884 property that is used for such purposes shall be subject to the review  
885 and approval of the State Properties Review Board in accordance with  
886 the provisions of subsection (f) of section 4b-3, and (B) any contract for  
887 the planning, construction, remodeling, alteration, repair or  
888 enlargement of any public building which is estimated to cost more  
889 than five hundred thousand dollars shall be advertised and awarded  
890 in accordance with section 13b-20n; and

891 [(13)] (12) To participate, subject to the availability of funds, in  
892 transit-oriented development projects at or near transit facilities.

893 Sec. 18. Section 13b-42 of the general statutes is repealed and the  
894 following is substituted in lieu thereof (*Effective July 1, 2011*):

895 (a) The [commissioner] Connecticut Airport Authority shall have  
896 entire charge, control, operation and management of any airport or  
897 restricted landing area owned or leased by the state, except any air  
898 navigation facility operated exclusively by the Military Department,  
899 and may act with the consent of the State Properties Review Board as  
900 agent of the state in any negotiations with the federal government  
901 concerning land or other property used or to be used by the state for  
902 aeronautical purposes.

903 (b) With the approval of the Attorney General, the Secretary of the  
904 Office of Policy and Management and the State Properties Review  
905 Board, the [commissioner] Connecticut Airport Authority may sell or  
906 lease or grant any interest in any airport or airport site or any part  
907 thereof, hangars, shops or other buildings or other property owned or  
908 held under lease by the state, except that after initiating such approval,  
909 the [commissioner] Connecticut Airport Authority may temporarily  
910 lease any such interest. A temporary lease shall be effective only until a  
911 final decision is made by the Attorney General, the secretary and the  
912 Properties Review Board. Leases of land of the state shall be for  
913 periods determined by the [commissioner] Connecticut Airport  
914 Authority with the approval of the State Properties Review Board and  
915 may provide for the construction of buildings on the land. The  
916 commissioner may confer the privilege of concessions of supplying,  
917 upon the airports, goods, commodities, service and facilities. The  
918 [commissioner] Connecticut Airport Authority shall grant no exclusive  
919 right for the use of any airway, airport, restricted landing area or other  
920 air navigation facility under his jurisdiction.

921 (c) The [commissioner] Connecticut Airport Authority may, subject  
922 to the provisions of section 4b-23, purchase or take and, in the name of

923 the state, may acquire title in fee simple to, or any lesser estate, interest  
924 or right in, any airport, restricted landing area or other air navigation  
925 facility owned or controlled by any municipality or by any two or  
926 more municipalities jointly or by any other person, if he finds that the  
927 acquisition of such airport, restricted landing area or other air  
928 navigation facility is necessary to the maintenance of adequate air  
929 transportation in the state or is required by public convenience and  
930 safety, except that no such purchase, taking or acquisition may be  
931 made by the [commissioner] Connecticut Airport Authority of any  
932 such airport, restricted landing area or other air navigation facility  
933 which is owned or controlled by and used as a part of a research,  
934 development or manufacturing activity, unless with the consent of the  
935 one owning or controlling such airport, area or facility. In connection  
936 with the purchase or taking by the [commissioner] Connecticut Airport  
937 Authority of any such property owned by any person other than a  
938 municipality, the determination by the [commissioner] Connecticut  
939 Airport Authority and the Commissioner of Public Works that the  
940 purchase or taking is necessary shall be conclusive. The taking shall be  
941 in the manner prescribed in section 48-12 for the taking of land for  
942 state institutions.

943 (d) In connection with the purchase or taking by the [commissioner]  
944 Connecticut Airport Authority of any such property in a municipality,  
945 the [commissioner] authority shall file with the chief executive officer  
946 or first selectman of the municipality a written statement finding that  
947 the purchase or taking is necessary, setting forth the reasons  
948 supporting such finding and requesting approval by the municipality  
949 of the purchase or taking, which approval shall be by vote of the  
950 municipality at a referendum held at the next regular election held in  
951 the municipality. If the municipality by vote disapproves the purchase  
952 or taking, the [commissioner] Connecticut Airport Authority may,  
953 within thirty days following the vote, appeal to the superior court for  
954 the judicial district in which the municipality is located and the appeal  
955 shall be accorded a privileged status. The court shall, after hearing,  
956 determine whether the [commissioner] Connecticut Airport Authority

957 has proven the necessity for the purchase or taking and the burden of  
958 proving such necessity shall be upon the commissioner. If the court  
959 after hearing, deems that the [commissioner] Connecticut Airport  
960 Authority has not sustained such burden of proof, the court shall enter  
961 judgment for, and may award reasonable costs to, the municipality. If  
962 the court, after hearing, determines that the [commissioner]  
963 Connecticut Airport Authority has sustained such burden of proof, the  
964 court may set aside the action of the municipality disapproving the  
965 purchase or taking and may enter an order upon terms and conditions  
966 that it deems appropriate to safeguard the rights of the parties and the  
967 public. After a purchase or taking has been legally approved, or its  
968 disapproval has been set aside by the Superior Court, the state may  
969 proceed with the purchase or taking upon paying just compensation to  
970 the municipality. In case the state cannot agree with the municipality  
971 upon the amount of the compensation, the amount shall be determined  
972 in the manner prescribed in section 48-12. An appeal from the amount  
973 so determined shall not act as a stay of the purchase or taking.

974 (e) The [commissioner] Connecticut Airport Authority may, in the  
975 name of the state, purchase, take or acquire any interest, in whole or in  
976 part, in land, buildings, equipment or facilities that [he] it has sold,  
977 leased or granted in any state airport, state airport site or any part  
978 thereof pursuant to subsection (b) of this section. The [commissioner's]  
979 Connecticut Airport Authority's determination that such purchase,  
980 taking or acquisition is necessary shall be conclusive. Any taking shall  
981 be in a manner prescribed in section 13a-73 for the taking of land for  
982 highway purposes.

983 (f) The [commissioner] Connecticut Airport Authority may (1)  
984 prohibit, limit or restrict the parking of vehicles, (2) determine speed  
985 limits with the approval of the State Traffic Commission, (3) restrict  
986 roads or portions thereof to one-way traffic, (4) designate the location  
987 of crosswalks, on any portion of any road or highway upon the  
988 grounds of any airport owned or held under lease by the state, and (5)  
989 erect and maintain signs designating such prohibitions or restrictions.

990 Any person who fails to comply with any such prohibition or  
991 restriction shall be subject to a fine of not more than twenty-five  
992 dollars, and on and after July 1, 1985, not more than thirty-eight  
993 dollars, on and after July 1, 1989, not more than fifty-six dollars, on and  
994 after July 1, 1991, not more than seventy dollars, and on and after July  
995 1, 1993, not more than eighty-eight dollars.

996 (g) The [commissioner] Connecticut Airport Authority may enter  
997 into an agreement with any municipality within or near which any  
998 airport owned or leased by the state is located, for the purpose of  
999 mutual assistance for fire protection.

1000 (h) Any lease which involves the construction, reconstruction,  
1001 alteration, remodeling, repair or demolition of any public building  
1002 which is estimated to cost more than five hundred thousand dollars  
1003 shall be advertised and awarded in accordance with section 13b-20n.

1004 Sec. 19. Section 13b-44 of the general statutes is repealed and the  
1005 following is substituted in lieu thereof (*Effective July 1, 2011*):

1006 (a) The [state] Connecticut Airport Authority may establish,  
1007 maintain and operate, and may expand, an airport at any location  
1008 within the state in the following manner. The [commissioner]  
1009 Connecticut Airport Authority shall conduct and complete a study of  
1010 the adequacy of existing airports, which study may be based upon the  
1011 study authorized under section 13b-16, and shall determine the  
1012 necessity for the establishment of additional airports or the expansion  
1013 of existing airports. The [commissioner] Connecticut Airport Authority  
1014 shall, within one year of the completion of such study, formulate and  
1015 adopt a plan of development which shall incorporate the findings of  
1016 such study, showing the necessity for such establishment or expansion,  
1017 in a manner consistent with the comprehensive long-range master  
1018 transportation plan. The plan of development shall specify the lands or  
1019 interests in such lands the acquisition of which the commissioner  
1020 deems necessary for such establishment or expansion and a copy of  
1021 such plan of development shall be filed in the office of the town clerk

1022 of each municipality in which such establishment or expansion is  
1023 proposed.

1024 (b) The [commissioner] Connecticut Airport Authority shall cause a  
1025 public hearing to be held at the expense of the department in each  
1026 municipality in which such lands or interests in such lands are located.  
1027 At such hearing, the [commissioner] Connecticut Airport Authority  
1028 shall present and explain the plan of development, and any persons  
1029 who are opposed to such plan may be heard and may state their  
1030 reasons for such opposition. Such hearing shall be held not earlier than  
1031 thirty days after such plan has been filed in the office of the town clerk  
1032 of the municipality. Notice of the time and place of such hearing shall  
1033 be published in a newspaper having a substantial circulation in such  
1034 municipality at least twice, at intervals of not less than two days, the  
1035 first not more than fifteen days or less than ten days and the second  
1036 not less than two days before such hearing.

1037 (c) Upon the completion of such hearing, the [commissioner]  
1038 Connecticut Airport Authority shall consider all the evidence relevant  
1039 to the proposed plan of development, and if the [commissioner]  
1040 Connecticut Airport Authority determines that the airport  
1041 establishment or expansion provided in the plan is necessary, shall  
1042 make such changes or modifications in the plan as are in the public  
1043 interest. The [commissioner] Connecticut Airport Authority shall file a  
1044 copy of the revised plan, showing the changes or modifications made,  
1045 in the office of the town clerk of the municipality and shall notify and  
1046 send a copy of such revised plan to the chief executive officer or first  
1047 selectman of such municipality. Such notice shall contain the request  
1048 that the municipality approve the proposed establishment or  
1049 expansion, which approval shall be by vote of a town or borough, and  
1050 by vote of the city council of a city.

1051 (d) If the municipality fails or neglects to act upon a request for  
1052 approval within sixty days after the receipt of such request by its chief  
1053 executive officer or first selectman, the municipality shall be deemed to

1054 have approved of such establishment or expansion. If the municipality  
1055 by vote disapproves of the establishment or expansion, the  
1056 [commissioner] Connecticut Airport Authority may, within thirty days  
1057 following such vote, appeal to the superior court for the judicial  
1058 district in which the municipality is located and the appeal shall be  
1059 accorded a privileged status. The court shall, after hearing, determine  
1060 whether the commissioner has proven the necessity for the  
1061 establishment or expansion of an airport within the municipality and  
1062 the burden of proving such necessity shall be upon the commissioner.  
1063 If the court, after hearing, determines that the commissioner has not  
1064 sustained such burden of proof, the court shall enter judgment for, and  
1065 may award reasonable costs to, the municipality. If the court, after  
1066 hearing, determines that the commissioner has sustained such burden  
1067 of proof, the court may set aside the action of the municipality  
1068 disapproving the establishment or expansion and may enter such  
1069 order upon such terms and conditions as it deems appropriate to  
1070 safeguard the rights of the parties and the public.

1071 (e) After a plan has been legally approved, or its disapproval has  
1072 been set aside by the Superior Court, the [state] authority may take any  
1073 lands or interests in such lands contained in the plan upon paying just  
1074 compensation to the owner. In case the [state] authority cannot agree  
1075 with such owner on the amount of such compensation, the amount  
1076 shall be determined in the manner prescribed in section 48-12. An  
1077 appeal from the amount so determined shall not act as a stay of the  
1078 taking of such land, provided no facility or land or interest in such  
1079 land held by a public service company for service to the public shall be  
1080 so taken or removed unless, at the expense of the [state] authority, an  
1081 adequate and equal substitute approved by the Department of Public  
1082 Utility Control shall first be provided.

1083 Sec. 20. Section 1-124 of the general statutes is repealed and the  
1084 following is substituted in lieu thereof (*Effective July 1, 2011*):

1085 (a) The Connecticut Development Authority, the Connecticut

1086 Health and Educational Facilities Authority, the Connecticut Higher  
1087 Education Supplemental Loan Authority, the Connecticut Housing  
1088 Finance Authority, the Connecticut Housing Authority, the  
1089 Connecticut Resources Recovery Authority, the Health Information  
1090 Technology Exchange of Connecticut, the Connecticut Airport  
1091 Authority and the Capital City Economic Development Authority shall  
1092 not borrow any money or issue any bonds or notes which are  
1093 guaranteed by the state of Connecticut or for which there is a capital  
1094 reserve fund of any kind which is in any way contributed to or  
1095 guaranteed by the state of Connecticut until and unless such  
1096 borrowing or issuance is approved by the State Treasurer or the  
1097 Deputy State Treasurer appointed pursuant to section 3-12. The  
1098 approval of the State Treasurer or said deputy shall be based on  
1099 documentation provided by the authority that it has sufficient  
1100 revenues to (1) pay the principal of and interest on the bonds and notes  
1101 issued, (2) establish, increase and maintain any reserves deemed by the  
1102 authority to be advisable to secure the payment of the principal of and  
1103 interest on such bonds and notes, (3) pay the cost of maintaining,  
1104 servicing and properly insuring the purpose for which the proceeds of  
1105 the bonds and notes have been issued, if applicable, and (4) pay such  
1106 other costs as may be required.

1107 (b) To the extent the Connecticut Development Authority,  
1108 Connecticut Innovations, Incorporated, Connecticut Higher Education  
1109 Supplemental Loan Authority, Connecticut Housing Finance  
1110 Authority, Connecticut Housing Authority, Connecticut Resources  
1111 Recovery Authority, Connecticut Health and Educational Facilities  
1112 Authority, the Health Information Technology Exchange of  
1113 Connecticut, the Connecticut Airport Authority or the Capital City  
1114 Economic Development Authority is permitted by statute and  
1115 determines to exercise any power to moderate interest rate fluctuations  
1116 or enter into any investment or program of investment or contract  
1117 respecting interest rates, currency, cash flow or other similar  
1118 agreement, including, but not limited to, interest rate or currency swap  
1119 agreements, the effect of which is to subject a capital reserve fund

1120 which is in any way contributed to or guaranteed by the state of  
 1121 Connecticut, to potential liability, such determination shall not be  
 1122 effective until and unless the State Treasurer or his or her deputy  
 1123 appointed pursuant to section 3-12 has approved such agreement or  
 1124 agreements. The approval of the State Treasurer or his or her deputy  
 1125 shall be based on documentation provided by the authority that it has  
 1126 sufficient revenues to meet the financial obligations associated with the  
 1127 agreement or agreements.

1128 Sec. 21. Section 15-101oo of the general statutes is repealed. (*Effective*  
 1129 *July 1, 2011*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2011</i>	New section
Sec. 2	<i>July 1, 2011</i>	15-101mm
Sec. 3	<i>July 1, 2011</i>	15-101nn
Sec. 4	<i>July 1, 2011</i>	New section
Sec. 5	<i>July 1, 2011</i>	New section
Sec. 6	<i>July 1, 2011</i>	15-101k
Sec. 7	<i>July 1, 2011</i>	15-101l
Sec. 8	<i>July 1, 2011</i>	15-101m
Sec. 9	<i>July 1, 2011</i>	New section
Sec. 10	<i>July 1, 2011</i>	15-101n
Sec. 11	<i>July 1, 2011</i>	15-101o
Sec. 12	<i>July 1, 2011</i>	15-101p
Sec. 13	<i>July 1, 2011</i>	15-101t
Sec. 14	<i>July 1, 2011</i>	New section
Sec. 15	<i>July 1, 2011</i>	1-120(a)
Sec. 16	<i>July 1, 2011</i>	1-125(a)
Sec. 17	<i>July 1, 2011</i>	13b-4
Sec. 18	<i>July 1, 2011</i>	13b-42
Sec. 19	<i>July 1, 2011</i>	13b-44
Sec. 20	<i>July 1, 2011</i>	1-124
Sec. 21	<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.]*