



General Assembly

January Session, 2013

Raised Bill No. 6566

LCO No. 3880



Referred to Committee on FINANCE, REVENUE AND BONDING

Introduced by:
(FIN)

AN ACT CONCERNING TRANSPARENCY IN ECONOMIC ASSISTANCE PROGRAMS.

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

1 Section 1. (NEW) (*Effective July 1, 2013*) (a) On or before January 1,
2 2014, the Commissioner of Economic and Community Development,
3 in collaboration with the Commissioner of Revenue Services, shall
4 establish and maintain searchable electronic databases on the
5 Department of Economic and Community Development's Internet web
6 site for purposes of posting information regarding economic assistance
7 provided through any tax credit, abatement or other economic
8 assistance program enacted for the purpose of recruitment or retention
9 of businesses. The databases shall include, but need not be limited to,
10 the items listed in subdivisions (1) and (2) of this subsection.

11 (1) For property tax abatements, grants, payments, loans or other
12 forms of economic assistance:

13 (A) The name and principal location of the recipient of the economic

14 assistance, excluding release of information relating to an individual's
15 place of residence or release of information prohibited by state or
16 federal law;

17 (B) The amount of state funds expended for economic assistance;

18 (C) The type of economic assistance, the statutory authority for such
19 assistance and the state agency providing such assistance;

20 (D) A description of the specific purpose for the economic
21 assistance;

22 (E) The number of persons employed by the recipient of the
23 economic assistance;

24 (F) The number of jobs created or retained, if available and
25 applicable;

26 (G) Actions required from, or conditions required of a recipient, if
27 any, for receipt of the economic assistance;

28 (H) The status of compliance with such actions or conditions, if
29 applicable; and

30 (I) An analysis of net direct and indirect state economic benefit and
31 state tax impact, if available.

32 (2) For each tax credit claimed, information including, but not
33 limited to:

34 (A) The name and principal location of the recipient of such credit,
35 excluding release of information relating to an individual's place of
36 residence or release of information otherwise prohibited by state or
37 federal law;

38 (B) The amount of such credit;

39 (C) The specific statutory provision under which a credit has been

40 granted;

41 (D) A description of the specific purpose of the credit;

42 (E) The number of persons employed by the recipient;

43 (F) The number of jobs created or retained, if available and
44 applicable;

45 (G) Actions required from, or conditions required of a recipient, if
46 any, for receipt of the economic assistance;

47 (H) The status of compliance with such actions or conditions, if
48 applicable;

49 (I) An analysis of net direct and indirect state economic benefit and
50 state tax impact, if available; and

51 (J) The identity of all taxpayers or organizations having any part in
52 the chain of custody or claim to a credit at any time prior to the credit
53 being claimed by a taxpayer.

54 (b) Each Internet web site established pursuant to subsection (a) of
55 this section shall (1) allow members of the public to export sets of data
56 produced by search query in a standardized exportable form, and (2)
57 include data on economic assistance for the fiscal years ending on and
58 after June 30, 2008, and on state tax credits for taxable periods
59 commencing on and after January 1, 2007. Such data shall be available
60 on each such web site not later than November first following the start
61 of each fiscal year, except the initial data shall be available not later
62 than January 1, 2014.

63 (c) Nothing in this section shall require the disclosure of information
64 which is required to be kept confidential by state or federal law.

65 (d) The methodology and assumptions used in carrying out the
66 analyses required pursuant to subdivisions (1) and (2) of subsection (a)

67 of this section shall be available on each department's Internet web
68 site.

69 Sec. 2. (NEW) (*Effective July 1, 2013*) (a) Each taxpayer claiming a
70 credit against tax liability under chapter 207, 208 or 229 of the general
71 statutes shall provide the Commissioner of Economic and Community
72 Development with the following information, in a format determined
73 by said commissioner:

74 (1) The name and principal location of the taxpayer; and

75 (2) The type and amount of credits claimed against tax liability
76 under chapter 207, 208 or 229 of the general statutes for the most recent
77 calendar, income or taxable year, as applicable.

78 (b) The information required pursuant to subsection (a) of this
79 section shall be due on or before the first day of the month next
80 succeeding the due date of the taxpayer's corresponding federal
81 income tax return for the taxable period, determined without regard to
82 any extension of time for filing, or, in the case of any taxpayer that is
83 not required to file a federal income tax return for the taxable period,
84 on or before the first day of the fourth month next succeeding the end
85 of the calendar, income or taxable year, as applicable.

86 (c) Any information provided to the Commissioner of Economic and
87 Community Development under this section shall be subject to
88 disclosure under chapter 14 of the general statutes and shall be used in
89 the development of the electronic database required pursuant to
90 section 1 of this act.

91 Sec. 3. (NEW) (*Effective July 1, 2013*) The Commissioner of Revenue
92 Services shall, on or before December 31, 2014, and every other year
93 thereafter, submit to the joint standing committee of the General
94 Assembly having cognizance of matters relating to finance, revenue
95 and bonding, and post on said department's Internet web site a report
96 on the overall incidence of the income tax, sales and excise taxes, the

97 corporation business tax and property tax. The report shall present
98 information on the distribution of the tax burden as follows:

99 (1) For individuals:

100 (A) Income classes, including income distribution expressed for
101 every ten percentage points; and

102 (B) Other appropriate taxpayer characteristics, as determined by
103 said commissioner.

104 (2) For businesses:

105 (A) Business size as established by gross receipts;

106 (B) Legal organization; and

107 (C) Industry by NAICS code.

108 Sec. 4. (NEW) (*Effective from passage*) (a) Not later than thirty days
109 after the passage of the state budget act signed by the Governor for
110 funding the expenses of operation of the state government in the
111 ensuing biennium, the legislative Office of Fiscal Analysis shall post on
112 its Internet web site the list of all line item appropriations in a
113 downloadable database format.

114 (b) Upon transmission by the Governor to the General Assembly of
115 a budget document as prescribed in section 4-71 of the general statutes,
116 the Office of Policy and Management shall post on its Internet web site
117 a list of all line item appropriations in a downloadable database
118 format.

119 Sec. 5. Section 3-115 of the general statutes, as amended by section
120 44 of public act 11-48, is repealed and the following is substituted in
121 lieu thereof (*Effective July 1, 2013*):

122 The Comptroller shall prepare all accounting statements relating to
123 the financial condition of the state as a whole, the condition and

124 operation of state funds, appropriations, reserves and costs of
125 operations; shall furnish such statements when they are required for
126 administrative purposes; and shall issue cumulative monthly financial
127 statements concerning the state's General Fund which shall include a
128 statement of revenues and expenditures to the end of the
129 last-completed month together with the statement of estimated
130 revenue by source to the end of the fiscal year and the statement of
131 appropriation requirements of the state's General Fund to the end of
132 the fiscal year furnished pursuant to section 4-66 and itemized as far as
133 practicable for each budgeted agency, including estimates of lapsing
134 appropriations, unallocated lapsing balances and unallocated
135 appropriation requirements. The Comptroller shall provide such
136 statements, in the same form and in the same categories as appears in
137 the budget act enacted by the General Assembly, on or before the first
138 day of the following month. The Comptroller shall submit a copy of
139 the monthly trial balance and monthly analysis of expenditure run to
140 the Office of Fiscal Analysis. On or before September thirtieth,
141 annually, the Comptroller shall submit a report, prepared in
142 accordance with generally accepted accounting principles, to the
143 Governor which shall include (1) a statement of all appropriations and
144 expenditures of the public funds during the fiscal year next preceding
145 itemized by each appropriation account of each budgeted agency; (2) a
146 statement of the revenues of the state classified as far as practicable as
147 to budgeted agencies, sources and funds during such year; (3) a
148 statement setting forth the total tax receipts of the state during such
149 year; (4) a balance sheet setting forth, as of the close of such year, the
150 financial condition of the state as to its funds; and such other
151 information as will, in the Comptroller's opinion, be of interest to the
152 public or as will convey to the General Assembly and the Governor the
153 essential facts as to the financial condition and operations of the state
154 government. The annual report of the Comptroller shall be published
155 and made available to the public on or before the thirty-first day of
156 December. Any financial tables in said annual report shall be posted
157 on the Comptroller's Internet web site in a downloadable database

158 format.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2013</i>	New section
Sec. 2	<i>July 1, 2013</i>	New section
Sec. 3	<i>July 1, 2013</i>	New section
Sec. 4	<i>from passage</i>	New section
Sec. 5	<i>July 1, 2013</i>	3-115

Statement of Purpose:

To increase transparency in government, specifically in the areas of tax credits, state financial documents and the state's tax structure.

[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.]