



General Assembly

Substitute Bill No. 5496

February Session, 2012

* _____ HB05496PRIGAE031612 _____ *

**AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE
LEGISLATIVE PROGRAM REVIEW AND INVESTIGATIONS
COMMITTEE REQUIRING COMMITTEES OF COGNIZANCE TO
CONDUCT REVIEWS UNDER THE SUNSET LAW.**

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

1 Section 1. (NEW) (*Effective July 1, 2012*) (a) Not later than July 1,
2 2014, and not later than every ten years thereafter, the joint standing
3 committee of the General Assembly having cognizance of any of the
4 following governmental entities or programs shall conduct a review of
5 the applicable entity or program in accordance with the provisions of
6 section 2c-3 of the general statutes, as amended by this act:

7 (1) Connecticut Examining Board for Barbers and Hairdressers and
8 Cosmeticians, established under section 20-235a of the general statutes;

9 (2) Board of Chiropractic Examiners, established under section 20-25
10 of the general statutes;

11 (3) Board of Examiners of Electrologists, established under section
12 20-268 of the general statutes;

13 (4) Liquor Control Commission, established under section 30-2 of
14 the general statutes;

15 (5) The Child Day Care Council, established under section 17b-748

16 of the general statutes;

17 (6) State Insurance and Risk Management Board, established under
18 section 4a-19 of the general statutes;

19 (7) State Milk Regulation Board, established under section 22-131 of
20 the general statutes; and

21 (8) State Codes and Standards Committee, established under section
22 29-251.

23 (b) Not later than July 1, 2015, and not later than every ten years
24 thereafter, the joint standing committee of the General Assembly
25 having cognizance of any of the following governmental entities or
26 programs shall conduct a review of the applicable entity or program in
27 accordance with the provisions of section 2c-3 of the general statutes,
28 as amended by this act:

29 (1) Board of Examiners of Embalmers and Funeral Directors,
30 established under section 20-208 of the general statutes;

31 (2) Connecticut Homeopathic Medical Examining Board,
32 established under section 20-8 of the general statutes;

33 (3) Board of Examiners in Podiatry, established under section 20-51
34 of the general statutes;

35 (4) Mobile Manufactured Home Advisory Council, established
36 under section 21-84a of the general statutes;

37 (5) Family support grant program of the Department of Social
38 Services, established under section 17b-616 of the general statutes;

39 (6) State Commission on Capitol Preservation and Restoration,
40 established under section 4b-60 of the general statutes;

41 (7) Council on Environmental Quality, established under section
42 22a-11 of the general statutes; and

43 (8) Police Officer Standards and Training Council, established
44 under section 7-294b of the general statutes.

45 (c) Not later than July 1, 2016, and not later than every ten years
46 thereafter, the joint standing committee of the General Assembly
47 having cognizance of any of the following governmental entities or
48 programs shall conduct a review of the applicable entity or program in
49 accordance with the provisions of section 2c-3 of the general statutes,
50 as amended by this act:

51 (1) Medical Examining Board, established under section 20-8a of
52 the general statutes;

53 (2) Program of regulation of bedding and upholstered furniture,
54 established under sections 21a-231 to 21a-236, inclusive, of the general
55 statutes;

56 (3) Board of Education and Services for the Blind, established under
57 section 10-293 of the general statutes;

58 (4) Connecticut Advisory Commission on Intergovernmental
59 Relations, established under section 2-79a of the general statutes;

60 (5) State Properties Review Board, established under subsection (a)
61 of section 4b-3 of the general statutes;

62 (6) Employment Security Board of Review, established under
63 section 31-237c of the general statutes;

64 (7) State Board of Natureopathic Examiners, established under
65 section 20-35 of the general statutes;

66 (8) Coastal management program, established under chapter 444 of
67 the general statutes; and

68 (9) Examining Board for Crane Operators, established under
69 section 29-222 of the general statutes.

70 (d) Not later than July 1, 2017, and not later than every ten years

71 thereafter, the joint standing committee of the General Assembly
72 having cognizance of any of the following governmental entities or
73 programs shall conduct a review of the applicable entity or program in
74 accordance with the provisions of section 2c-3 of the general statutes,
75 as amended by this act:

76 (1) Connecticut State Board of Examiners for Nursing, established
77 under section 20-88 of the general statutes;

78 (2) Advisory and planning councils for regional centers for persons
79 with intellectual disability, established under section 17a-273 of the
80 general statutes;

81 (3) Automotive Glass Work and Flat Glass Work Board, established
82 under section 20-331 of the general statutes;

83 (4) Electrical Work Board, established under section 20-331 of the
84 general statutes;

85 (5) Commission on the Deaf and Hearing Impaired, established
86 under section 46a-27 of the general statutes;

87 (6) Occupational Safety and Health Review Commission,
88 established under section 31-376 of the general statutes; and

89 (7) Connecticut Marketing Authority, established under section 22-
90 63 of the general statutes.

91 (e) Not later than July 1, 2018, and not later than every ten years
92 thereafter, the joint standing committee of the General Assembly
93 having cognizance of any of the following governmental entities or
94 programs shall conduct a review of the applicable entity or program in
95 accordance with the provisions of section 2c-3 of the general statutes,
96 as amended by this act:

97 (1) Board of Examiners for Opticians, established under section 20-
98 139a of the general statutes;

99 (2) Connecticut State Board of Examiners for Optometrists,
100 established under section 20-128a of the general statutes;

101 (3) Connecticut Board of Veterinary Medicine, established under
102 section 20-196 of the general statutes;

103 (4) State Board of Landscape Architects, established under section
104 20-368 of the general statutes;

105 (5) Elevator Installation, Repair and Maintenance Board, established
106 under section 20-331 of the general statutes;

107 (6) Regional advisory councils for children and youth center
108 facilities, established under section 17a-30 of the general statutes; and

109 (7) State Library Board, established under section 11-1 of the general
110 statutes.

111 (f) Not later than July 1, 2019, and not later than every ten years
112 thereafter, the joint standing committee of the General Assembly
113 having cognizance of any of the following governmental entities or
114 programs shall conduct a review of the applicable entity or program in
115 accordance with the provisions of section 2c-3 of the general statutes,
116 as amended by this act:

117 (1) Board of Examiners of Psychologists, established under section
118 20-186 of the general statutes;

119 (2) State Dental Commission, established under section 20-103a of
120 the general statutes;

121 (3) State Board of Examiners for Professional Engineers and Land
122 Surveyors, established under section 20-300 of the general statutes;

123 (4) Heating, Piping, Cooling and Sheet Metal Work Board,
124 established under section 20-331 of the general statutes;

125 (5) Advisory Council on Children and Families, established under
126 section 17a-4 of the general statutes;

127 (6) Regulation of speech and language pathologists pursuant to
128 chapter 399;

129 (7) Connecticut Siting Council, established under section 16-50j of
130 the general statutes; and

131 (8) Advisory Council for Special Education, established under
132 section 10-76i of the general statutes.

133 (g) Not later than July 1, 2020, and not later than every ten years
134 thereafter, the joint standing committee of the General Assembly
135 having cognizance of any of the following governmental entities or
136 programs shall conduct a review of the applicable entity or program in
137 accordance with the provisions of section 2c-3 of the general statutes,
138 as amended by this act:

139 (1) Office of Long Term Care Ombudsman, established under
140 section 17a-400 of the general statutes;

141 (2) Regulation of nursing home administrators pursuant to chapter
142 368v of the general statutes;

143 (3) Regulation of hearing aid dealers pursuant to chapter 398 of the
144 general statutes;

145 (4) Plumbing and Piping Work Board, established under section 20-
146 331 of the general statutes;

147 (5) Commission on Children established under section 46a-126 of
148 the general statutes; and

149 (6) Connecticut Public Transportation Commission, established
150 under section 13b-11a of the general statutes.

151 (h) Not later than July 1, 2021, and not later than every ten years
152 thereafter, the joint standing committee of the General Assembly
153 having cognizance of any of the following governmental entities or
154 programs shall conduct a review of the applicable entity or program in

155 accordance with the provisions of section 2c-3 of the general statutes,
156 as amended by this act:

157 (1) State Board of Examiners for Physical Therapists, established
158 under section 20-67 of the general statutes;

159 (2) Commission on Medicolegal Investigations, established under
160 subsection (a) of section 19a-401 of the general statutes;

161 (3) Program of regulation of occupational therapists, established
162 under chapter 376a of the general statutes;

163 (4) Commission of Pharmacy, established under section 20-572 of
164 the general statutes;

165 (5) Architectural Licensing Board, established under section 20-289
166 of the general statutes;

167 (6) Connecticut Energy Advisory Board, established under section
168 16a-3 of the general statutes; and

169 (7) Board of Firearms Permit Examiners, established under section
170 29-32b of the general statutes.

171 (i) Not later than July 1, 2022, and not later than every ten years
172 thereafter, the joint standing committee of the General Assembly
173 having cognizance of any of the following governmental entities or
174 programs shall conduct a review of the applicable entity or program in
175 accordance with the provisions of section 2c-3 of the general statutes,
176 as amended by this act:

177 (1) Program of regulation of sanitarians, established under chapter
178 395 of the general statutes;

179 (2) Program of regulation of subsurface sewage disposal system
180 installers and cleaners, established under chapter 393a of the general
181 statutes;

182 (3) Regulation of audiologists under sections 20-395a to 20-395g,

183 inclusive, of the general statutes;

184 (4) Connecticut Real Estate Commission, established under section
185 20-311a of the general statutes;

186 (5) State Board of Accountancy, established under section 20-280 of
187 the general statutes;

188 (6) Agricultural lands preservation program, established under
189 section 22-26cc of the general statutes; and

190 (7) Commission on Fire Prevention and Control, established under
191 section 7-323k of the general statutes.

192 (j) Not later than July 1, 2023, and not later than every ten years
193 thereafter, the joint standing committee of the General Assembly
194 having cognizance of any of the following governmental entities or
195 programs shall conduct a review of the applicable entity or program in
196 accordance with the provisions of section 2c-3 of the general statutes,
197 as amended by this act:

198 (1) Board of Mental Health and Addiction Services, established
199 under section 17a-456 of the general statutes, as amended by this act;

200 (2) Advisory boards for state hospitals and facilities, established
201 under section 17a-470 of the general statutes;

202 (3) Regional mental health boards, established under section 17a-
203 484 of the general statutes;

204 (4) Investment Advisory Council, established under section 3-13b of
205 the general statutes;

206 (5) Commission on Human Rights and Opportunities, established
207 under section 46a-52 of the general statutes;

208 (6) Criminal Justice Policy Advisory Commission, established under
209 section 18-87 of the general statutes;

210 (7) Connecticut Food Policy Council, established under section 22-
211 456 of the general statutes; and

212 (8) Program of regulation of building demolition, established under
213 section 29-401 of the general statutes.

214 Sec. 2. Section 2c-3 of the general statutes is repealed and the
215 following is substituted in lieu thereof (*Effective July 1, 2012*):

216 The Legislative Program Review and Investigations Committee,
217 established by the provisions of section 2-53e, shall conduct a
218 performance audit of each governmental entity and program
219 scheduled for termination under section 2c-2b. The Legislative
220 Program Review and Investigations Committee shall complete its
221 performance audit by January first of the year in which the
222 governmental entity and program are scheduled for termination under
223 section 2c-2b. In conducting the audit, the committee shall take into
224 consideration, but not be limited to considering, the factors set forth in
225 sections 2c-7 and 2c-8.] not later than March fifteenth of the year
226 preceding the year in which a governmental entity or program is
227 scheduled for review under section 1 of this act, provide each joint
228 standing committee of the General Assembly having cognizance of any
229 such entity or program with a form for collecting data using results-
230 based measures, including, but not limited to, the criteria set forth in
231 sections 2c-7 and 2c-8. Not later than July first of the year preceding
232 the year in which the applicable entity or program is scheduled for
233 review, the applicable joint standing committee of the General
234 Assembly shall provide such form to the state agency with oversight
235 over such entity or program. Not later than January fifteenth of the
236 year in which the applicable entity or program is scheduled for review,
237 such state agency shall submit such completed form to such joint
238 standing committee. Each such committee shall hold a public hearing
239 on such completed form during the regular legislative session of such
240 year. The entities enumerated in section [2c-2b] 1 of this act shall
241 cooperate with [the Legislative Program Review and Investigations
242 Committee] such committee in carrying out the purposes of [sections

243 2c-1 to 2c-12, inclusive,] this chapter and shall provide such
244 information, books, records and documents as [said] such committee
245 may require. [to conduct its performance audit. Each governmental
246 entity or program scheduled for termination pursuant to section 2c-2b
247 shall provide at the request of the Program Review and Investigations
248 Committee an analysis of its activities which specifically addresses the
249 factors enumerated in sections 2c-7 and 2c-8.] After holding a public
250 hearing, such committee shall submit a report to the General Assembly
251 in accordance with the provisions of section 11-4a containing the
252 committee's recommendations on the termination, reestablishment,
253 modification or consolidation of the entity or program. If the
254 committee determines that further review is needed, it may request the
255 Legislative Program Review and Investigations Committee to review
256 such entity or program or entity further, and said committee may
257 grant or deny such request.

258 Sec. 3. Section 2c-6 of the general statutes is repealed and the
259 following is substituted in lieu thereof (*Effective July 1, 2012*):

260 Each governmental entity enumerated in section [2c-2b] 1 of this act
261 shall have the burden of demonstrating a public need for the
262 [reestablishment] continuation of the entity or program. Each such
263 entity shall also have the burden of demonstrating that it has served
264 the public interest and not merely the interests of the persons
265 regulated. [The joint standing committee of the General Assembly
266 having cognizance of matters relating to government administration,
267 organization and reorganization may recommend to the General
268 Assembly that the governmental entity or program be modified,
269 consolidated with another entity or program or reestablished.]

270 Sec. 4. Section 1-1g of the 2012 supplement to the general statutes is
271 repealed and the following is substituted in lieu thereof (*Effective July*
272 *1, 2012*):

273 (a) For the purposes of sections 17a-210b and 38a-816, "mental
274 retardation" means a significantly subaverage general intellectual

275 functioning existing concurrently with deficits in adaptive behavior
276 and manifested during the developmental period.

277 (b) For the purposes of sections [2c-2b,] 4a-60, 4b-28, 4b-31, 8-2g, 8-
278 3e, 8-119t, 9-159s, 10-91f, 12-81, 17a-210, 17a-210b, 17a-215c, 17a-217 to
279 17a-218a, inclusive, 17a-220, 17a-226 to 17a-227a, inclusive, 17a-228,
280 17a-231 to 17a-233, inclusive, 17a-247 to 17a-247b, inclusive, 17a-270,
281 17a-272 to 17a-274, inclusive, 17a-276, 17a-277, 17a-281, 17a-282, 17a-
282 580, 17a-593, 17a-594, 17a-596, 17b-226, 19a-638, 45a-598, 45a-669, 45a-
283 670, 45a-672, 45a-674, 45a-676, 45a-677, 45a-678, 45a-679, 45a-680, 45a-
284 681, 45a-682, 45a-683, 46a-11a to 46a-11g, inclusive, 46a-51, 46a-60, 46a-
285 64, 46a-64b, 46a-66, 46a-70, 46a-71, 46a-72, 46a-73, 46a-75, 46a-76, 46b-
286 84, 52-146o, 53a-46a, 53a-59a, 53a-60b, 53a-60c, 53a-61a, 53a-181i, 53a-
287 320, 53a-321, 53a-322, 53a-323, 54-56d and 54-250, "intellectual
288 disability" [shall have] has the same meaning as "mental retardation"
289 as defined in subsection (a) of this section.

290 (c) As used in subsection (a) of this section, "general intellectual
291 functioning" means the results obtained by assessment with one or
292 more of the individually administered general intelligence tests
293 developed for that purpose and standardized on a significantly
294 adequate population and administered by a person or persons
295 formally trained in test administration; "significantly subaverage"
296 means an intelligence quotient more than two standard deviations
297 below the mean for the test; "adaptive behavior" means the
298 effectiveness or degree with which an individual meets the standards
299 of personal independence and social responsibility expected for the
300 individual's age and cultural group; and "developmental period"
301 means the period of time between birth and the eighteenth birthday.

302 Sec. 5. Section 17a-2 of the 2012 supplement to the general statutes is
303 repealed and the following is substituted in lieu thereof (*Effective July*
304 *1, 2012*):

305 (a) There shall be a Department of Children and Families which
306 shall be a single budgeted agency consisting of the institutions,

307 facilities and programs existing within the department, any programs
308 and facilities transferred to the department, and such other
309 institutions, facilities and programs as may hereafter be established by
310 or transferred to the department by the General Assembly.

311 (b) Said department shall constitute a successor department to the
312 Department of Children and Youth Services, for the purposes of
313 sections [2c-2b,] 4-5, 4-38c, 4-60i, 4-77a, 4-165b, 4a-11b, 4a-12, 4a-16, 5-
314 259, 7-127c, 8-206d, 10-8a, 10-15d, 10-76d, 10-76h, 10-76i, 10-76w, 10-
315 76g, 10-94g, 10-253, 17-86a, 17-294, 17-409, 17-437, 17-572, 17-578, 17-
316 579, 17-585, 17a-1 to 17a-89, inclusive, 17a-90 to 17a-209, inclusive, 17a-
317 218, 17a-277, 17a-450, 17a-458, 17a-474, 17a-560, 17a-511, 17a-634, 17a-
318 646, 17a-659, 18-69, 18-69a, 18-87, 19a-78, 19a-216, 20-14i, 20-14j, 31-23,
319 31-306a, 38a-514, 45a-591 to 45a-705, inclusive, 45a-706 to 45a-770,
320 inclusive, 46a-28, 46a-126, 46b-15 to 46b-19, inclusive, 46b-120 to 46b-
321 159, inclusive, 54-56d, 54-142k, 54-199, 54-203 and in accordance with
322 the provisions of sections 4-38d and 4-39.

323 (c) Whenever the words "Commissioner of Children and Youth
324 Services", "Department of Children and Youth Services", or "Council
325 on Children and Youth Services" are used in sections [2c-2b,] 4-5, 4-38c,
326 4-60i, 4-77a, 4-165b, 4a-11b, 4a-12, 4a-16, 5-259, 7-127c, 8-206d, 10-8a,
327 10-15d, 10-76d, 10-76h, 10-76i, 10-76w, 10-94g, 10-253, 17-86a, 17-294,
328 17-409, 17-437, 17-572, 17-578, 17-579, 17-585, 17a-1 to 17a-89, inclusive,
329 17a-90 to 17a-209, inclusive, 17a-218, 17a-277, 17a-450, 17a-458, 17a-474,
330 17a-511, 17a-634, 17a-646, 17a-659, 18-69, 18-69a, 18-87, 19a-78, 19a-216,
331 20-14i, 20-14j, 31-23, 31-306a, 38a-514, 45a-591 to 45a-705, inclusive,
332 45a-706 to 45a-770, inclusive, 46a-28, 46a-126, 46b-15 to 46b-19,
333 inclusive, 46b-120 to 46b-159, inclusive, 54-56d, 54-142k, 54-199, 54-203,
334 the words "Commissioner of Children and Families", "Department of
335 Children and Families", and "Council on Children and Families" shall
336 be substituted respectively in lieu thereof.

337 Sec. 6. Section 17a-210d of the 2012 supplement to the general
338 statutes is repealed and the following is substituted in lieu thereof
339 (*Effective July 1, 2012*):

340 (a) (1) Wherever the words "the mentally retarded" are used in the
341 following general statutes, "persons with intellectual disability" or
342 "individuals with intellectual disability" shall be substituted in lieu
343 thereof; (2) wherever the words "mentally retarded", "mentally
344 retarded person" or "mentally retarded persons" are used in the
345 following general statutes, the words "intellectual disability", "person
346 with intellectual disability" or "persons with intellectual disability"
347 shall be substituted in lieu thereof; and (3) wherever the words "mental
348 retardation" are used in the following general statutes, the words
349 "intellectual disability" shall be substituted in lieu thereof: [2c-2b,] 4a-
350 60, 4b-31, 8-2g, 8-3e, 9-159s, 10-91f, 17a-593, 17a-594, 17a-596, 45a-598,
351 45a-669, 45a-672, 45a-676, 45a-677, 45a-678, 45a-679, 45a-680, 45a-681,
352 45a-682, 45a-683, 46a-51, 46a-60, 46a-64, 46a-64b, 46a-66, 46a-70, 46a-71,
353 46a-72, 46a-73, 46a-75, 46a-76, 46b-84, 52-146o, 53a-46a, 53a-181i and
354 54-250.

355 (b) The Legislative Commissioners' Office shall, in codifying said
356 sections of the general statutes pursuant to subsection (a) of this
357 section, make such technical, grammatical and punctuation changes as
358 are necessary to carry out the purposes of this section.

359 Sec. 7. Subsection (a) of section 17a-450a of the 2012 supplement to
360 the general statutes is repealed and the following is substituted in lieu
361 thereof (*Effective July 1, 2012*):

362 (a) The Department of Mental Health and Addiction Services shall
363 constitute a successor department to the Department of Mental Health.
364 Whenever the words "Commissioner of Mental Health" are used or
365 referred to in the following general statutes, the words "Commissioner
366 of Mental Health and Addiction Services" shall be substituted in lieu
367 thereof and whenever the words "Department of Mental Health" are
368 used or referred to in the following general statutes, the words
369 "Department of Mental Health and Addiction Services" shall be
370 substituted in lieu thereof: [2c-2b,] 4-5, 4-38c, 4-60i, 4-77a, 4a-12, 4a-16,
371 5-142, 8-206d, 10-19, 10-71, 10-76d, 17a-14, 17a-26, 17a-31, 17a-33, 17a-
372 218, 17a-246, 17a-450, 17a-451, 17a-452, 17a-453, 17a-454, 17a-455, 17a-

373 456, as amended by this act, 17a-457, 17a-458, 17a-459, 17a-460, 17a-464,
374 17a-465, 17a-466, 17a-467, 17a-468, 17a-470, 17a-471, 17a-472, 17a-473,
375 17a-474, 17a-476, 17a-478, 17a-479, 17a-480, 17a-481, 17a-482, 17a-483,
376 17a-484, 17a-498, 17a-499, 17a-502, 17a-506, 17a-510, 17a-511, 17a-512,
377 17a-513, 17a-519, 17a-528, 17a-560, 17a-561, 17a-562, 17a-565, 17a-576,
378 17a-581, 17a-582, 17a-675, 17b-28, 17b-222, 17b-223, 17b-225, 17b-359,
379 17b-420, 17b-694, 19a-82, 19a-495, 19a-498, 19a-507a, 19a-507c, 19a-576,
380 19a-583, 20-14i, 20-14j, 21a-240, 21a-301, 27-122a, 31-222, 38a-514, 46a-
381 28, 51-51o, 52-146h and 54-56d.

382 Sec. 8. Section 17a-456 of the general statutes is repealed and the
383 following is substituted in lieu thereof (*Effective July 1, 2012*):

384 [(a)] There shall be a Board of Mental Health and Addiction Services
385 that shall consist of: (1) Nineteen members appointed by the Governor,
386 subject to the provisions of section 4-9a, five of whom shall have had
387 experience in the field of substance abuse, five of whom shall be from
388 the mental health community, three of whom shall be physicians
389 licensed to practice medicine in this state who have had experience in
390 the field of psychiatry, two of whom shall be psychologists licensed to
391 practice in this state, two of whom shall be persons representing
392 families of individuals with psychiatric disabilities, and two of whom
393 shall be persons representing families of individuals recovering from
394 substance abuse problems; (2) the chairmen of the regional mental
395 health boards established pursuant to section 17a-484; (3) one designee
396 of each such board; (4) two designees from each of the five subregions
397 represented by the substance abuse subregional planning and action
398 councils established pursuant to section 17a-671; (5) one designee from
399 each mental health region established pursuant to section 17a-478, each
400 of whom shall represent individuals with psychiatric disabilities,
401 selected by such regional mental health boards in collaboration with
402 advocacy groups; and (6) one designee from each of the five
403 subregions represented by such substance abuse subregional planning
404 and action councils, each of whom shall represent individuals
405 recovering from substance abuse problems, selected by such substance
406 abuse subregional planning and action councils in collaboration with

407 advocacy groups. The members of the board shall serve without
408 compensation except for necessary expenses incurred in performing
409 their duties. The members of the board may include representatives of
410 nongovernment organizations or groups, and of state agencies,
411 concerned with planning, operation or utilization of facilities
412 providing mental health and substance abuse services, including
413 consumers and providers of such services who are familiar with the
414 need for such services, except that no more than half of the members of
415 the board shall be providers of such services. Appointed members
416 shall serve on the board for terms of four years each and members who
417 are designees shall serve on the board at the pleasure of the
418 designating authority. No appointed member of the board shall be
419 employed by the state or be a member of the staff of any institution for
420 which such member's compensation is paid wholly by the state. No
421 appointed member may serve more than two successive terms plus the
422 balance of any unexpired term to which such member has been
423 appointed. A majority of the board shall constitute a quorum.

424 [(b) Whenever the term "Board of Mental Health" is used or referred
425 to in the following sections of the general statutes, the term "Board of
426 Mental Health and Addiction Services" shall be substituted in lieu
427 thereof: 2c-2b, 17a-457, 17a-460, 17a-467, 17a-473, 17a-564.]

428 Sec. 9. Section 19a-13 of the general statutes is repealed and the
429 following is substituted in lieu thereof (*Effective July 1, 2012*):

430 As used in [subsection (a) of section 2c-2b,] this chapter and
431 chapters 368v, 369 to 375, inclusive, 378 to 381, inclusive, 383 to 388,
432 inclusive, 398 and 399 unless the context otherwise requires:

433 (1) "Certificate" includes the whole or part of any Department of
434 Public Health permit which the department is authorized by the
435 general statutes to issue and which further: (A) Authorizes practice of
436 the profession by certified persons but does not prohibit the practice of
437 the profession by others, not certified; (B) prohibits a person from
438 falsely representing that he is certified to practice the profession unless

439 the person holds a certificate issued by the department; (C) requires as
440 a condition to certification that a person submit specified credentials to
441 the department which attest to qualifications to practice the profession;

442 (2) "Emerging occupation or profession" means a group of health
443 care providers whose actual or proposed duties, responsibilities and
444 services include functions which are not presently regulated or
445 licensed or which are presently performed within the scope of practice
446 of an existing licensed or otherwise regulated health occupation or
447 profession;

448 (3) "License" includes the whole or part of any Department of Public
449 Health permit, approval or similar form of permission required by the
450 general statutes and which further requires: (A) Practice of the
451 profession by licensed persons only; (B) that a person demonstrate
452 competence to practice through an examination or other means and
453 meet certain minimum standards; (C) enforcement of standards by the
454 department or regulatory board or commission;

455 (4) "Public member" means an elector of the state who has no
456 substantial financial interest in, is not employed in or by, and is not
457 professionally affiliated with, any industry, profession, occupation,
458 trade or institution regulated or licensed by the board or commission
459 to which he is appointed, and who has had no professional affiliation
460 with any such industry, profession, occupation, trade or institution for
461 three years preceding his appointment to the board or commission;

462 (5) "Registration" means the required entry upon a list maintained
463 by the Department of Public Health of the name of a practitioner or the
464 address of a place where a practice or profession subject to the
465 provisions of [subsection (a) of section 2c-2b,] this chapter and chapters
466 368v, 369 to 375, inclusive, 378 to 381, inclusive, 383 to 388, inclusive,
467 398 and 399 may be engaged in;

468 (6) "Complaint" means a formal statement of charges issued by the
469 Department of Public Health.

470 Sec. 10. Subdivision (4) of subsection (a) of section 19a-14 of the 2012
 471 supplement to the general statutes is repealed and the following is
 472 substituted in lieu thereof (*Effective July 1, 2012*):

473 (4) Adopt, with the advice and assistance of the appropriate board
 474 or commission, and in accordance with chapter 54, any regulations
 475 which are consistent with protecting the public health and safety and
 476 which are necessary to implement the purposes of [subsection (a) of
 477 section 2c-2b,] section 1 of this act, this chapter, and chapters 368v, 369
 478 to 375, inclusive, 378 to 381, inclusive, 383 to 388, inclusive, 398 and
 479 399;

480 Sec. 11. Section 2c-2b of the 2012 supplement to the general statutes
 481 and sections 2c-4, 2c-5 and 2c-9 to 2c-12, inclusive, of the general
 482 statutes are repealed. (*Effective July 1, 2012*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2012</i>	New section
Sec. 2	<i>July 1, 2012</i>	2c-3
Sec. 3	<i>July 1, 2012</i>	2c-6
Sec. 4	<i>July 1, 2012</i>	1-1g
Sec. 5	<i>July 1, 2012</i>	17a-2
Sec. 6	<i>July 1, 2012</i>	17a-210d
Sec. 7	<i>July 1, 2012</i>	17a-450a(a)
Sec. 8	<i>July 1, 2012</i>	17a-456
Sec. 9	<i>July 1, 2012</i>	19a-13
Sec. 10	<i>July 1, 2012</i>	19a-14(a)(4)
Sec. 11	<i>July 1, 2012</i>	Repealer section

PRI

Joint Favorable Subst. C/R

GAE