



House of Representatives

File No. 888

General Assembly

January Session, 2013

(Reprint of File No. 637)

Substitute House Bill No. 6671
As Amended by House Amendment
Schedules "A" and "B"

Approved by the Legislative Commissioner
May 31, 2013

AN ACT CONCERNING GOVERNMENT ADMINISTRATION.

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

1 Section 1. (NEW) (*Effective from passage*) The ballroom polka shall be
2 the state polka.

3 Sec. 2. (NEW) (*Effective from passage*) The song entitled "Beautiful
4 Connecticut Waltz", composed by Joseph Leggo of Newington, shall be
5 the second state song.

6 Sec. 3. Subsection (a) of section 10-29a of the general statutes is
7 amended by adding subdivisions (62) to (65), inclusive, as follows
8 (*Effective from passage*):

9 (NEW) (62) The Governor shall proclaim the month of March of
10 each year to be Irish-American Month to honor Americans of Irish
11 ancestry, their culture and the great contribution they have made to
12 this country. Suitable exercises shall be held in the State Capitol and
13 elsewhere as the Governor designates for the observance of the month.

14 (NEW) (63) The Governor shall proclaim the month of October of
15 each year to be Italian-American Month to honor Americans of Italian
16 ancestry, their culture and the great contribution they have made to
17 this country. Suitable exercises shall be held in the State Capitol and
18 elsewhere as the Governor designates for the observance of the month.

19 (NEW) (64) The Governor shall proclaim the month of November of
20 each year to be Native American Month to honor Americans of Native
21 American ancestry, their culture and the great contribution they have
22 made to this country. Suitable exercises shall be held in the State
23 Capitol and elsewhere as the Governor designates for the observance
24 of the month.

25 (NEW) (65) The Governor shall proclaim June twenty-fourth of each
26 year to be French Canadian-American Day to honor Americans of
27 French Canadian ancestry, their culture and the great contribution they
28 have made to this country. Suitable exercises shall be held in the State
29 Capitol and elsewhere as the Governor designates for the observance
30 of the day.

31 Sec. 4. (NEW) (*Effective from passage*) The Commissioner of Economic
32 and Community Development may, in his or her discretion, designate
33 a day, week or month for the celebration of any ethnic, cultural or
34 heritage group upon the application of such ethnic, cultural or heritage
35 group for such designation.

36 Sec. 5. Section 5-228 of the general statutes is repealed and the
37 following is substituted in lieu thereof (*Effective from passage*):

38 (a) When a vacancy in any permanent position in the classified
39 service is to be filled, the appointing authority shall notify the
40 Commissioner of Administrative Services of such fact, stating the title
41 of the position to be filled. Vacancies in such positions shall be filled,
42 so far as [practicable] possible and for the best interest of the state, by
43 reemployment, as provided in subsection (b) of section 5-241,
44 promotional appointments from within the agency and service-wide
45 promotional appointments or transfers in accordance with regulations

46 issued by the commissioner. The appointing authority, with the
47 approval of the commissioner, shall decide whether a vacancy shall be
48 filled by promotion from within the agency, from a state-wide
49 employment list, transfer or, if such is not [practicable] possible, by
50 original appointment.

51 (b) If a vacancy is to be filled by a promotional appointment from
52 within the agency, the commissioner shall certify to the appointing
53 authority the names of all candidates from the agency in accordance
54 with the provisions of section 5-215a.

55 (c) If a vacancy is to be filled by promotion from a service-wide
56 candidate list, the commissioner shall certify to the appointing
57 authority the names of all candidates on that candidate list in
58 accordance with the provisions of section 5-215a.

59 (d) If a vacancy is to be filled by an original appointment, the
60 commissioner shall certify to the appointing authority the names of all
61 candidates on that candidate list in accordance with the provisions of
62 section 5-215a.

63 (e) Appointees to any position in the classified service shall be
64 required to serve the working test period provided for in this chapter.
65 Any promotional appointee from within the agency who is dismissed
66 from the position to which [he] such appointee was promoted during
67 such working test period, or at the conclusion thereof, shall be restored
68 to a position in the same class in which [he] the appointee had been
69 employed prior to his or her promotion. Any other appointee who was
70 employed in the classified service prior to his or her appointment and
71 who is dismissed from the position to which he or she was appointed
72 during such working test period or at the conclusion thereof, shall be
73 restored to a vacancy in the same class, or a vacancy in a comparable
74 class or a vacancy in any other position the employee is qualified to
75 fill, in the agency in which he or she had been employed prior to his or
76 her appointment, or shall have his or her name placed on a
77 reemployment list. No appointing authority who has removed such an

78 employee as provided in this section may exercise such right of
 79 removal again with respect to any other employee in the same position
 80 within three calendar months after such original removal, except with
 81 the consent of the commissioner. No provision of this section shall be
 82 construed to prevent any employee in the unclassified service from
 83 competing for positions in the classified service if [he] such employee
 84 possesses the minimum qualifications established by the
 85 commissioner, [except that no such employee shall be eligible to
 86 compete in a promotional examination unless he has previous
 87 permanent status in classified service.] In the certification of names of
 88 persons eligible for appointment, sex shall be disregarded except when
 89 otherwise provided by statute or upon request of the appointing
 90 authority subject to the approval of the commissioner.

91 Sec. 6. (*Effective from passage*) The General Assembly shall
 92 commemorate the fourteenth anniversary of the Connecticut-Taiwan
 93 sister state relationship. Suitable exercises shall be held in the State
 94 Capitol and elsewhere as the General Assembly designates for such
 95 commemoration.

96 Sec. 7. Subdivision (19) of subsection (a) of section 10-29a of the
 97 general statutes is repealed and the following is substituted in lieu
 98 thereof (*Effective from passage*):

99 (19) The Governor shall proclaim a date certain in each year as
 100 Powered Flight Day to honor the first powered flight by [the Wright
 101 brothers] Gustave Whitehead and to commemorate the Connecticut
 102 aviation and aerospace industry.

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| This act shall take effect as follows and shall amend the following sections: | | |
| Section 1 | <i>from passage</i> | New section |
| Sec. 2 | <i>from passage</i> | New section |
| Sec. 3 | <i>from passage</i> | 10-29a(a) |
| Sec. 4 | <i>from passage</i> | New section |
| Sec. 5 | <i>from passage</i> | 5-228 |

| | | |
|--------|---------------------|---------------|
| Sec. 6 | <i>from passage</i> | New section |
| Sec. 7 | <i>from passage</i> | 10-29a(a)(19) |

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

The bill requires the Legislative Program Review and Investigations Committee to conduct a study, on or before January 1, 2014, regarding the feasibility of creating a centralized state permitting office. It also allows state employees in the unclassified service to compete in promotional examinations for positions in the classified service without having permanent status in the classified service. These provisions do not have a fiscal impact.

The bill makes other changes that also do not result in a fiscal impact.

House "A" adds provisions regarding the Connecticut-Taiwan sister state relationship, eliminated provisions regarding the polka, and made various changes. These changes do not result in a fiscal impact.

House "B" adds the provision concerning Powered Flight Day which also does not result in a fiscal impact.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis**sHB 6671 (as amended by House "A" and "B")******AN ACT CONCERNING GOVERNMENT ADMINISTRATION.*****SUMMARY:**

This bill allows state employees in the unclassified service to compete in promotional examinations for positions in the classified service without having previous permanent status in the classified service. Under current law, unclassified employees can compete for classified positions if they possess the minimum qualifications established by the administrative services commissioner, but they must have previous permanent status in the classified service to compete in promotional examinations for the positions.

Additionally, the bill requires (1) the governor to proclaim the following months and day of each year to honor Americans of different ancestry and (2) suitable exercises to be held in the State Capitol and elsewhere as the governor designates:

1. March as Irish-American Month,
2. October as Italian-American Month,
3. November as Native American Month, and
4. June 24 as French Canadian-American Day.

The bill also establishes (1) the ballroom polka as the state polka and (2) Beautiful Connecticut Waltz, composed by Joseph Leggo, as the second state song. It specifies that Powered Flight Day is in honor of the first powered flight by Gustave Whitehead, rather than the Wright Brothers.

The bill requires the legislature to commemorate the 14th anniversary of the Connecticut-Taiwan sister state relationship. Suitable exercises must be held in the State Capitol and elsewhere as the legislature may designate. The bill allows the economic and community development commissioner to designate a day, week, or month for celebrating ethnic, cultural, or heritage groups upon the application of such groups. In practice, such days, weeks, or months are proclaimed by the governor in his role as the chief executive.

Lastly, the bill makes technical changes.

*House Amendment "A":

1. adds the provisions on promotional examinations and the Connecticut-Taiwan sister state relationship;
2. eliminates provisions (a) requiring state agencies to communicate with clients in a culturally competent way, (b) requiring the Legislative Program Review and Investigations Committee to study the feasibility of creating a centralized state permitting office, and (c) establishing the polka as the state dance; and
3. makes technical changes.

*House Amendment "B" adds the provision concerning Powered Flight Day.

EFFECTIVE DATE: Upon passage

COMMITTEE ACTION

Government Administration and Elections Committee

Joint Favorable Substitute

Yea 14 Nay 0 (04/05/2013)