General Assembly

Bill No. 6706

January Session, 2013

LCO No. **8812**

Referred to Committee on No Committee

Introduced by:
REP. SHARKEY, 88th Dist.
SEN. WILLIAMS, 29th Dist.

AN ACT IMPLEMENTING PROVISIONS OF THE STATE BUDGET FOR THE BIENNIUM ENDING JUNE 30, 2015 CONCERNING GENERAL GOVERNMENT.

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

Section 1. (*Effective July 1, 2013*) The following sums are appropriated from the GENERAL FUND for the annual periods indicated for the purposes described.

	2013-2014	2014-2015
LEGISLATIVE		
LEGISLATIVE MANAGEMENT		
Personal Services	47,745,867	50,395,341
Other Expenses	16,130,406	17,168,117
Equipment	107,285	50,100
Flag Restoration	75,000	75,000
Interim Salary/Caucus Offices	605,086	495,478

T10	Connecticut Academy of Science and Engineering	500,000	400,000
T11	Old State House	555,950	581,500
T12	Interstate Conference Fund	383,747	399,080
T13	New England Board of Higher Education	192,938	202,584
T14	Nonfunctional - Change to Accruals	309,233	295,053
T15	AGENCY TOTAL	66,605,512	70,062,253
T16			
T17	AUDITORS OF PUBLIC ACCOUNTS		
T18	Personal Services	11,287,145	11,860,523
T19	Other Expenses	426,778	439,153
T20	Equipment	10,000	10,000
T21	Nonfunctional - Change to Accruals	68,686	69,637
T22	AGENCY TOTAL	11,792,609	12,379,313
T23			
T24	COMMISSION ON AGING		
T25	Personal Services	395,673	417,627
T26	Other Expenses	37,418	38,848
T27	Nonfunctional - Change to Accruals	7,901	2,499
T28	AGENCY TOTAL	440,992	458,974
T29			
T30	PERMANENT COMMISSION ON THE STATUS OF WOMEN		
T31	Personal Services	513,111	543,032
T32	Other Expenses	78,834	57,117
T33	Equipment	1,000	1,000
T34	Nonfunctional - Change to Accruals	5,476	3,588
T35	AGENCY TOTAL	598,421	604,737
T36			
T37	COMMISSION ON CHILDREN		
T38	Personal Services	630,416	670,356
T39	Other Expenses	76,187	77,055
T40	Nonfunctional - Change to Accruals	9,431	5,062
T41	AGENCY TOTAL	716,034	752,473
T42			
T43	LATINO AND PUERTO RICAN AFFAIRS COMMISSION		
T44	Personal Services	400,430	419,433

T45	Other Expenses	63,980	28,144
T46	Nonfunctional - Change to Accruals	6,351	2,457
T47	AGENCY TOTAL	470,761	450,034
T48			
T49	AFRICAN-AMERICAN AFFAIRS COMMISSION		
T50	Personal Services	260,856	273,642
T51	Other Expenses	25,032	25,684
T52	Nonfunctional - Change to Accruals	4,081	1,551
T53	AGENCY TOTAL	289,969	300,877
T54			
T55	ASIAN PACIFIC AMERICAN AFFAIRS COMMISSION		
T56	Personal Services	169,370	179,683
T57	Other Expenses	65,709	15,038
T58	Nonfunctional - Change to Accruals	4,483	2,678
T59	AGENCY TOTAL	239,562	197,399
T60			
T61	GENERAL GOVERNMENT		
T62			
T63	GOVERNOR'S OFFICE		
T64	Personal Services	2,322,025	2,328,660
T65	Other Expenses	216,646	216,646
T66	Equipment	1	1
T67	New England Governors' Conference	109,937	113,289
T68	National Governors' Association	130,907	134,899
T69	Nonfunctional - Change to Accruals	0	9,030
T70	AGENCY TOTAL	2,779,516	2,802,525
T71			
T72	SECRETARY OF THE STATE		
T73	Personal Services	2,712,404	2,865,243
T74	Other Expenses	1,564,207	1,424,207
T75	Equipment	1	1
T76	Commercial Recording Division	5,444,606	5,533,021
T77	Board of Accountancy	270,251	282,167
T78	Nonfunctional - Change to Accruals	73,633	34,060
T79	AGENCY TOTAL	10,065,102	10,138,699
T80			

T81	LIEUTENANT GOVERNOR'S OFFICE		
T82	Personal Services	630,003	642,515
T83	Other Expenses	74,133	74,133
T84	Equipment	1	1
T85	Nonfunctional - Change to Accruals	12,502	3,409
T86	AGENCY TOTAL	716,639	720,058
T87			
T88	STATE TREASURER		
T89	Personal Services	3,529,167	3,651,385
T90	Other Expenses	166,264	166,264
T91	Equipment	1	1
T92	Nonfunctional - Change to Accruals	21,585	22,203
T93	AGENCY TOTAL	3,717,017	3,839,853
T94			
T95	STATE COMPTROLLER		
T96	Personal Services	22,884,665	24,043,551
T97	Other Expenses	4,241,958	4,141,958
T98	Equipment	1	1
T99	Governmental Accounting Standards Board	19,570	19,570
T100	Nonfunctional - Change to Accruals	203,623	148,923
T101	AGENCY TOTAL	27,349,817	28,354,003
T102			
T103	DEPARTMENT OF REVENUE SERVICES		
T104	Personal Services	57,919,094	60,513,194
T105	Other Expenses	9,409,801	7,704,801
T106	Equipment	1	1
T107	Collection and Litigation Contingency Fund	94,294	94,294
T108	Nonfunctional - Change to Accruals	323,813	326,251
T109	AGENCY TOTAL	67,747,003	68,638,541
T110			
T111	OFFICE OF GOVERNMENTAL ACCOUNTABILITY		
T112	Personal Services	764,039	800,028
T113	Other Expenses	78,188	78,188
T114	Equipment	1	1
T115	Child Fatality Review Panel	95,682	101,255
T116	Information Technology Initiatives	31,588	31,588

T117	Citizens' Election Fund Admin	1,759,186	1,956,136
T118	Elections Enforcement Commission	1,413,786	1,497,138
T119	Office of State Ethics	1,416,036	1,511,748
T120	Freedom of Information Commission	1,609,668	1,663,840
T121	Contracting Standards Board	170,000	170,000
T122	Judicial Review Council	137,328	140,863
T123	Judicial Selection Commission	87,730	89,956
T124	Office of the Child Advocate	509,374	524,747
T125	Office of the Victim Advocate	434,045	445,172
T126	Board of Firearms Permit Examiners	83,430	85,591
T127	Nonfunctional - Change to Accruals	0	41,375
T128	AGENCY TOTAL	8,590,081	9,137,626
T129			
T130	OFFICE OF POLICY AND MANAGEMENT		
T131	Personal Services	11,518,762	11,962,512
T132	Other Expenses	2,117,001	1,817,001
T133	Equipment	1	1
T134	Automated Budget System and Data Base Link	49,706	49,706
T135	Cash Management Improvement Act	91	91
T136	Justice Assistance Grants	1,076,943	1,078,704
T137	Innovation Challenge Grant Program	375,000	375,000
T138	Criminal Justice Information System	1,856,718	482,700
T139	Youth Services Prevention	3,500,000	3,500,000
T140	Regional Planning Agencies	475,000	475,000
T141	Reimbursement to Towns for Loss of Taxes on State Property	73,641,646	73,641,646
T142	Reimbursements to Towns for Private Tax-Exempt Property	115,431,737	115,431,737
T143	Reimbursement Property Tax - Disability Exemption	400,000	400,000
T144	Distressed Municipalities	5,800,000	5,800,000
T145	Property Tax Relief Elderly Circuit Breaker	20,505,900	20,505,900
T146	Property Tax Relief Elderly Freeze Program	235,000	235,000
T147	Property Tax Relief for Veterans	2,970,098	2,970,098
T148	Focus Deterrence	475,000	475,000
T149	Municipal Aid Adjustment	4,467,456	3,608,728
T150	Nonfunctional - Change to Accruals	177,188	0

T151	AGENCY TOTAL	245,073,247	242,808,824
T152			
T153	DEPARTMENT OF VETERANS' AFFAIRS		
T154	Personal Services	21,974,165	23,055,692
T155	Other Expenses	5,607,850	5,607,850
T156	Equipment	1	1
T157	Support Services for Veterans	180,500	180,500
T158	Burial Expenses	7,200	7,200
T159	Headstones	332,500	332,500
T160	Nonfunctional - Change to Accruals	75,705	137,388
T161	AGENCY TOTAL	28,177,921	29,321,131
T162			
T163	DEPARTMENT OF ADMINISTRATIVE SERVICES		
T164	Personal Services	48,997,323	51,845,696
T165	Other Expenses	35,865,292	38,408,346
T166	Equipment	1	1
T167	Tuition Reimbursement - Training and Travel	382,000	382,000
T168	Labor - Management Fund	75,000	75,000
T169	Management Services	4,741,484	4,753,809
T170	Loss Control Risk Management	114,854	114,854
T171	Employees' Review Board	22,210	22,210
T172	Surety Bonds for State Officials and Employees	63,500	5,600
T173	Quality of Work-Life	350,000	350,000
T174	Refunds Of Collections	25,723	25,723
T175	Rents and Moving	12,183,335	12,100,447
T176	Capitol Day Care Center	120,888	120,888
T177	W. C. Administrator	5,250,000	5,250,000
T178	Connecticut Education Network	3,268,712	3,291,857
T179	State Insurance and Risk Mgmt Operations	12,643,063	13,345,386
T180	IT Services	13,783,670	13,849,251
T181	Nonfunctional - Change to Accruals	734,264	729,894
T182	AGENCY TOTAL	138,621,319	144,670,962
T183			
T184	ATTORNEY GENERAL		
T185	Personal Services	31,469,627	33,015,870
T186	Other Expenses	1,141,319	1,139,319

T187	Equipment	1	1
T188	Nonfunctional - Change to Accruals	199,953	209,407
T189	AGENCY TOTAL	32,810,900	34,364,597
T190			
T191	DIVISION OF CRIMINAL JUSTICE		
T192	Personal Services	45,026,046	47,166,648
T193	Other Expenses	2,462,258	2,449,701
T194	Equipment	26,883	1
T195	Witness Protection	200,000	200,000
T196	Training And Education	51,000	51,000
T197	Expert Witnesses	350,000	350,000
T198	Medicaid Fraud Control	1,421,372	1,471,890
T199	Criminal Justice Commission	481	481
T200	Cold Case Unit	249,910	264,844
T201	Shooting Taskforce	1,009,495	1,066,178
T202	Nonfunctional - Change to Accruals	301,793	293,139
T203	AGENCY TOTAL	51,099,238	53,313,882
T204			
T205	REGULATION AND PROTECTION		
T206			
T207	DEPARTMENT OF EMERGENCY SERVICES AND PUBLIC PROTECTION		
T208	Personal Services	131,117,477	132,850,282
T209	Other Expenses	30,069,428	26,289,428
T210	Equipment	106,022	93,990
T211	Stress Reduction	23,354	23,354
T212	Fleet Purchase	4,870,266	5,692,090
T213	Gun Law Enforcement Task Force	1,000,000	0
T214	Workers' Compensation Claims	4,238,787	4,238,787
T215	Fire Training School - Willimantic	153,709	153,709
T216	Maintenance of County Base Fire Radio Network	23,918	23,918
T217	Maintenance of State-Wide Fire Radio Network	15,919	15,919
T218	Police Association of Connecticut	190,000	190,000
T219	Connecticut State Firefighter's Association	194,711	194,711
T220	Fire Training School - Torrington	77,299	77,299
T221	Fire Training School - New Haven	45,946	45,946

T222	Fire Training School - Derby	35,283	35,283
T223	Fire Training School - Wolcott	95,154	95,154
T224	Fire Training School - Fairfield	66,876	66,876
T225	Fire Training School - Hartford	160,870	160,870
T226	Fire Training School - Middletown	56,101	56,101
T227	Fire Training School - Stamford	52,661	52,661
T228	Nonfunctional - Change to Accruals	731,031	678,000
T229	AGENCY TOTAL	173,324,812	171,034,378
T230			
T231	DEPARTMENT OF MOTOR VEHICLES		
T232	Personal Services	209,950	244,342
T233	Other Expenses	190,374	194,722
T234	Nonfunctional - Change to Accruals	0	755
T235	AGENCY TOTAL	400,324	439,819
T236			
T237	MILITARY DEPARTMENT		
T238	Personal Services	2,958,725	3,130,954
T239	Other Expenses	2,831,808	2,993,728
T240	Equipment	1	1
T241	Honor Guards	471,526	471,526
T242	Veteran's Service Bonuses	312,000	172,000
T243	Nonfunctional - Change to Accruals	20,182	19,610
T244	AGENCY TOTAL	6,594,242	6,787,819
T245			
T246	DEPARTMENT OF CONSUMER PROTECTION		
T247	Personal Services	14,797,102	15,464,846
T248	Other Expenses	1,193,900	1,193,900
T249	Equipment	1	1
T250	Nonfunctional - Change to Accruals	83,225	97,562
T251	AGENCY TOTAL	16,074,228	16,756,309
T252			
T253	LABOR DEPARTMENT		
T254	Personal Services	8,482,128	8,839,335
T255	Other Expenses	964,324	964,324
T256	Equipment	1	1
T257	CETC Workforce	763,697	770,595

T258	Workforce Investment Act	28,481,350	28,481,350
T259	Job Funnels Projects	853,750	853,750
T260	Connecticut's Youth Employment Program	4,500,000	4,500,000
T261	Jobs First Employment Services	18,826,769	18,660,859
T262	STRIDE	590,000	590,000
T263	Apprenticeship Program	595,824	618,019
T264	Spanish-American Merchants Association	570,000	570,000
T265	Connecticut Career Resource Network	155,579	160,054
T266	21st Century Jobs	427,447	429,178
T267	Incumbent Worker Training	377,500	377,500
T268	STRIVE	270,000	270,000
T269	Intensive Support Services	304,000	304,000
T270	Nonfunctional - Change to Accruals	119,149	76,564
T271	AGENCY TOTAL	66,281,518	66,465,529
T272			
T273	COMMISSION ON HUMAN RIGHTS AND OPPORTUNITIES		
T274	Personal Services	5,590,665	5,934,143
T275	Other Expenses	305,337	302,837
T276	Equipment	1	1
T277	Martin Luther King, Jr. Commission	6,318	6,318
T278	Nonfunctional - Change to Accruals	60,156	39,012
T279	AGENCY TOTAL	5,962,477	6,282,311
T280			
T281	PROTECTION AND ADVOCACY FOR PERSONS WITH DISABILITIES		
T282	Personal Services	2,229,783	2,278,257
T283	Other Expenses	203,190	203,190
T284	Equipment	1	1
T285	Nonfunctional - Change to Accruals	8,425	10,351
T286	AGENCY TOTAL	2,441,399	2,491,799
T287			
T288	CONSERVATION AND DEVELOPMENT		
T289			
T290	DEPARTMENT OF AGRICULTURE		
T291	Personal Services	3,604,488	3,767,095
T292	Other Expenses	722,045	652,045
T293	Equipment	1	1

T294	Vibrio Bacterium Program	1	1
T295	Senior Food Vouchers	365,062	363,016
T296	Environmental Conservation	85,500	85,500
T297	Collection of Agricultural Statistics	975	975
T298	Tuberculosis and Brucellosis Indemnity	855	855
T299	Fair Testing	3,838	3,838
T300	WIC Coupon Program for Fresh Produce	174,886	174,886
T301	Nonfunctional - Change to Accruals	25,369	21,028
T302	AGENCY TOTAL	4,983,020	5,069,240
T303			
T304	DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION		
T305	Personal Services	30,412,459	31,668,528
T306	Other Expenses	3,895,422	3,820,422
T307	Equipment	1	1
T308	Stream Gaging	189,583	189,583
T309	Mosquito Control	253,028	262,547
T310	State Superfund Site Maintenance	514,046	514,046
T311	Laboratory Fees	161,794	161,794
T312	Dam Maintenance	133,574	138,760
T313	Emergency Spill Response	7,286,647	7,538,207
T314	Solid Waste Management	3,829,572	3,957,608
T315	Underground Storage Tank	952,363	999,911
T316	Clean Air	4,454,787	4,586,375
T317	Environmental Conservation	9,261,679	9,466,633
T318	Environmental Quality	10,024,734	10,327,745
T319	Pheasant Stocking Account	160,000	160,000
T320	Greenways Account	2	2
T321	Conservation Districts & Soil and Water Councils	300,000	300,000
T322	Interstate Environmental Commission	48,783	48,783
T323	Agreement USGS - Hydrological Study	147,683	147,683
T324	New England Interstate Water Pollution Commission	28,827	28,827
T325	Northeast Interstate Forest Fire Compact	3,295	3,295
T326	Connecticut River Valley Flood Control Commission	32,395	32,395
T327	Thames River Valley Flood Control Commission	48,281	48,281

T328	Agreement USGS-Water Quality Stream Monitoring	204,641	204,641
T329	Nonfunctional - Change to Accruals	0	289,533
T330	AGENCY TOTAL	72,343,596	74,895,600
T331			
T332	COUNCIL ON ENVIRONMENTAL QUALITY		
T333	Personal Services	163,401	170,396
T334	Other Expenses	1,812	1,812
T335	Equipment	1	1
T336	AGENCY TOTAL	165,214	172,209
T337			
T338	DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT		
T339	Personal Services	7,901,060	8,229,087
T340	Other Expenses	586,717	586,717
T341	Equipment	1	1
T342	Statewide Marketing	12,000,000	12,000,000
T343	Small Business Incubator Program	387,093	387,093
T344	Hartford Urban Arts Grant	359,776	359,776
T345	New Britain Arts Council	71,956	71,956
T346	Main Street Initiatives	162,450	162,450
T347	Office of Military Affairs	430,833	430,834
T348	Hydrogen/Fuel Cell Economy	175,000	175,000
T349	CCAT-CT Manufacturing Supply Chain	732,256	732,256
T350	Capitol Region Development Authority	6,620,145	6,170,145
T351	Neighborhood Music School	50,000	50,000
T352	Nutmeg Games	24,000	24,000
T353	Discovery Museum	359,776	359,776
T354	National Theatre for the Deaf	143,910	143,910
T355	CONNSTEP	588,382	588,382
T356	Development Research and Economic Assistance	137,902	137,902
T357	CT Trust for Historic Preservation	199,876	199,876
T358	Connecticut Science Center	599,073	599,073
T359	CT Flagship Producing Theaters Grant	475,000	475,000
T360	Women's Business Center	500,000	500,000
T361	Performing Arts Centers	1,439,104	1,439,104

T362	Performing Theaters Grant	452,857	452,857
T363	Arts Commission	1,797,830	1,797,830
T364	Greater Hartford Arts Council	89,943	89,943
T365	Stepping Stones Museum for Children	42,079	42,079
T366	Maritime Center Authority	504,949	504,949
T367	Tourism Districts	1,435,772	1,435,772
T368	Amistad Committee for the Freedom Trail	45,000	45,000
T369	Amistad Vessel	359,776	359,776
T370	New Haven Festival of Arts and Ideas	757,423	757,423
T371	New Haven Arts Council	89,943	89,943
T372	Beardsley Zoo	372,539	372,539
T373	Mystic Aquarium	589,106	589,106
T374	Quinebaug Tourism	39,457	39,457
T375	Northwestern Tourism	39,457	39,457
T376	Eastern Tourism	39,457	39,457
T377	Central Tourism	39,457	39,457
T378	Twain/Stowe Homes	90,890	90,890
T379	Cultural Alliance of Fairfield County	89,943	89,943
T380	Nonfunctional - Change to Accruals	25,848	50,013
T381	AGENCY TOTAL	40,846,036	40,748,229
T382			
T383	DEPARTMENT OF HOUSING		
T384	Personal Services	1,913,586	1,969,658
T385	Other Expenses	140,000	140,000
T386	Elderly Rental Registry and Counselors	1,058,144	1,058,144
T387	Fair Housing	293,313	293,313
T388	Main Street Investment Fund Administration	71,250	71,250
T389	Tax Relief For Elderly Renters	24,860,000	24,860,000
T390	Subsidized Assisted Living Demonstration	2,178,000	2,345,000
T391	Congregate Facilities Operation Costs	7,282,393	7,784,420
T392	Housing Assistance and Counseling Program	438,500	438,500
T393	Elderly Congregate Rent Subsidy	2,141,495	2,162,504
T394	Housing/Homeless Services	58,815,972	63,440,480
T395	Tax Abatement	1,444,646	1,444,646
T396	Payment In Lieu Of Taxes	1,873,400	1,873,400
T397	Housing/Homeless Services - Municipality	640,398	640,398
T398	Nonfunctional - Change to Accruals	55,377	7,043

T399	AGENCY TOTAL	103,206,474	108,528,756
T400			
T401	AGRICULTURAL EXPERIMENT STATION		
T402	Personal Services	5,959,626	6,293,102
T403	Other Expenses	901,360	901,360
T404	Equipment	1	1
T405	Mosquito Control	473,853	490,203
T406	Wildlife Disease Prevention	87,992	93,062
T407	Nonfunctional - Change to Accruals	36,578	43,362
T408	AGENCY TOTAL	7,459,410	7,821,090
T409			
T410	HEALTH AND HOSPITALS		
T411			
T412	DEPARTMENT OF PUBLIC HEALTH		
T413	Personal Services	34,643,549	34,383,489
T414	Other Expenses	6,571,032	6,771,619
T415	Equipment	1	1
T416	Needle and Syringe Exchange Program	459,416	459,416
T417	Children's Health Initiatives	2,051,217	2,065,957
T418	Childhood Lead Poisoning	72,362	72,362
T419	Aids Services	4,975,686	4,975,686
T420	Breast and Cervical Cancer Detection and Treatment	2,209,922	2,222,917
T421	Children with Special Health Care Needs	1,220,505	1,220,505
T422	Medicaid Administration	2,637,563	2,784,617
T423	Fetal and Infant Mortality Review	19,000	19,000
T424	Immunization Services	30,076,656	31,361,117
T425	Community Health Services	6,298,866	5,855,796
T426	Rape Crisis	422,008	422,008
T427	X-Ray Screening and Tuberculosis Care	1,195,148	1,195,148
T428	Genetic Diseases Programs	795,427	795,427
T429	Local and District Departments of Health	4,669,173	4,669,173
T430	Venereal Disease Control	187,362	187,362
T431	School Based Health Clinics	12,747,463	12,638,716
T432	Nonfunctional - Change to Accruals	201,698	147,102
T433	AGENCY TOTAL	111,454,054	112,247,418
T434			

T435	OFFICE OF THE CHIEF MEDICAL EXAMINER		
T436	Personal Services	4,447,470	4,674,075
T437	Other Expenses	884,544	900,443
T438	Equipment	19,226	19,226
T439	Medicolegal Investigations	27,387	27,417
T440	Nonfunctional - Change to Accruals	21,176	26,603
T441	AGENCY TOTAL	5,399,803	5,647,764
T442			
T443	DEPARTMENT OF DEVELOPMENTAL SERVICES		
T444	Personal Services	255,201,408	265,451,852
T445	Other Expenses	22,302,444	22,196,100
T446	Equipment	1	1
T447	Human Resource Development	198,361	198,361
T448	Family Support Grants	2,860,287	2,860,287
T449	Cooperative Placements Program	23,088,551	24,079,717
T450	Clinical Services	4,300,720	4,300,720
T451	Early Intervention	37,286,804	37,286,804
T452	Community Temporary Support Services	60,753	60,753
T453	Community Respite Care Programs	558,137	558,137
T454	Workers' Compensation Claims	15,246,035	15,246,035
T455	Pilot Program for Autism Services	1,637,528	1,637,528
T456	Voluntary Services	32,376,869	32,376,869
T457	Supplemental Payments for Medical Services	5,978,116	5,978,116
T458	Rent Subsidy Program	5,050,212	5,150,212
T459	Family Reunion Program	121,749	121,749
T460	Employment Opportunities and Day Services	212,763,749	222,857,347
T461	Community Residential Services	435,201,326	453,647,020
T462	Nonfunctional - Change to Accruals	982,585	2,500,118
T463	AGENCY TOTAL	1,055,215,635	1,096,507,726
T464			
T465	DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES		
T466	Personal Services	180,175,144	193,931,357
T467	Other Expenses	28,626,219	28,626,219
T468	Equipment	1	1
T469	Housing Supports And Services	15,832,467	16,332,467

T470	Managed Service System	52,594,458	57,034,913
T471	Legal Services	995,819	995,819
T472	Connecticut Mental Health Center	8,665,721	8,665,721
T473	Professional Services	11,788,898	11,788,898
T474	General Assistance Managed Care	115,405,969	40,774,875
T475	Workers' Compensation Claims	10,594,566	10,594,566
T476	Nursing Home Screening	591,645	591,645
T477	Young Adult Services	69,942,480	75,866,518
T478	TBI Community Services	15,296,810	17,079,532
T479	Jail Diversion	4,416,110	4,523,270
T480	Behavioral Health Medications	6,169,095	6,169,095
T481	Prison Overcrowding	6,620,112	6,727,968
T482	Medicaid Adult Rehabilitation Option	4,803,175	4,803,175
T483	Discharge and Diversion Services	17,412,660	20,062,660
T484	Home and Community Based Services	12,937,339	17,371,852
T485	Persistent Violent Felony Offenders Act	675,235	675,235
T486	Nursing Home Contract	485,000	485,000
T487	Pre-Trial Account	350,000	350,000
T488	Grants for Substance Abuse Services	20,605,434	17,567,934
T489	Grants for Mental Health Services	66,134,714	58,909,714
T490	Employment Opportunities	10,522,428	10,522,428
T491	Nonfunctional - Change to Accruals	1,458,025	2,444,140
T492	AGENCY TOTAL	663,099,524	612,895,002
T493			
T494	PSYCHIATRIC SECURITY REVIEW BOARD		
T495	Personal Services	245,989	252,955
T496	Other Expenses	31,469	31,469
T497	Equipment	1	1
T498	Nonfunctional - Change to Accruals	711	1,126
T499	AGENCY TOTAL	278,170	285,551
T500			
T501	HUMAN SERVICES		
T502			
T503	DEPARTMENT OF SOCIAL SERVICES		
T504	Personal Services	113,746,588	122,391,148
T505	Other Expenses	121,398,741	113,078,216
T506	Equipment	1	1

T507	Children's Health Council	208,050	208,050
T508	HUSKY Information and Referral	159,393	0
T509	State Food Stamp Supplement	685,149	725,059
T510	HUSKY B Program	30,460,000	30,540,000
T511	Charter Oak Health Plan	4,280,000	0
T512	Medicaid	2,409,314,923	2,289,569,579
T513	Old Age Assistance	37,629,862	39,949,252
T514	Aid To The Blind	812,205	855,251
T515	Aid To The Disabled	63,289,492	67,961,417
T516	Temporary Assistance to Families - TANF	112,139,791	112,058,614
T517	Emergency Assistance	1	1
T518	Food Stamp Training Expenses	12,000	12,000
T519	CT Pharmaceutical Assistance Contract to the Elderly	126,500	0
T520	Healthy Start	1,430,311	1,430,311
T521	DMHAS-Disproportionate Share	108,935,000	108,935,000
T522	Connecticut Home Care Program	44,324,196	45,584,196
T523	Human Resource Development-Hispanic Programs	965,739	965,739
T524	Services To The Elderly	324,737	324,737
T525	Safety Net Services	2,814,792	2,814,792
T526	Transportation for Employment Independence Program	3,028,671	2,028,671
T527	Refunds Of Collections	150,000	150,000
T528	Services for Persons With Disabilities	602,013	602,013
T529	Child Care Services-TANF/CCDBG	98,967,400	0
T530	Nutrition Assistance	479,666	479,666
T531	Housing/Homeless Services	5,210,676	5,210,676
T532	Disproportionate Share-Medical Emergency Assistance	134,243,423	0
T533	State Administered General Assistance	17,283,300	17,866,800
T534	Child Care Quality Enhancements	563,286	563,286
T535	Connecticut Children's Medical Center	15,579,200	15,579,200
T536	Community Services	1,075,199	1,075,199
T537	Human Service Infrastructure Community Action Program	3,453,326	3,453,326
T538	Teen Pregnancy Prevention	1,837,378	1,837,378
T539	Fatherhood Initiative	371,656	371,656
T540	Child Support Refunds and Reimbursements	181,585	181,585

T541	Human Resource Development-Hispanic Programs - Municipality	5,364	5,364
T542	Teen Pregnancy Prevention - Municipality	137,826	137,826
T543	Community Services - Municipality	83,761	83,761
T544	Nonfunctional - Change to Accruals	13,955,945	35,859,861
T545	AGENCY TOTAL	3,350,267,146	3,022,889,631
T546			
T547	STATE DEPARTMENT ON AGING		
T548	Personal Services	2,216,331	2,343,834
T549	Other Expenses	195,577	195,577
T550	Equipment	1	1
T551	Programs for Senior Citizens	6,370,065	6,370,065
T552	Nonfunctional - Change to Accruals	100,494	13,675
T553	AGENCY TOTAL	8,882,468	8,923,152
T554			
T555	STATE DEPARTMENT OF REHABILITATION		
T556	Personal Services	5,950,718	6,277,563
T557	Other Expenses	1,632,775	1,629,580
T558	Equipment	1	1
T559	Part-Time Interpreters	196,200	201,522
T560	Educational Aid for Blind and Visually Handicapped Children	3,603,169	3,795,388
T561	Enhanced Employment Opportunities	653,416	653,416
T562	Vocational Rehabilitation - Disabled	7,460,892	7,460,892
T563	Supplementary Relief and Services	99,749	99,749
T564	Vocational Rehabilitation - Blind	899,402	899,402
T565	Special Training for the Deaf Blind	286,581	286,581
T566	Connecticut Radio Information Service	83,258	83,258
T567	Employment Opportunities	757,878	757,878
T568	Independent Living Centers	528,680	528,680
T569	Nonfunctional - Change to Accruals	0	39,821
T570	AGENCY TOTAL	22,152,719	22,713,731
T571			
T572	EDUCATION, MUSEUMS, LIBRARIES		
T573			
T574	DEPARTMENT OF EDUCATION		
T575	Personal Services	17,618,304	18,507,312

T576	Other Expenses	3,458,980	3,458,980
T577	Equipment	1	1
T578	Basic Skills Exam Teachers in Training	1,226,867	1,255,655
T579	Teachers' Standards Implementation Program	2,941,683	2,941,683
T580	Development of Mastery Exams Grades 4, 6, and 8	20,147,588	18,971,294
T581	Primary Mental Health	427,209	427,209
T582	Leadership, Education, Athletics in Partnership (LEAP)	726,750	726,750
T583	Adult Education Action	240,687	240,687
T584	Connecticut Pre-Engineering Program	262,500	262,500
T585	Connecticut Writing Project	50,000	50,000
T586	Resource Equity Assessments	168,064	168,064
T587	Neighborhood Youth Centers	1,271,386	1,271,386
T588	Longitudinal Data Systems	1,263,197	1,263,197
T589	School Accountability	1,856,588	1,860,598
T590	Sheff Settlement	13,259,263	9,409,526
T591	Parent Trust Fund Program	500,000	500,000
T592	Regional Vocational-Technical School System	146,551,879	155,632,696
T593	Science Program for Educational Reform Districts	455,000	455,000
T594	Wrap Around Services	450,000	450,000
T595	Parent Universities	487,500	487,500
T596	School Health Coordinator Pilot	190,000	190,000
T597	Commissioner’s Network	10,000,000	17,500,000
T598	Technical Assistance for Regional Cooperation	95,000	95,000
T599	New or Replicated Schools	300,000	900,000
T600	Bridges to Success	601,652	601,652
T601	K-3 Reading Assessment Pilot	2,699,941	2,699,941
T602	Talent Development	10,025,000	10,025,000
T603	Common Core	8,300,000	6,300,000
T604	Alternative High School and Adult Reading Incentive Program	1,200,000	1,200,000
T605	Special Master	2,116,169	2,116,169
T606	American School For The Deaf	10,659,030	10,659,030
T607	Regional Education Services	1,166,026	1,166,026
T608	Family Resource Centers	7,582,414	7,582,414

T609	Youth Service Bureau Enhancement	620,300	620,300
T610	Child Nutrition State Match	2,354,000	2,354,000
T611	Health Foods Initiative	4,661,604	4,806,300
T612	Vocational Agriculture	9,485,565	9,485,565
T613	Transportation of School Children	24,884,748	24,884,748
T614	Adult Education	21,033,915	21,045,036
T615	Health and Welfare Services Pupils Private Schools	4,297,500	4,297,500
T616	Education Equalization Grants	2,066,589,276	2,122,891,002
T617	Bilingual Education	1,916,130	1,916,130
T618	Priority School Districts	47,427,206	46,947,022
T619	Young Parents Program	229,330	229,330
T620	Interdistrict Cooperation	9,146,369	9,150,379
T621	School Breakfast Program	2,300,041	2,379,962
T622	Excess Cost - Student Based	139,805,731	139,805,731
T623	Non-Public School Transportation	3,595,500	3,595,500
T624	School To Work Opportunities	213,750	213,750
T625	Youth Service Bureaus	2,989,268	2,989,268
T626	Open Choice Program	37,018,594	42,616,736
T627	Magnet Schools	265,449,020	281,250,025
T628	After School Program	4,500,000	4,500,000
T629	Nonfunctional - Change to Accruals	767,244	1,055,616
T630	AGENCY TOTAL	2,917,583,769	3,006,409,170
T631			
T632	OFFICE OF EARLY CHILDHOOD		
T633	Personal Services	2,539,359	4,985,737
T634	Other Expenses	590,000	8,276,000
T635	Equipment	1	1
T636	Children's Trust Fund	11,671,218	11,671,218
T637	Early Childhood Program	6,748,003	6,761,345
T638	Community Plans for Early Childhood	600,000	750,000
T639	Improving Early Literacy	150,000	150,000
T640	Child Care Services	18,419,752	18,419,752
T641	Evenstart	475,000	475,000
T642	Head Start Services	2,610,743	2,610,743
T643	Head Start Enhancement	1,684,350	1,684,350
T644	Child Care Services-TANF/CCDBG	0	101,489,658

T645	Child Care Quality Enhancements	3,259,170	3,259,170
T646	Head Start - Early Childhood Link	2,090,000	2,090,000
T647	School Readiness Quality Enhancement	3,895,645	3,895,645
T648	School Readiness & Quality Enhancement	74,767,825	74,299,075
T649	Nonfunctional - Change to Accruals	82,891	484,648
T650	AGENCY TOTAL	129,583,957	241,302,342
T651			
T652	STATE LIBRARY		
T653	Personal Services	5,000,973	5,216,113
T654	Other Expenses	695,685	695,685
T655	Equipment	1	1
T656	State-Wide Digital Library	1,989,860	1,989,860
T657	Interlibrary Loan Delivery Service	258,471	268,122
T658	Legal/Legislative Library Materials	786,592	786,592
T659	Computer Access	180,500	180,500
T660	Support Cooperating Library Service Units	332,500	332,500
T661	Grants To Public Libraries	203,569	203,569
T662	Connecticard Payments	1,000,000	1,000,000
T663	Connecticut Humanities Council	2,049,752	2,049,752
T664	Nonfunctional - Change to Accruals	22,182	30,949
T665	AGENCY TOTAL	12,520,085	12,753,643
T666			
T667	OFFICE OF HIGHER EDUCATION		
T668	Personal Services	1,658,563	1,724,650
T669	Other Expenses	106,911	106,911
T670	Equipment	1	1
T671	Minority Advancement Program	1,517,959	2,181,737
T672	Alternate Route to Certification	85,892	92,840
T673	National Service Act	315,289	325,210
T674	International Initiatives	66,500	66,500
T675	Minority Teacher Incentive Program	447,806	447,806
T676	English Language Learner Scholarship	95,000	95,000
T677	Awards to Children of Deceased/ Disabled Veterans	3,800	3,800
T678	Governor's Scholarship	42,011,398	43,623,498
T679	Nonfunctional - Change to Accruals	30,010	10,889
T680	AGENCY TOTAL	46,339,129	48,678,842

T681			
T682	UNIVERSITY OF CONNECTICUT		
T683	Operating Expenses	202,067,550	229,098,979
T684	CommPACT Schools	475,000	475,000
T685	Kirklyn M. Kerr Grant Program	400,000	400,000
T686	AGENCY TOTAL	202,942,550	229,973,979
T687			
T688	UNIVERSITY OF CONNECTICUT HEALTH CENTER		
T689	Operating Expenses	125,061,891	135,415,234
T690	AHEC	480,422	480,422
T691	Nonfunctional - Change to Accruals	1,015,846	1,103,433
T692	AGENCY TOTAL	126,558,159	136,999,089
T693			
T694	TEACHERS' RETIREMENT BOARD		
T695	Personal Services	1,628,071	1,707,570
T696	Other Expenses	563,290	575,197
T697	Equipment	1	1
T698	Retirement Contributions	948,540,000	984,110,000
T699	Retirees Health Service Cost	16,912,000	21,214,000
T700	Municipal Retiree Health Insurance Costs	5,447,370	5,447,370
T701	Nonfunctional - Change to Accruals	14,038	10,466
T702	AGENCY TOTAL	973,104,770	1,013,064,604
T703			
T704	BOARD OF REGENTS FOR HIGHER EDUCATION		
T705	Charter Oak State College	2,377,493	2,475,851
T706	Community Tech College System	148,745,337	155,900,920
T707	Connecticut State University	148,631,924	155,542,999
T708	Board of Regents	663,017	668,841
T709	Nonfunctional - Change to Accruals	447,623	979,321
T710	AGENCY TOTAL	300,865,394	315,567,932
T711			
T712	CORRECTIONS		
T713			
T714	DEPARTMENT OF CORRECTION		
T715	Personal Services	428,511,042	442,986,743
T716	Other Expenses	74,249,357	74,224,357

T717	Equipment	1	1
T718	Workers' Compensation Claims	26,886,219	26,886,219
T719	Inmate Medical Services	89,713,923	93,932,101
T720	Board of Pardons and Paroles	6,174,461	6,490,841
T721	Distance Learning	95,000	95,000
T722	Aid to Paroled and Discharged Inmates	9,026	9,026
T723	Legal Services To Prisoners	827,065	827,065
T724	Volunteer Services	162,221	162,221
T725	Community Support Services	41,275,777	41,275,777
T726	Nonfunctional - Change to Accruals	2,557,575	2,332,019
T727	AGENCY TOTAL	670,461,667	689,221,370
T728			
T729	DEPARTMENT OF CHILDREN AND FAMILIES		
T730	Personal Services	265,473,153	278,821,431
T731	Other Expenses	35,455,292	35,455,292
T732	Equipment	1	1
T733	Workers' Compensation Claims	11,247,553	11,247,553
T734	Family Support Services	986,402	986,402
T735	Differential Response System	8,346,386	8,346,386
T736	Regional Behavioral Health Consultation	1,810,000	1,810,000
T737	Health Assessment and Consultation	1,015,002	1,015,002
T738	Grants for Psychiatric Clinics for Children	15,483,393	15,483,393
T739	Day Treatment Centers for Children	6,783,292	6,783,292
T740	Juvenile Justice Outreach Services	12,841,081	12,841,081
T741	Child Abuse and Neglect Intervention	8,542,370	8,542,370
T742	Community Based Prevention Programs	8,374,056	8,345,606
T743	Family Violence Outreach and Counseling	1,892,201	1,892,201
T744	Support for Recovering Families	15,323,546	15,323,546
T745	No Nexus Special Education	5,041,071	5,041,071
T746	Family Preservation Services	5,735,278	5,735,278
T747	Substance Abuse Treatment	9,491,729	9,491,729
T748	Child Welfare Support Services	2,501,872	2,501,872
T749	Board and Care for Children - Adoption	91,065,504	92,820,312
T750	Board and Care for Children - Foster	113,318,397	113,243,586
T751	Board and Care for Children - Residential	141,375,200	142,148,669
T752	Individualized Family Supports	11,882,968	11,882,968

T753	Community Kidcare	35,716,720	35,716,720
T754	Covenant to Care	159,814	159,814
T755	Neighborhood Center	250,414	250,414
T756	Nonfunctional - Change to Accruals	1,285,159	1,662,894
T757	AGENCY TOTAL	811,397,854	827,548,883
T758			
T759	JUDICIAL		
T760			
T761	JUDICIAL DEPARTMENT		
T762	Personal Services	325,867,529	342,634,762
T763	Other Expenses	64,248,692	66,722,732
T764	Equipment	2,000	0
T765	Forensic Sex Evidence Exams	1,441,460	1,441,460
T766	Alternative Incarceration Program	56,504,295	56,504,295
T767	Justice Education Center, Inc.	545,828	545,828
T768	Juvenile Alternative Incarceration	28,367,478	28,367,478
T769	Juvenile Justice Centers	3,136,361	3,136,361
T770	Probate Court	9,350,000	10,750,000
T771	Youthful Offender Services	18,177,084	18,177,084
T772	Victim Security Account	9,402	9,402
T773	Children of Incarcerated Parents	582,250	582,250
T774	Legal Aid	1,660,000	1,660,000
T775	Youth Violence Initiative	1,500,000	1,500,000
T776	Judge’s Increases	1,796,754	3,688,736
T777	Children's Law Center	109,838	109,838
T778	Nonfunctional - Change to Accruals	2,381,725	2,279,008
T779	AGENCY TOTAL	515,680,696	538,109,234
T780			
T781	PUBLIC DEFENDER SERVICES COMMISSION		
T782	Personal Services	40,098,345	41,909,712
T783	Other Expenses	1,545,428	1,550,119
T784	Assigned Counsel - Criminal	9,111,900	9,111,900
T785	Expert Witnesses	2,100,000	2,100,000
T786	Training And Education	130,000	130,000
T787	Assigned Counsel - Child Protection	7,436,000	7,436,000
T788	Contracted Attorneys Related Expenses	150,000	150,000

T789	Family Contracted Attorneys/AMC	575,000	575,000
T790	Nonfunctional - Change to Accruals	224,916	260,298
T791	AGENCY TOTAL	61,371,589	63,223,029
T792			
T793	NON-FUNCTIONAL		
T794			
T795	MISCELLANEOUS APPROPRIATION TO THE GOVERNOR		
T796	Governor's Contingency Account	1	1
T797			
T798	DEBT SERVICE - STATE TREASURER		
T799	Debt Service	1,434,000,853	1,554,881,403
T800	UConn 2000 - Debt Service	135,251,409	156,037,386
T801	CHEFA Day Care Security	5,500,000	5,500,000
T802	Pension Obligation Bonds - TRB	145,076,576	133,922,226
T803	Nonfunctional - Change to Accruals	0	11,321
T804	AGENCY TOTAL	1,719,828,838	1,850,352,336
T805			
T806	STATE COMPTROLLER - MISCELLANEOUS		
T807	Adjudicated Claims	4,100,000	4,100,000
T808			
T809	STATE COMPTROLLER - FRINGE BENEFITS		
T810	Unemployment Compensation	8,275,189	8,643,507
T811	State Employees Retirement Contributions	916,024,145	969,312,947
T812	Higher Education Alternative Retirement System	28,485,055	30,131,328
T813	Pensions and Retirements - Other Statutory	1,730,420	1,749,057
T814	Judges and Compensation Commissioners Retirement	16,298,488	17,731,131
T815	Insurance - Group Life	8,808,780	9,353,107
T816	Employers Social Security Tax	224,928,273	235,568,631
T817	State Employees Health Service Cost	615,897,053	650,960,045
T818	Retired State Employees Health Service Cost	548,693,300	568,635,039
T819	Tuition Reimbursement - Training and Travel	3,127,500	3,127,500
T820	Nonfunctional - Change to Accruals	24,419,312	17,200,946
T821	AGENCY TOTAL	2,396,687,515	2,512,413,238
T822			

T823	RESERVE FOR SALARY ADJUSTMENTS		
T824	Reserve For Salary Adjustments	30,424,382	36,273,043
T825			
T826	WORKERS' COMPENSATION CLAIMS - ADMINISTRATIVE SERVICES		
T827	Workers' Compensation Claims	27,187,707	27,187,707
T828			
T829	TOTAL - GENERAL FUND	17,361,371,991	17,656,098,266
T830			
T831	LESS:		
T832			
T833	Unallocated Lapse	-91,676,192	-91,676,192
T834	Unallocated Lapse - Legislative	-3,028,105	-3,028,105
T835	Unallocated Lapse - Judicial	-7,400,672	-7,400,672
T836	General Other Expenses Reductions - Legislative	-140,000	-140,000
T837	General Other Expenses Reductions - Executive	-3,312,000	-3,312,000
T838	General Other Expenses Reductions - Judicial	-548,000	-548,000
T839	General Lapse - Legislative	-56,251	-56,251
T840	General Lapse - Judicial	-401,946	-401,946
T841	General Lapse - Executive	-13,785,503	-13,785,503
T842	Municipal Opportunities and Regional Efficiencies Program	0	-10,000,000
T843	GAAP Lapse	-5,500,000	-7,500,000
T844	Transfer GAAP Funding	-40,000,000	0
T845	Statewide Hiring Reduction - Executive	-5,478,184	-16,675,121
T846	Statewide Hiring Reduction - Judicial	-1,128,261	-3,434,330
T847	Statewide Hiring Reduction - Legislative	-190,309	-579,285
T848			
T849	NET - GENERAL FUND	17,188,726,568	17,497,560,861

Sec. 2. (*Effective July 1, 2013*) The following sums are appropriated from the SOLDIERS, SAILORS AND MARINES' FUND for the annual periods indicated for the purposes described.

T850		2013-2014	2014-2015
T851	HUMAN SERVICES		

T852			
T853	SOLDIERS, SAILORS AND MARINES' FUND		
T854	Personal Services	614,160	0
T855	Other Expenses	42,397	0
T856	Award Payments To Veterans	1,979,800	0
T857	Fringe Benefits	457,753	0
T858	Nonfunctional - Change to Accruals	5,509	0
T859	AGENCY TOTAL	3,099,619	0

Sec. 3. Deleted.

Sec. 4. Deleted.

Sec. 5. Deleted.

Sec. 6. Deleted.

Sec. 7. Deleted.

Sec. 8. Deleted.

Sec. 9. Deleted.

Sec. 10. Deleted.

Sec. 11. (*Effective from passage*) Notwithstanding the provisions of subparagraph (B) of subdivision (72) of section 12-81 of the general statutes, any person otherwise eligible for a 2010 grand list exemption pursuant to said subdivision (72) in the town of Bloomfield, except that such person failed to file the required exemption application within the time period prescribed, shall be regarded as having filed said application in a timely manner if such person files said application not later than thirty days after the effective date of this section, and pays the late filing fee pursuant to section 12-81k of the general statutes. Upon confirmation of the receipt of such fee and verification of the exemption eligibility of the machinery and equipment included in such application, the assessor shall approve the exemption for such

property. If taxes have been paid on the property for which such exemption is approved, the town of Bloomfield shall reimburse such person in an amount equal to the amount by which such taxes exceed the taxes payable if the application had been filed in a timely manner.

Sec. 12. (*Effective from passage*) Notwithstanding the provisions of sections 12-41, 12-42 and 12-57a of the general statutes, any person otherwise eligible for a 2011 grand list exemption pursuant to subdivision (76) of section 12-81 of the general statutes, in the town of Bloomfield, except that such person failed to file the required personal property declaration within the time period prescribed, shall be regarded as having filed said declaration in a timely manner if such person files said declaration not later than thirty days after the effective date of this section. Upon verification of the exemption eligibility of the machinery and equipment included in such declaration, the assessor shall approve the exemption for such property. If taxes have been paid on the property for which such exemption is approved, the town of Bloomfield shall reimburse such person in an amount equal to the amount by which such taxes exceed the taxes payable if the declaration had been filed in a timely manner.

Sec. 13. (*Effective from passage*) Notwithstanding the provisions of sections 12-41, 12-42 and 12-57a of the general statutes, any person otherwise eligible for a 2011 grand list exemption pursuant to subdivision (76) of section 12-81 of the general statutes, in the town of Seymour, except that such person failed to file the required personal property declaration within the time period prescribed, shall be regarded as having filed said declaration in a timely manner if such person files said declaration not later than thirty days after the effective date of this section. Upon verification of the exemption eligibility of the machinery and equipment included in such declaration, the assessor shall approve the exemption for such property. If taxes have been paid on the property for which such exemption is approved, the town of Seymour shall reimburse such person in an amount equal to the amount by which such taxes exceed

the taxes payable if the declaration had been filed in a timely manner.

Sec. 14. Section 12-392 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) For the estates of decedents dying prior to July 1, 2009, the tax imposed by this chapter shall become due at the date of the taxable transfer and shall become payable, and shall be paid, without assessment, notice or demand, to the Commissioner of Revenue Services at the expiration of nine months from the date of death, and for the estates of decedents dying on or after July 1, 2009, the tax imposed by this chapter shall become due at the date of the taxable transfer and shall become payable and shall be paid, without assessment, notice or demand, to **[**said**]** the commissioner at the expiration of six months from the date of death. Executors, administrators, trustees, grantees, donees, beneficiaries and surviving joint owners shall be liable for the tax and for any interest or penalty thereon until it is paid, except that no executor, administrator, trustee, grantee, donee, beneficiary or surviving joint owner shall be liable for a greater sum than the value of the property actually received by him or her. If the amount of tax reported to be due on the return is not paid, for the estates of decedents dying prior to July 1, 2009, within such nine months, or for the estates of decedents dying on or after July 1, 2009, within such six months, there shall be imposed a penalty equal to ten per cent of such amount due and unpaid, or fifty dollars, whichever is greater. Such amount shall bear interest at the rate of one per cent per month or fraction thereof **[**,**]** from the due date of such tax until the date of payment. Subject to the provisions of section 12-3a, the commissioner may waive all or part of the penalties provided under this chapter when it is proven to **[**such**]** the commissioner's satisfaction that the failure to pay any tax was due to reasonable cause and was not intentional or due to neglect.

(2) The Commissioner of Revenue Services may, for reasonable cause shown, extend the time for payment. The commissioner may

92 require the filing of a tentative return and the payment of the tax
93 reported to be due thereon in connection with such extension. Any
94 additional tax which may be found to be due on the filing of a return
95 as allowed by such extension shall bear interest at the rate of one per
96 cent per month or fraction thereof from the original due date of such
97 tax to the date of actual payment.

98 (3) Whenever there is an overpayment of the tax imposed by this
99 chapter, the Commissioner of Revenue Services shall return to the
100 fiduciary or transferee the overpayment which shall bear interest at the
101 rate of two-thirds of one per cent per month or fraction thereof, **[**said**]**
102 such interest commencing, for the estates of decedents dying prior to
103 July 1, 2009, from the expiration of nine months after the death of the
104 transferor or date of payment, whichever is later, or, for the estates of
105 decedents dying on or after July 1, 2009, from the expiration of six
106 months after the death of the transferor or date of payment, whichever
107 is later.

108 (b) (1) The tax imposed by this chapter shall be reported on a tax
109 return which shall be filed on or before the date fixed for paying the
110 tax, determined without regard to any extension of time for paying the
111 tax. The commissioner shall design a form of return and forms for such
112 additional statements or schedules as **[**he**]** the commissioner may
113 require to be filed. Such forms shall provide for the setting forth of
114 such facts as the commissioner deems necessary for the proper
115 enforcement of this chapter. **[**He**]** The commissioner shall cause a
116 supply of such forms to be printed and shall furnish appropriate blank
117 forms to each taxpayer upon application or otherwise as **[**he**]** the
118 commissioner deems necessary. Failure to receive a form shall not
119 relieve any person from the obligation to file a return under the
120 provisions of this chapter. In any case in which the commissioner
121 believes that it would be advantageous to him or her in the
122 administration of the tax imposed by this chapter, the commissioner
123 may require that a true copy of the federal estate tax return made to
124 the Internal Revenue Service be provided.

(2) Any tax return or other document, including any amended tax return under section 12-398, that is required to be filed under this chapter shall be filed, and shall be treated as filed, only if filed with both the Commissioner of Revenue Services and the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, in the court of probate for the district within which real estate or tangible personal property of the decedent is situated. The return shall contain a statement, to be signed under penalty of false statement by the person who is required to make and file the return under this chapter, that the return has been filed with both the Commissioner of Revenue Services and [said] the appropriate court of probate.

(3) (A) A tax return shall be filed, in the case of every decedent who died prior to January 1, 2005, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state, whenever the personal representative of the estate is required by the laws of the United States to file a federal estate tax return.

(B) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2005, but prior to January 1, 2010, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over two million dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is two million dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at

158 the date of his or her death or, if the decedent died a nonresident of
159 this state, the court of probate for the district within which such real
160 property or tangible personal property is situated, and no such return
161 shall be filed with the Commissioner of Revenue Services. The judge of
162 probate for the district in which such return is filed shall review each
163 such return and shall issue a written opinion to the estate
164 representative in each case in which the judge determines that the
165 estate is not subject to tax under this chapter.

166 (C) A tax return shall be filed, in the case of every decedent who
167 dies on or after January 1, 2010, but prior to January 1, 2011, and at the
168 time of death was (i) a resident of this state, or (ii) a nonresident of this
169 state whose gross estate includes any real property situated in this
170 state or tangible personal property having an actual situs in this state.
171 If the decedent's Connecticut taxable estate is over three million five
172 hundred thousand dollars, such tax return shall be filed with the
173 Commissioner of Revenue Services and a copy of such return shall be
174 filed with the court of probate for the district within which the
175 decedent resided at the date of his or her death or, if the decedent died
176 a nonresident of this state, the court of probate for the district within
177 which such real property or tangible personal property is situated. If
178 the decedent's Connecticut taxable estate is three million five hundred
179 thousand dollars or less, such return shall be filed with the court of
180 probate for the district within which the decedent resided at the date
181 of his or her death or, if the decedent died a nonresident of this state,
182 the court of probate for the district within which such real property or
183 tangible personal property is situated, and no such return shall be filed
184 with the Commissioner of Revenue Services. The judge of probate for
185 the district in which such return is filed shall review each such return
186 and shall issue a written opinion to the estate representative in each
187 case in which the judge determines that the estate is not subject to tax
188 under this chapter.

189 (D) A tax return shall be filed, in the case of every decedent who
190 dies on or after January 1, 2011, and at the time of death was (i) a

resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over two million dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is two million dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

(E) The duly authorized executor or administrator shall file the return. If there is more than one executor or administrator, the return shall be made jointly by all. If there is no executor or administrator appointed, qualified and acting, each person in actual or constructive possession of any property of the decedent is constituted an executor for purposes of the tax and shall make and file a return. If in any case the executor is unable to make a complete return as to any part of the gross estate, the executor shall provide all the information available to him <u>or her</u> with respect to such property, including a full description, and the name of every person holding a legal or beneficial interest in the property. If the executor is unable to make a return as to any property, each person holding a legal or equitable interest in such property shall, upon notice from the commissioner, make a return as to

that part of the gross estate.

(F) On or before the last day of the month next succeeding each calendar quarter, and commencing with the calendar quarter ending September 30, 2005, each court of probate shall file with the commissioner a report for the calendar quarter in such form as the commissioner may prescribe. The report shall pertain to returns filed with the court of probate during the calendar quarter.

(4) The Commissioner of Revenue Services may, for reasonable cause shown, extend the time for filing the return.

(5) If any person required to make and file the tax return under this chapter fails to file the return within the time prescribed, the commissioner may assess and compute the tax upon the best information obtainable. To the tax imposed upon the basis of such return, there shall be added an amount equal to ten per cent of such tax or fifty dollars, whichever is greater. The tax shall bear interest at the rate of one per cent per month or fraction thereof **[,]** from the due date of such tax until the date of payment.

(6) The commissioner shall provide notice of any (A) deficiency assessment with respect to the payment of any tax under this chapter, (B) assessment with respect to any failure to make and file a return under this chapter by a person required to file, and (C) tax return or other document, including any amended tax return under section 12-398 that is required to be filed under this chapter to the court of probate for the district within which the commissioner contends that the decedent resided at the date of his <u>or her</u> death or, if the decedent died a nonresident of this state, to the court of probate for the district within which the commissioner contends that real estate or tangible personal property of the decedent is situated.

(c) No person shall be subject to a penalty under both subsections (a) and (b) of this section in relation to the same tax period.

Sec. 15. Deleted.

Sec. 16. Deleted.

Sec. 17. Deleted.

Sec. 18. Deleted.

Sec. 19. Deleted.

Sec. 20. Deleted.

Sec. 21. Deleted.

Sec. 22. Deleted.

Sec. 23. Deleted.

Sec. 24. Subsection (a) of section 46a-68 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) Each state agency, department, board and commission with twenty-five, or more, full-time employees shall develop and implement, in cooperation with the Commission on Human Rights and Opportunities, an affirmative action plan that commits the agency, department, board or commission to a program of affirmative action in all aspects of personnel and administration. Such plan shall be developed pursuant to regulations adopted by the Commission on Human Rights and Opportunities in accordance with chapter 54 to ensure that affirmative action is undertaken as required by state and federal law to provide equal employment opportunities and to comply with all responsibilities under the provisions of sections 4-61u to 4-61w, inclusive, sections 46a-54 to 46a-64, inclusive, section 46a-64c and sections 46a-70 to 46a-78, inclusive. The executive head of each such agency, department, board or commission shall be directly responsible for the development, filing and implementation of such affirmative

action plan. The Metropolitan District of Hartford County shall be deemed to be a state agency for purposes of this section and sections 4a-60, 4a-60a and 4a-60g.

Sec. 25. (NEW) (*Effective July 1, 2013*) (a) For purposes of this section, "Project Longevity Initiative" means a comprehensive community-based initiative that is designed to reduce gun violence in the state's cities and "secretary" means the Secretary of the Office of Policy and Management.

(b) Pursuant to the provisions of section 4-66a of the general statutes, the secretary shall (1) provide planning and management assistance to municipal officials in the city of New Haven in order to ensure the continued implementation of the Project Longevity Initiative in said city and the secretary may utilize state and federal funds as may be appropriated for such purpose; and (2) do all things necessary to apply for and accept federal funds allotted to or available to the state under any federal act or program which support the continued implementation of the Project Longevity Initiative in the city of New Haven.

(c) The secretary, or the secretary's designee, in consultation with the United States Attorney for the district of Connecticut, the Chief State's Attorney, the Commissioner of Correction, the executive director of the Court Support Services Division of the Judicial Branch, the mayors of the cities of Hartford and Bridgeport, and clergy members, nonprofit service providers and community leaders from the cities of Hartford and Bridgeport, shall implement the Project Longevity Initiative in the cities of Hartford and Bridgeport.

(d) Pursuant to the provisions of section 4-66a of the general statutes, the secretary shall (1) provide planning and management assistance to municipal officials in the cities of Hartford and Bridgeport in order to ensure implementation of the Project Longevity Initiative in said cities and the secretary may utilize state and federal

312 funds as may be appropriated for such purpose; and (2) do all things
313 necessary to apply for and accept federal funds allotted to or available
314 to the state under any federal act or program which will support
315 implementation of the Project Longevity Initiative in the cities of
316 Hartford and Bridgeport.

317 (e) The Secretary of the Office of Policy and Management may
318 accept and receive on behalf of the office, subject to the provisions of
319 section 4b-22 of the general statutes, any bequest, devise or grant made
320 to the Office of Policy and Management to further the objectives of the
321 Project Longevity Initiative and may hold and use such property for
322 the purpose specified, if any, in such bequest, devise or gift.

323 (f) The secretary in consultation with the federal and state officials
324 described in subsection (c) of this section shall create a plan for
325 implementation of the Project Longevity Initiative on a state-wide
326 basis.

327 Sec. 26. (NEW) (*Effective July 1, 2013*) (a) The Secretary of the State
328 shall establish and maintain the eRegulations System, which shall
329 consist of the regulations of Connecticut state agencies adopted by all
330 state agencies subsequent to October 27, 1970. The Commission on
331 Official Legal Publications shall, within available appropriations,
332 provide any assistance requested by the Secretary of the State in the
333 creation of the eRegulations System. On and after October 1, 2014, the
334 eRegulations System shall also include the official electronic
335 regulation-making record described in section 4-168b of the general
336 statutes, as amended by this act. On and after the date the Secretary of
337 the State certifies the eRegulations System as sufficient pursuant to this
338 section, the regulations of Connecticut state agencies maintained by
339 the Secretary on said system shall be the official version of the
340 regulations of Connecticut state agencies for all purposes, including all
341 legal and administrative proceedings. The eRegulations System shall
342 be easily accessible to and searchable by the public. The Secretary of
343 the State may specify the format in which state agencies shall submit

344 the final approved version of such regulations and all other documents
345 required pursuant to this section and sections 4-167, 4-168, 4-170 and 4-
346 172 of the general statutes, as amended by public act 12-92 and this act,
347 and all state agencies shall follow the instructions of the Secretary of
348 the State with respect to agency submissions to the Secretary. On and
349 after July 1, 2013, the Secretary of the State shall post on the
350 eRegulations System all effective regulations of Connecticut state
351 agencies as provided by the Commission on Official Legal
352 Publications. The Secretary of the State shall designate such posting as
353 an unofficial version of the regulations of Connecticut state agencies
354 until such time as the Secretary certifies in writing that the
355 eRegulations System is technologically sufficient to serve as the official
356 version of the regulations of Connecticut state agencies. Such
357 certification shall be made on or before October 1, 2014, and shall be
358 published on the Secretary's Internet web site and in the Connecticut
359 Law Journal. Until such time as the Secretary makes such certification:
360 (1) The Secretary, upon receipt of the certified electronic copy of an
361 approved regulation in accordance with section 4-172 of the general
362 statutes, as amended by this act, shall forward an electronic copy of
363 such regulation to the Commission on Official Legal Publications for
364 publication in accordance with this section, (2) the Commission on
365 Official Legal Publications shall continue to publish the regulations of
366 Connecticut state agencies, and (3) such published version shall be the
367 official version of said regulations.

368 (b) Each agency and quasi-public agency with regulatory authority
369 shall post a conspicuous web site link to the eRegulations System on
370 the agency's or quasi-public agency's Internet web site and shall, if
371 practicable, link to the specific provisions of the regulations of
372 Connecticut state agencies that concern the agency's or quasi-public
373 agency's particular programs.

374 (c) Not later than January 1, 2014, the Secretary of the State shall
375 develop and implement a plan to maintain a paper copy at the office of
376 the Secretary of the State of all of the regulations of Connecticut state

377 agencies posted on the eRegulations System.

378 Sec. 27. Section 4-167 of the general statutes, as amended by section
379 1 of public act 12-92, is repealed and the following is substituted in lieu
380 thereof (*Effective July 1, 2013, and applicable to regulations noticed on and*
381 *after said date*):

382 (a) In addition to other regulation-making requirements imposed by
383 law, each agency shall: (1) Adopt as a regulation a description of its
384 organization, stating the general course and method of its operations
385 and the methods whereby the public may obtain information or make
386 submissions or requests; (2) adopt as a regulation rules of practice
387 setting forth the nature and requirements of all formal and informal
388 procedures available provided such rules shall be in conformance with
389 the provisions of this chapter; and (3) make available for public
390 inspection, upon request, **[**paper**]** copies of all regulations and all other
391 written statements of policy or interpretations formulated, adopted or
392 used by the agency in the discharge of its functions, and all forms and
393 instructions used by the agency.

394 (b) No agency regulation is enforceable against any person or party,
395 nor may it be invoked by the agency for any purpose, until (1) it has
396 been made available for public inspection as provided in this section,
397 and (2) the regulation or a notice of the adoption of the regulation has
398 been published in the Connecticut Law Journal if noticed prior to July
399 1, 2013, or posted **[**online by the Secretary of the State**]** <u>on the</u>
400 <u>eRegulations System</u> pursuant to section **[**4-173**]** <u>4-172, as amended by</u>
401 <u>this act, and section 26 of this act,</u> if noticed on or after July 1, 2013.
402 This provision is not applicable in favor of any person or party who
403 has actual notice or knowledge thereof. The burden of proving the
404 notice or knowledge is on the agency.

405 Sec. 28. Section 4-168 of the general statutes, as amended by section
406 2 of public act 12-92, is repealed and the following is substituted in lieu
407 thereof (*Effective July 1, 2013, and applicable to regulations noticed on and*

408 *after said date*):

409 (a) Except as provided in subsections (f) and (g) of this section, an
410 agency, not less than thirty days prior to adopting a proposed
411 regulation, shall (1) give notice by **[**having the Secretary of the State
412 post**]** posting a notice of its intended action **[**online**]** on the
413 eRegulations System. The notice shall include (A) either a statement of
414 the terms or of the substance of the proposed regulation or a
415 description sufficiently detailed so as to apprise persons likely to be
416 affected of the issues and subjects involved in the proposed regulation,
417 (B) a statement of the purposes for which the regulation is proposed,
418 (C) a reference to the statutory authority for the proposed regulation,
419 (D) when, where and how interested persons may obtain a copy of the
420 small business impact and regulatory flexibility analyses required
421 pursuant to section 4-168a, and (E) when, where and how interested
422 persons may present their views on the proposed regulation; (2) give
423 notice electronically to each joint standing committee of the General
424 Assembly having cognizance of the subject matter of the proposed
425 regulation; (3) give notice electronically or provide a paper copy to all
426 persons who have made requests to the agency for advance notice of
427 its regulation-making proceedings. The agency may charge a
428 reasonable fee for such notice if not given electronically based on the
429 estimated cost of providing the service; (4) provide a paper copy or
430 electronic version of the proposed regulation to persons requesting it.
431 The agency may charge a reasonable fee for paper copies in accordance
432 with the provisions of section 1-212; and (5) prepare a fiscal note,
433 including an estimate of the cost or of the revenue impact (A) on the
434 state or any municipality of the state, and (B) on small businesses in
435 the state, including an estimate of the number of small businesses
436 subject to the proposed regulation and the projected costs, including
437 but not limited to, reporting, recordkeeping and administrative,
438 associated with compliance with the proposed regulation and, if
439 applicable, the regulatory flexibility analysis prepared under section 4-
440 168a. The governing body of any municipality, if requested, shall

provide the agency, within twenty working days, with any information that may be necessary for analysis in preparation of such fiscal note. Except as provided in subsections (f) and (g) of this section, any such agency shall also: Afford all interested persons reasonable opportunity to submit data, views or arguments, orally at a hearing if granted under this subsection or in writing, and to inspect and copy or view online and print the fiscal note prepared pursuant to subdivision (5) of this subsection; grant an opportunity to present oral argument if requested by fifteen persons, by a governmental subdivision or agency or by an association having not less than fifteen members, if notice of the request is received by the agency not later than fourteen days after the date of posting of the notice by the [Secretary of the State] agency on the eRegulations System; and consider fully all written and oral submissions respecting the proposed regulation and revise the fiscal note prepared in accordance with the provisions of subdivision (5) of this subsection to indicate any changes made in the proposed regulation. [Not later than five calendar days after such agency submits such notice and documents to the Secretary of the State, the Secretary] On and after October 1, 2014, each agency shall post [the notice and] all [accompanying] documents prepared by the agency pursuant to this subsection [online and] on the eRegulations System. Each agency shall electronically notify [all persons who have requested] and, if requested, provide a paper copy of such notice to any person who requests to be notified of any regulation-making proceedings. [Each agency shall also post the notice and all accompanying documents on its Internet web site.] No regulation shall be found invalid due to the failure of an agency to give notice to each committee of cognizance pursuant to subdivision (2) of this subsection, provided one such committee has been so notified.

(b) If an agency is required by a public act to adopt regulations, the agency, not later than five months after the effective date of the public act or by the time specified in the public act, shall post [online on its Internet web site] on the eRegulations System notice of its intent to

adopt regulations. [and submit to the office of the Secretary of the State for posting online pursuant to subsection (a) of this section such notice.] If the agency fails to post the notice within such five-month period or by the time specified in the public act, the agency shall submit an electronic statement of its reasons for failure to do so to the Governor, the joint standing committee having cognizance of the subject matter of the regulations and the standing legislative regulation review committee and on and after October 1, 2014, post such statement on the eRegulations System. The agency shall submit the required regulations to the standing legislative regulation review committee, as provided in subsection (b) of section 4-170, as amended by this act, not later than one hundred eighty days after posting the notice of its intent to adopt regulations, or electronically submit a statement of its reasons for failure to do so to the committee.

(c) An agency may begin the regulation-making process under this chapter before the effective date of the public act requiring or permitting the agency to adopt regulations, but no regulation may take effect before the effective date of such act.

(d) Upon reaching a decision on whether to proceed with the proposed regulation or to alter its text from that initially proposed, the agency, at least twenty days before submitting the proposed regulation to the standing legislative regulation review committee, shall (1) post on the [agency's Internet web site, (2) submit to the office of the Secretary of the State for posting online, and (3) either electronically mail or mail a paper copy] eRegulations System, and (2) send to all persons who have made submissions pursuant to subsection (a) of this section or who have made statements or oral arguments concerning the proposed regulation and who have requested notification, notice that it has decided to take action on the proposed regulation [and that it has posted on the agency's Internet web site] and has made available for copying and inspection pursuant to the Freedom of Information Act, as defined in section 1-200: (A) The final wording of the proposed regulation; (B) a statement of the principal reasons in support of its

intended action; and (C) a statement of the principal considerations in opposition to its intended action as urged in written or oral comments on the proposed regulation and its reasons for rejecting such considerations.

(e) Except as provided in subsection (f) of this section, no regulation may be adopted, amended or repealed by any agency until it is (1) approved by the Attorney General as to legal sufficiency, as provided in section 4-169, as amended by this act, (2) approved by the standing legislative regulation review committee, as provided in section 4-170, as amended by this act, and (3) posted **[**online**]** on the eRegulations System by the office of the Secretary of the State, as provided in section 4-172, as amended by this act, and section 26 of this act.

(f) (1) An agency may proceed to adopt an emergency regulation in accordance with this subsection without prior notice or hearing or upon any abbreviated notice and hearing that it finds practicable if (A) the agency finds that adoption of a regulation upon fewer than thirty days' notice is required (i) due to an imminent peril to the public health, safety or welfare or (ii) by the Commissioner of Energy and Environmental Protection in order to comply with the provisions of interstate fishery management plans adopted by the Atlantic States Marine Fisheries Commission or to meet unforeseen circumstances or emergencies affecting marine resources, (B) the agency states in writing its reasons for that finding, and (C) the Governor approves such finding in writing.

(2) The original of such emergency regulation and an electronic copy shall be submitted to the standing legislative regulation review committee in the form prescribed in subsection (b) of section 4-170, as amended by this act, together with a statement of the terms or substance of the intended action, the purpose of the action and a reference to the statutory authority under which the action is proposed, not later than ten days, excluding Saturdays, Sundays and holidays, prior to the proposed effective date of such regulation. The

539 committee may approve or disapprove the regulation, in whole or in
540 part, within such ten-day period at a regular meeting, if one is
541 scheduled, or may upon the call of either chairman or any five or more
542 members hold a special meeting for the purpose of approving or
543 disapproving the regulation, in whole or in part. Failure of the
544 committee to act on such regulation within such ten-day period shall
545 be deemed an approval. If the committee disapproves such regulation,
546 in whole or in part, it shall notify the agency of the reasons for its
547 action. An approved regulation, posted **[**online**]** on the eRegulations
548 System by the office of the Secretary of the State, may be effective for a
549 period of not longer than one hundred twenty days renewable once for
550 a period of not exceeding sixty days, provided notification of such
551 sixty-day renewal is posted **[**online**]** on the eRegulations System by the
552 office of the Secretary of the State and an electronic copy of such notice
553 is sent to the committee, but the adoption of an identical regulation in
554 accordance with the provisions of subsections (a), (b) and (d) of this
555 section is not precluded. The sixty-day renewal period may be
556 extended an additional sixty days for emergency regulations described
557 in subparagraph (A)(ii) of subdivision (1) of this subsection, provided
558 the Commissioner of Energy and Environmental Protection requests of
559 the standing legislative regulation review committee an extension of
560 the renewal period at the time such regulation is submitted or not less
561 than ten days before the first sixty-day renewal period expires and said
562 committee approves such extension. Failure of the committee to act on
563 such request within ten days shall be deemed an approval of the
564 extension.

565 (3) If the necessary steps to adopt a permanent regulation, including
566 the posting of notice of intent to adopt, preparation and submission of
567 a fiscal note in accordance with the provisions of subsection (b) of
568 section 4-170, as amended by this act, and approval by the Attorney
569 General and the standing legislative regulation review committee, are
570 not completed prior to the expiration date of an emergency regulation,
571 the emergency regulation shall cease to be effective on that date.

572 (g) If an agency finds (1) that technical amendments to an existing
573 regulation are necessary because of (A) the statutory transfer of
574 functions, powers or duties from the agency named in the existing
575 regulation to another agency, (B) a change in the name of the agency,
576 (C) the renumbering of the section of the general statutes containing
577 the statutory authority for the regulation, or (D) a correction in the
578 numbering of the regulation, and no substantive changes are
579 proposed, or (2) that the repeal of a regulation is necessary because the
580 section of the general statutes under which the regulation has been
581 adopted has been repealed and has not been transferred or reenacted,
582 it may elect to comply with the requirements of subsection (a) of this
583 section or may proceed without prior notice or hearing, provided the
584 agency has posted such amendments to or repeal of a regulation on **[**its
585 Internet web site**]** the eRegulations System. Any such amendments to
586 or repeal of a regulation shall be submitted in the form and manner
587 prescribed in subsection (b) of section 4-170, as amended by this act, to
588 the Attorney General, as provided in section 4-169, as amended by this
589 act, and to the standing legislative regulation review committee, as
590 provided in section 4-170, as amended by this act, for approval and
591 upon approval shall be submitted to the office of the Secretary of the
592 State for posting on the eRegulations System with, in the case of
593 renumbering of sections only, a correlated table of the former and new
594 section numbers.

595 (h) No regulation adopted after October 1, 1985, is valid unless
596 adopted in substantial compliance with this section. A proceeding to
597 contest any regulation on the ground of noncompliance with the
598 procedural requirements of this section shall be commenced within
599 two years from the effective date of the regulation.

600 Sec. 29. Section 4-168b of the general statutes, as amended by section
601 3 of public act 12-92, is repealed and the following is substituted in lieu
602 thereof (*Effective October 1, 2014, and applicable to regulations noticed on*
603 *and after said date*):

(a) Each agency shall [maintain] create an official electronic regulation-making record that shall be retained on the eRegulations System for the period required by law for each regulation [it proposes] proposed in accordance with the provisions of section 4-168, as amended by this act. The regulation-making record and materials incorporated by reference in the record shall be available for public inspection and copying. [and when required under any provision of this chapter, posted on the Internet web site of the agency.]

(b) The [agency] regulation-making record shall contain: (1) [Copies of all notices of the] The agency's notice of intent to adopt regulations; [submitted to the office of the Secretary of the State; (2) a copy of] (2) any written analysis prepared for the proceeding upon which the regulation is based, including the regulatory flexibility analyses required pursuant to section 4-168a; (3) all written petitions, requests, submissions, and comments received by the agency and considered by the agency in connection with the formulation, proposal or adoption of the regulation or the proceeding upon which the regulation is based; (4) the official transcript, if any, of proceedings upon which the regulation is based or, if not transcribed, any tape recording or stenographic record of such proceedings, and any memoranda prepared by any member or employee of the agency summarizing the contents of the proceedings; (5) [a copy of] all official documents relating to the regulation, including the regulation submitted to the office of the Secretary of the State in accordance with section 4-172, as amended by this act, a statement of the principal considerations in opposition to the agency's action, and the agency's reasons for rejecting such considerations, as required pursuant to section 4-168, as amended by this act, and the fiscal note prepared pursuant to subsection (a) of section 4-168, as amended by this act, and section 4-170, as amended by this act; (6) [a copy of] any petition for the regulation filed pursuant to section 4-174; and (7) [copies of] all comments or communications between the agency and the legislative regulation review committee. No audio recording of a hearing held pursuant to section 4-168, as

637 amended by this act, shall be posted on the eRegulations System
638 unless the Secretary of the State confirms that such posting will not
639 constitute a violation of any state or federal law regarding accessibility
640 for persons with disabilities. Any audio recording of a hearing held
641 pursuant to section 4-168, as amended by this act, that is not posted on
642 the eRegulations System shall be maintained by the agency and made
643 available to the public upon request.

644 (c) The agency regulation-making record need not constitute the
645 exclusive basis for agency action on that regulation or for judicial
646 review thereof.

647 Sec. 30. Section 4-169 of the general statutes is repealed and the
648 following is substituted in lieu thereof (*Effective July 1, 2014, and*
649 *applicable to regulations noticed on and after said date*):

650 No adoption, amendment or repeal of any regulation, except a
651 regulation issued pursuant to subsection (f) of section 4-168, as
652 amended by this act, shall be effective until the original of the
653 proposed regulation and any revision of a regulation to be resubmitted
654 to the standing legislative regulation review committee has been
655 submitted electronically to the Attorney General by the agency
656 proposing such regulation and approved by the Attorney General or
657 by some other person designated by the Attorney General for such
658 purpose. The review of such regulations by the Attorney General shall
659 be limited to a determination of the legal sufficiency of the proposed
660 regulation. If the Attorney General or the Attorney General's
661 designated representative fails to give notice to the agency of any legal
662 insufficiency within thirty days of the receipt of the proposed
663 regulation, the Attorney General shall be deemed to have approved
664 the proposed regulation for purposes of this section. The approval of
665 the Attorney General shall be **[**indicated on the original of the
666 proposed regulation which**]** provided to the agency electronically and
667 shall be submitted electronically by the agency to the standing
668 legislative regulation review committee. As used in this section "legal

669 sufficiency" means (1) the absence of conflict with any general statute
670 or regulation, federal law or regulation or the Constitution of this state
671 or of the United States, and (2) compliance with the notice and hearing
672 requirements of section 4-168, as amended by this act.

673 Sec. 31. Section 4-170 of the general statutes, as amended by sections
674 4 and 5 of public act 12-92, is repealed and the following is substituted
675 in lieu thereof (*Effective July 1, 2014, and applicable to regulations noticed*
676 *on and after said date*):

677 (a) There shall be a standing legislative committee to review all
678 regulations of the several state departments and agencies following the
679 proposal thereof, which shall consist of eight members of the House of
680 Representatives, four from each major party, to be appointed on the
681 first Wednesday after the first Monday in January in the odd-
682 numbered years, by the speaker of said House, and six members of the
683 Senate, three from each major party, to be appointed on or before said
684 dates by the president pro tempore of the Senate. The members shall
685 serve for the balance of the term for which they were elected.
686 Vacancies shall be filled by appointment by the authority making the
687 appointment. **[**The members of the committee shall elect from among
688 their members two cochairpersons, one of whom shall be a member of
689 the Senate and one of whom shall be a member of the House of
690 Representatives, and either of whom**]** There shall be two
691 cochairpersons, one of whom shall be a member of the Senate and one
692 of whom shall be a member of the House of Representatives, each
693 appointed by the applicable appointing authority, provided the
694 cochairpersons shall not be members of the same political party and
695 shall be from alternate parties in the respective houses in each
696 successive term. For purposes of this section, "appointing authority"
697 means the speaker or minority leader of the House of Representatives
698 and the president pro tempore or minority leader of the Senate, as
699 appropriate according to the respective house and party of the member
700 to be appointed. Each chairperson may call meetings of the committee
701 for the performance of its duties.

(b) (1) No adoption, amendment or repeal of any regulation, except a regulation issued pursuant to subsection (f) of section 4-168, as amended by this act, shall be effective until (A) the original and an electronic copy of the proposed regulation approved by the Attorney General, as provided in section 4-169, as amended by this act, and an electronic copy of the regulatory flexibility analyses as provided in section 4-168a [and an electronic copy thereof] are submitted to the standing legislative regulation review committee [at the designated office of the committee,] in a manner designated by the committee, by the agency proposing the regulation, (B) the regulation is approved by the committee, at a regular meeting or a special meeting called for the purpose, and (C) a certified electronic copy of the regulation [and an electronic copy are] is submitted to the office of the Secretary of the State by the agency, as provided in section 4-172, as amended by this act, and the regulation is posted [online] on the eRegulations System by the Secretary. (2) The date of submission for purposes of subsection (c) of this section shall be the first Tuesday of each month. Any regulation received by the committee on or before the first Tuesday of a month shall be deemed to have been submitted on the first Tuesday of that month. Any regulation submitted after the first Tuesday of a month shall be deemed to be submitted on the first Tuesday of the next succeeding month. (3) The form of proposed regulations which are submitted to the committee shall be as follows: New language added to an existing regulation shall be [in capital letters or underlining, as determined by the committee] underlined; language to be deleted shall be enclosed in brackets and a new regulation or new section of a regulation shall be preceded by the word "(NEW)" in capital letters. Each proposed regulation shall have a statement of its purpose following the final section of the regulation. (4) The committee may permit any proposed regulation, including, but not limited to, a proposed regulation which by reference incorporates in whole or in part, any other code, rule, regulation, standard or specification, to be submitted in summary form together with a statement of purpose for the proposed regulation. On and after October 1, 1994, if the committee

finds that a federal statute requires, as a condition of the state exercising regulatory authority, that a Connecticut regulation at all times must be identical to a federal statute or regulation, then the committee may approve a Connecticut regulation that by reference specifically incorporates future amendments to such federal statute or regulation provided the agency that proposed the Connecticut regulation shall submit for approval amendments to such Connecticut regulations to the committee not later than thirty days after the effective date of such amendment, and provided further the committee may hold a public hearing on such Connecticut amendments. (5) The agency shall **[**append**]** attach a copy of the fiscal note, prepared pursuant to subsection (a) of section 4-168, as amended by this act, to each copy of the proposed regulation. At the time of submission to the committee, the agency shall submit an electronic copy of the proposed regulation and the fiscal note to (A) the Office of Fiscal Analysis which, not later than seven days after receipt, shall submit an analysis of the fiscal note to the committee; and (B) each joint standing committee of the General Assembly having cognizance of the subject matter of the proposed regulation. No regulation shall be found invalid due to the failure of an agency to submit **[**a**]** an electronic copy of the proposed regulation and the fiscal note to each committee of cognizance, provided such regulation and fiscal note **[**has**]** have been electronically submitted to one such committee.

(c) The committee shall review all proposed regulations and, in its discretion, may hold public hearings thereon, and may approve, disapprove or reject without prejudice, in whole or in part, any such regulation. If the committee fails to so approve, disapprove or reject without prejudice a proposed regulation, within sixty-five days after the date of submission as provided in subsection (b) of this section, the committee shall be deemed to have approved the proposed regulation for purposes of this section.

(d) If the committee disapproves a proposed regulation in whole or in part, it shall give notice of the disapproval and the reasons for the

disapproval to the agency, and no agency shall thereafter issue any regulation or directive or take other action to implement such disapproved regulation or part thereof, as the case may be, except that the agency may adopt a substantively new regulation in accordance with the provisions of this chapter, provided the General Assembly may reverse such disapproval under the provisions of section 4-171. If the committee disapproves any regulation proposed for the purpose of implementing a federally subsidized or assisted program, the General Assembly shall be required to either sustain or reverse the disapproval.

(e) If the committee rejects a proposed regulation without prejudice, in whole or in part, it shall notify the agency of the reasons for the rejection and the agency shall resubmit the regulation in revised form, if the adoption of such regulation is required by the general statutes or any public or special act, not later than the first Tuesday of the second month following such rejection without prejudice and may so resubmit any other regulation, in the same manner as provided in this section for the initial submission with a summary of revisions identified by paragraph. The committee shall review and take action on such revised regulation no later than thirty-five days after the date of submission, as provided in subsection (b) of this section. Posting of the notice **[**online**]** <u>on the eRegulations System</u> pursuant to the provisions of section 4-168<u>, as amended by this act,</u> shall not be required in the case of such resubmission.

(f) If an agency fails to submit any regulation approved in whole or in part by the standing legislative regulation review committee to the office of the Secretary of the State as provided in section 4-172, <u>as amended by this act,</u> not later than fourteen days after the date of approval, the agency shall notify the committee, not later than five days after such fourteen-day period, of its reasons for failing to submit such regulation. If any agency fails to comply with the time limits established under subsection (b) of section 4-168<u>, as amended by this act,</u> or under subsection (e) of this section, the administrative head of

such agency shall submit to the committee a written explanation of the reasons for such noncompliance. The committee, upon the affirmative vote of two-thirds of its members, may grant an extension of the time limits established under subsection (b) of section 4-168, as amended by this act, and under subsection (e) of this section. If no such extension is granted, the administrative head of the agency shall personally appear before the standing legislative regulation review committee, at a time prescribed by the committee, to explain such failure to comply. After any such appearance, the committee may, upon the affirmative vote of two-thirds of its members, report such noncompliance to the Governor. Within fourteen days thereafter the Governor shall report to the committee concerning the action the Governor has taken to ensure compliance with the provisions of section 4-168, as amended by this act, and with the provisions of this section.

Sec. 32. Section 4-172 of the general statutes, as amended by section 6 of public act 12-92, is repealed and the following is substituted in lieu thereof (*Effective October 1, 2014, and applicable to regulations noticed on and after said date*):

(a) After approval of a regulation as required by sections 4-169, as amended by this act, and 4-170, as amended by this act, or after reversal of a decision of the standing legislative regulation review committee by the General Assembly pursuant to section 4-171, each agency shall submit to the office of the Secretary of the State a certified **[**copy and an**]** electronic copy of such regulation. **[**The**]** Concomitantly, the agency shall electronically file with **[**such**]** the electronic copy of the regulation a statement from the department head of such agency certifying that **[**such**]** the electronic copy of the regulation is a true and accurate copy of the regulation approved in accordance with sections 4-169, as amended by this act, and 4-170, as amended by this act. Each regulation when so electronically submitted shall be in the form **[**intended**]** prescribed by the Secretary of the State for posting **[**online**]** on the eRegulations System, and each section of the regulation shall include the appropriate regulation section number and a section

heading. The Secretary of the State shall, not later than five calendar days after the electronic submission by the agency, post each such regulation [online] on the eRegulations System.

(b) Each regulation hereafter adopted is effective upon its posting [online] on the eRegulations System by the Secretary of the State in accordance with this section, except that: (1) If a later date is required by statute or specified in the regulation, the later date is the effective date; (2) a regulation may not be effective before the effective date of the public act requiring or permitting the regulation; and (3) subject to applicable constitutional or statutory provisions, an emergency regulation becomes effective immediately upon electronic submission to the Secretary of the State, or at a stated date less than twenty days thereafter, if the agency finds that this effective date is necessary because of imminent peril to the public health, safety, or welfare. The agency's finding and a brief statement of the reasons therefor shall be submitted with the regulation. The agency shall take appropriate measures to make emergency regulations known to the persons who may be affected by them including, but not limited to, by posting such emergency regulations on the [agency's Internet web site] eRegulations System.

Sec. 33. Section 4-173 of the general statutes, as amended by section 7 of public act 12-92, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

[(a) The Secretary of the State shall post online a compilation of all effective regulations adopted by all state agencies subsequent to October 27, 1970, in a manner that is easily accessible to and searchable by the public.] The Secretary of the State may omit from [such compilation] the eRegulations System (1) any regulation that is incorporated by reference into a Connecticut regulation and published by or otherwise available in printed or electronic form from a federal agency or a government agency of another state, and (2) any regulation that is incorporated by reference into a Connecticut regulation and to

867 which a third party holds the intellectual property rights, until such
868 time as the Secretary of the Office of Policy and Management obtains a
869 licensing agreement in accordance with section 4-67q. **[**If**]** On and after
870 October 1, 2014, if the Secretary of the State omits a regulation from the
871 **[**compilation**]** eRegulations System, the Secretary shall **[**publish**]** post
872 in the **[**compilation**]** system a notice identifying the omitted regulation,
873 stating the general subject matter of the regulation and stating an
874 address, telephone number, web site link, if applicable, and any other
875 information needed to obtain a copy of the regulation. The Secretary of
876 the State shall also provide a web site link, if applicable, to any
877 regulation that is incorporated by reference into a Connecticut
878 regulation. Such information shall be kept current and updated not
879 less than quarterly.

880 **[**(b) All regulations posted online pursuant to subsection (a) of this
881 section shall be accessible to the public and shall be the official version
882 of the regulations of Connecticut state agencies for all purposes,
883 including all legal and administrative proceedings. The Secretary of
884 the State may adopt regulations, in accordance with the provisions of
885 this chapter, specifying the format in which state agencies shall submit
886 the final approved version of such regulations and all other documents
887 required pursuant to this section and sections 4-167, 4-168, 4-170 and 4-
888 172.**]**

889 Sec. 34. Section 17b-10 of the general statutes, as amended by section
890 9 of public act 12-92, is repealed and the following is substituted in lieu
891 thereof (*Effective October 1, 2014, and applicable to regulations noticed on*
892 *and after said date*):

893 (a) The Department of Social Services shall prepare and routinely
894 update state medical services and public assistance manuals. The
895 pages of such manuals shall be consecutively numbered and indexed,
896 containing all departmental policy regulations and substantive
897 procedure, written in clear and concise language. Said manuals shall
898 be published by the department **[**, posted on the Internet web site of

the department and distributed so that they are available to (1) all regional and subregional offices of the Department of Social Services; (2) each town hall in the state; (3) all legal assistance programs in the state; and (4) any interested member of the public who requests a copy] and, on or before October 1, 2014, be posted on the eRegulations System. Any updates of said manuals subsequent to October 1, 2014, shall be posted on the eRegulations System. All policy manuals of the department, as they exist on May 23, 1984, including the supporting bulletins but not including statements concerning only the internal management of the department and not affecting private rights or procedures available to the public, shall be construed to have been adopted as regulations in accordance with the provisions of chapter 54. After May 23, 1984, any policy issued by the department, except a policy necessary to conform to a requirement of a federal or joint federal and state program administered by the department, including, but not limited to, the state supplement program to the Supplemental Security Income Program, shall be adopted as a regulation in accordance with the provisions of chapter 54.

(b) The department shall adopt as a regulation in accordance with the provisions of chapter 54, any new policy necessary to conform to a requirement of an approved federal waiver application initiated in accordance with section 17b-8 and any new policy necessary to conform to a requirement of a federal or joint state and federal program administered by the department, including, but not limited to, the state supplement program to the Supplemental Security Income Program, but the department may operate under such policy while it is in the process of adopting the policy as a regulation, provided the [Department of Social Services] department posts such policy on [its Internet web site, submits such policy electronically to the Secretary of the State for posting online prior to adopting the policy and prints notice of intent to adopt the regulation in the Connecticut Law Journal not later than twenty days after adopting the policy] the eRegulations System prior to adopting the policy. Such policy shall be valid until the

932 time final regulations are effective.

933 (c) On and after July 1, 2004, the department shall submit proposed
934 regulations that are required by subsection (b) of this section to the
935 standing legislative regulation review committee, as provided in
936 subsection (b) of section 4-170, as amended by this act, not later than
937 one hundred eighty days after [publication] posting of the notice of its
938 intent to adopt regulations on the eRegulations System. The
939 department shall include with the proposed regulation a statement
940 identifying (1) the date on which the proposed regulation became
941 effective as a policy as provided in subsection (b) of this section, and
942 (2) any provisions of the proposed regulation that are no longer in
943 effect on the date of the submittal of the proposed regulation, together
944 with a list of all policies that the department has operated under, as
945 provided in subsection (b) of this section, that superseded any
946 provision of the proposed regulation.

947 (d) In lieu of submitting proposed regulations by the date specified
948 in subsection (c) of this section, the department may electronically
949 submit to the legislative regulation review committee a notice not later
950 than thirty-five days before such date that the department will not be
951 able to submit the proposed regulations on or before such date and
952 shall include in such notice (1) the reasons why the department will
953 not submit the proposed regulations by such date, and (2) the date by
954 which the department will submit the proposed regulations. The
955 legislative regulation review committee may require the department to
956 appear before the committee at a time prescribed by the committee to
957 further explain such reasons and to respond to any questions by the
958 committee about the policy. The legislative regulation review
959 committee may request the joint standing committee of the General
960 Assembly having cognizance of matters relating to human services to
961 review the department's policy, the department's reasons for not
962 submitting the proposed regulations by the date specified in
963 subsection (c) of this section and the date by which the department will
964 submit the proposed regulations. Said joint standing committee may

review the policy, such reasons and such date, may schedule a hearing thereon and may make a recommendation to the legislative regulation review committee.

(e) If amendments to an existing regulation are necessary solely to conform the regulation to amendments to the general statutes, and if the amendments to the regulation do not entail any discretion by the department, the department may elect to comply with the requirements of subsection (a) of section 4-168, as amended by this act, or may proceed without prior notice or hearing, provided the department has posted such amendments on **[**its Internet web site**]** the eRegulations System. Any such amendments to a regulation shall be submitted in the form and manner prescribed in subsection (b) of section 4-170, as amended by this act, to the Attorney General, as provided in section 4-169, as amended by this act, and to the committee, as provided in section 4-170, as amended by this act, for approval and upon approval shall be submitted to the office of the Secretary of the State for posting **[**online**]** on the eRegulations System in accordance with section 4-172, as amended by this act.

Sec. 35. Section 17b-423 of the general statutes, as amended by section 10 of public act 12-92, is repealed and the following is substituted in lieu thereof (*Effective October 1, 2014, and applicable to regulations noticed on and after said date*):

[(a) The Department of Social Services shall prepare and routinely update a community services policy manual. The pages of such manual shall be consecutively numbered and indexed, containing all departmental policy regulations and substantive procedure. Such manual shall be published by the department, posted on the Internet web site of the department and distributed so that it is available to all district, subdistrict and field offices of the Department of Social Services. The Department of Social Services shall adopt such policy manual in regulation form in accordance with the provisions of chapter 54.**]** The Department on Aging shall adopt regulations, in

accordance with the provisions of chapter 54, to carry out the purposes, programs and services authorized pursuant to the Older Americans Act of 1965, as amended from time to time. The department may operate under any new policy necessary to conform to a requirement of a federal or joint state and federal program [. The department may operate under any new policy] while it is in the process of adopting the policy in regulation form, provided the [Department of Social Services] department posts such policy on [its Internet web site and submits such policy electronically to the Secretary of the State for posting online prior to adopting the policy and prints notice of intent to adopt the regulations in the Connecticut Law Journal] the eRegulations System not later than twenty days after adopting the policy. Such policy shall be valid until the time final regulations are effective.

[(b) The Department of Social Services shall write the community services policy manual using plain language as described in section 42-152. The manual shall include an index for frequent referencing and a separate section or manual which specifies procedures to follow to clarify policy.]

Sec. 36. (NEW) (*Effective July 1, 2013*) The Department of Social Services shall make technical and structural changes to the Uniform Policy Manual to conform to the numbering system, organization, form and style of the regulations of Connecticut state agencies. Notwithstanding the provisions of chapter 54 of the general statutes, the department may make such changes without complying with the provisions of said chapter concerning regulation-making proceedings. The department shall submit such changes to the standing legislative regulations review committee for review in accordance with this section. Any review of such changes by said committee shall be limited to confirming that such changes are technical and structural in nature in accordance with this section. If the committee does not act in response to the department's submission not later than forty-five days after such submission, such changes shall be deemed approved. Upon

approval, the department shall transmit a certified electronic copy of such changes to the Secretary of the State for the Secretary to post on the eRegulations System. At the time that the Secretary posts such changes on the eRegulations System, the corresponding sections of the Uniform Policy Manual shall be deemed superseded.

Sec. 37. Section 22a-471 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) (1) If the **[**commissioner**]** Commissioner of Energy and Environmental Protection determines that pollution of the groundwaters has occurred or can reasonably be expected to occur and the Commissioner of Public Health determines that the extent of pollution creates or can reasonably be expected to create an unacceptable risk of injury to the health or safety of persons using such groundwaters as a public or private source of water for drinking or other personal or domestic uses, the Commissioner of Energy and Environmental Protection **[**shall, within available appropriations, arrange for the short-term provision of potable drinking water to those residential buildings and elementary and secondary schools affected by such pollution until either he issues an order pursuant to this section requiring the provision of such short-term supply and the recipient complies with such order or a long-term supply of potable drinking water has been provided, whichever is earlier. In determining if pollution creates an unacceptable risk of injury, the Commissioner of Public Health shall balance all relevant and substantive facts and inferences and shall not be limited to a consideration of available statistical analysis but shall consider all of the evidence presented and any factor related to human health risks. The commissioner**]** may issue an order to the person or municipality responsible for such pollution requiring that potable drinking water be provided to all persons affected by such pollution. In determining if pollution creates an unacceptable risk of injury, the Commissioner of Public Health shall balance all relevant and substantive facts and inferences and shall not be limited to a consideration of available statistical analysis but shall

consider all of the evidence presented and any factor related to human health risks. If the [commissioner] Commissioner of Energy and Environmental Protection finds that more than one person or municipality is responsible for such pollution, [he] the commissioner shall attempt to apportion responsibility if [he] the commissioner determines that apportionment is appropriate. If [he] the commissioner does not apportion responsibility, all persons and municipalities responsible for the pollution of the groundwaters shall be jointly and severally responsible for the providing of potable drinking water to persons affected by such pollution. If the commissioner determines that the state or an agency or department of the state is responsible in whole or in part for the pollution of the groundwaters, such agency or department shall prepare or arrange for the preparation of an engineering report and shall provide or arrange for the provision of a long-term potable drinking water supply. If the commissioner is unable to determine the person or municipality responsible or if [he] the commissioner determines that the responsible persons have no assets other than land, buildings, business machinery or livestock and are unable to secure a loan at a reasonable rate of interest to provide potable drinking water, [he] the commissioner may prepare or arrange for the preparation of an engineering report and provide or arrange for the provision of a long-term potable drinking water supply or [he] the commissioner may issue an order to the municipality wherein groundwaters unusable for potable drinking water are located requiring that short-term provision of potable drinking water be made to those existing residential buildings and elementary and secondary schools affected by such pollution and that long-term provision of potable drinking water be made to all persons affected by such pollution. For purposes of this section, "residential building" means any house, apartment, trailer, mobile manufactured home or other structure occupied by individuals as a dwelling, except a non-owner-occupied hotel or motel or a correctional institution.

(2) Any order issued pursuant to this section may require the

provision of potable drinking water in such quantities as the commissioner determines are necessary for drinking and other personal and domestic uses and may require the maintenance and monitoring of potable water supply facilities for any period which the commissioner determines is necessary. In making such determinations, the commissioner shall consider the short-term and long-term needs for potable drinking water and the health and safety of those persons whose water supply is unusable. Any order may require the submission of an engineering report which shall be subject to the approval of the commissioner and the Commissioner of Public Health and include, but not be limited to, a description in detail of the problem, area and population affected by pollution of the groundwaters; the expected duration of and extent of the pollution; alternate solutions including relative cost of construction or installation, operation and maintenance; design criteria on all alternate solutions; and any other information which the commissioner deems necessary. Upon review of such report, the commissioner and the Commissioner of Public Health shall consider the nature of the pollution, the expected duration and extent of the pollution, the health and safety of the persons affected, the initial and ongoing cost-effectiveness and reliability of each alternative and any other factors which they deem relevant, and shall approve a system or method to provide potable drinking water pursuant to the order. Each order shall include a time schedule for the accomplishment of the steps leading to the provision of potable drinking water. Notwithstanding the fact that a responsible party has been or may be identified or a request for a hearing on or a pending appeal from an order issued pursuant to this section, when pollution of the groundwaters has occurred or may reasonably be expected to occur, the commissioner may prepare or arrange for the preparation of an engineering report as described in this subdivision and may provide or arrange for the provision of a long-term potable drinking water supply. In any case where the state or an agency or department of the state is responsible in whole or in part for the pollution of the groundwaters, such agency or department

1130 shall prepare or arrange for the preparation of an engineering report
1131 and shall provide or arrange for the provision of a long-term potable
1132 drinking water supply, and if the state is not the sole responsible party,
1133 the commissioner shall seek reimbursement under subdivision (4) of
1134 subsection (b) of this section for the costs of such report and for the
1135 provision of potable water. The cost of the report and of the provision
1136 of a long-term potable drinking water supply, as funds allow, shall be
1137 paid from the proceeds of any bonds authorized for the provision of
1138 potable drinking water.

1139 (3) The provisions of this section shall not affect the rights of any
1140 municipality to institute suit to recover all damages, expenses and
1141 costs incurred by the municipality from any responsible party,
1142 including, but not limited to, the costs specified in subparagraph (B)(i)
1143 and (ii) of subdivision (4) of subsection (b) of this section and, in the
1144 case of any municipality which is not responsible for the pollution of
1145 the groundwaters, the additional amounts specified in subparagraph
1146 (B)(iii) and (iv) of subdivision (4) of subsection (b) of this section.

1147 (4) No provision of this section shall limit the liability of any person
1148 who or municipality which renders the groundwaters unusable for
1149 potable drinking water from a suit for damages by a person who or
1150 municipality which relied on said groundwaters for potable drinking
1151 water prior to the determination by the commissioner that the
1152 groundwaters are polluted.

1153 (5) The commissioner may issue any order pursuant to this section if
1154 the pollution of the groundwaters occurred before or after July 1, 1982.

1155 (6) The commissioner may at any time require further action by any
1156 person to whom or municipality to which an order is issued pursuant
1157 to this section if **[**he**]** <u>the commissioner</u> determines that such action is
1158 necessary to protect the health and safety of those persons whose
1159 water supply was rendered unusable.

1160 (b) (1) (A) Any municipality not responsible for the pollution of the

1161 groundwaters which is ordered to provide potable drinking water in
1162 accordance with subsection (a) of this section may apply to the
1163 commissioner for a grant as provided by this subsection. Except as
1164 provided in subparagraph (C) of subdivision (1) of this subsection and
1165 in subdivision (2) of this subsection, the commissioner shall make
1166 grants for the short-term provision of potable drinking water and the
1167 construction or installation of individual wells or individual water
1168 treatment systems, including, but not limited to, carbon absorption
1169 filters and shall make grants for other capital improvements for the
1170 long-term provision of potable drinking water from any bond
1171 authorization established for that purpose.

1172 (B) The amount distributed to a municipality shall, as funds allow,
1173 equal one hundred per cent of the cost of short-term provision of
1174 potable drinking water, one hundred per cent of the cost of the
1175 engineering report required by this section, one hundred per cent of
1176 the cost of capital improvements for the most cost-effective long-term
1177 method of providing potable drinking water as determined by the
1178 commissioner and the Commissioner of Public Health upon
1179 consideration of such engineering report, and one hundred per cent of
1180 the cost during the first five years of installation of monitoring and
1181 maintaining individual water treatment systems and monitoring
1182 drinking water wells located in an area where the commissioner
1183 determines that pollution of the groundwater is reasonably likely to
1184 occur. No state funds shall be distributed to a municipality for the cost
1185 of operating or maintaining any potable water supply facilities other
1186 than as specified in this subsection.

1187 (C) Notwithstanding any provision of this subsection to the
1188 contrary, the commissioner may advance to a municipality, from the
1189 proceeds of any bonds authorized for the provision of potable drinking
1190 water, any percentage of the cost of short-term and long-term
1191 provision of potable drinking water which he deems necessary.

1192 (2) (A) If the commissioner is unable to determine the person or

municipality responsible for rendering the groundwaters unusable for potable drinking water or if [he] the commissioner determines that the responsible persons have no assets other than land, buildings, business machinery or livestock and are unable to secure a loan at a reasonable rate of interest to provide potable drinking water, a water company which has less than ten thousand customers and which owns, maintains, operates, manages, controls or employs a water supply well which is rendered unusable for potable drinking water, may apply to the commissioner for a grant from funds established pursuant to section 22a-451 or from the proceeds of any bonds authorized for the provision of potable drinking water. If, upon review of the engineering report required by this subsection to be submitted with an application for such a grant, the commissioner determines that a grant to a water company from available appropriations or from the proceeds of any bonds authorized for the provision of potable drinking water is appropriate, [he] the commissioner may make such a grant in accordance with regulations adopted by [him] the commissioner pursuant to subsection (e) of this section.

(B) The total amount distributed to a water company pursuant to this subsection shall, as funds allow, equal fifty per cent of the cost of the engineering report required by this subsection and fifty per cent of the cost of the most cost-effective long-term method of rendering the water supply in question usable for potable drinking water, as determined by the commissioner and the Commissioner of Public Health upon consideration of the required engineering report.

(C) For purposes of this section, "water company" and "customer" shall have the same meaning as specified in section 25-32a.

(D) Any water company applying for a grant pursuant to this section shall prepare or have prepared an engineering report which shall be subject to the approval of the commissioner and the Commissioner of Public Health and include, but not be limited to, a description in detail of the problem, area and population affected by

1225 pollution of the groundwaters; alternate solutions including relative
1226 cost of construction or installation, operation and maintenance; design
1227 criteria on all alternate solutions and any other information the
1228 commissioner deems necessary.

1229 (3) (A) If a municipality or water company receives funding from a
1230 private source, a federal grant or another state grant for any cost for
1231 which a grant may be awarded pursuant to this section, the grant
1232 under this section shall equal the specified percentage of the costs
1233 specified in this subsection minus the amount of the other funding.

1234 (B) If a municipality or water company receives a grant under this
1235 section and is compensated by a person who or municipality which is
1236 responsible for rendering the groundwaters unusable for potable
1237 drinking water, the municipality or water company shall reimburse
1238 the account from which the funds were made available for the grant as
1239 follows: If the compensation from the responsible party equals or
1240 exceeds the costs toward which the grant was to be applied, the
1241 municipality or water company shall reimburse the total amount of the
1242 grant; if the compensation is less than the cost toward which the grant
1243 was to be applied, the municipality or water company shall reimburse
1244 a percentage of the compensation equal to the percentage of such costs
1245 paid by the grant.

1246 (4) (A) Notwithstanding any request for a hearing or a pending
1247 appeal therefrom, if a person or municipality responsible for pollution
1248 of the groundwaters fails to comply with an order of the commissioner
1249 issued pursuant to this section, the municipality wherein such
1250 pollution is located may, after giving written notice of its intent to the
1251 commissioner and the responsible person or municipality, undertake
1252 the actions required by the order and seek reimbursement for the cost
1253 of such actions from the responsible person or municipality. If at any
1254 time after receipt of such a notice, the responsible party intends to
1255 comply with a step of the order which the municipality has not yet
1256 completed, the responsible party may do so with the written approval

of the commissioner and municipality, provided the actions which the responsible party takes are consistent with those taken by the municipality.

(B) The commissioner may order any person or municipality responsible for pollution of the groundwaters to reimburse the state, a water company, and any municipality which is not responsible for pollution but received an order pursuant to this section or which did not receive such an order but voluntarily provided potable drinking water, for (i) the expenses each incurred in providing potable drinking water to any person affected by such pollution, provided the required reimbursement for such expenses shall not exceed the actual cost of short-term provision of potable drinking water and an amount equal to the reasonable cost of planning and implementing the most cost-effective long-term method of providing potable drinking water as determined by the commissioner and the Commissioner of Public Health; (ii) costs for recovering such reimbursement; (iii) interest on the expenses specified in (i) at a rate of ten per cent a year from the date such expenses were paid; and (iv) reasonable attorney's fees. The commissioner may request the Attorney General to bring a civil action to recover any costs or expenses incurred by the commissioner pursuant to this subsection provided no such action may be brought later than ten years after the date of discovery of the pollution of public or private sources of water for drinking or other personal or domestic use.

(C) If a municipality fails to recover all expenses specified in subparagraph (B)(i) of subdivision (4) of this subsection from the responsible party, the municipality may apply to the commissioner for a grant in accordance with this subsection, provided the total amount of funds received from the commissioner and the responsible party shall not exceed the amounts specified in subparagraph (B) of subdivision (1) of subsection (b) of this section.

(5) For purposes of this section except subdivision (3) of subsection

1289 (a) and subparagraph (B)(ii) of subdivision (4) of this subsection, "cost"
1290 includes only those costs which the commissioner determines are
1291 necessary and reasonable, including, but not limited to, the cost of
1292 plans and specifications, construction or installation and supervision
1293 thereof.

1294 (6) If any grant application is pending on June 7, 1994, and is
1295 approved by the commissioner, the percentage of costs to be paid by
1296 the grant shall be determined in accordance with this section. Any
1297 order pending on May 31, 1985, shall be construed in accordance with
1298 this section.

1299 (7) Any person who or municipality which provides potable
1300 drinking water pursuant to this section may, with the approval of the
1301 commissioner, construct or install facilities beyond the areas included
1302 in the order or facilities which are more costly than those which are
1303 determined to be most cost-effective, provided any request for a grant
1304 or reimbursement shall be limited to the amounts specified in this
1305 section.

1306 (c) Any order issued under the provisions of this section shall be
1307 subject to the rights of any aggrieved person or municipality to a
1308 hearing before the commissioner as provided in section 22a-436, and
1309 appeal from the final determination of the commissioner to the
1310 Superior Court as provided in section 22a-437. The request for a
1311 hearing or pending appeal therefrom shall not constitute a condition
1312 which shall stay the commissioner from requesting that an injunction
1313 under the provisions of section 22a-6 or 22a-435, or a civil action to
1314 recover a forfeiture under the provisions of section 22a-438, be initiated
1315 by the Attorney General. The court shall issue an injunction requiring
1316 the recipient of the order to take the steps required by the order for
1317 short-term and long-term provision of potable drinking water unless
1318 such court determines that the issuance of the order was arbitrary.
1319 Notwithstanding any provision of the general statutes, a court shall
1320 not grant a stay from any order issued pursuant to this section on the

grounds that an administrative appeal is pending. If it is thereafter determined by the Superior Court as the result of an appeal under the provisions of section 22a-437 that the commissioner acted arbitrarily, unreasonably or contrary to law in requiring a person or municipality to comply with an order the commissioner shall reimburse the person or municipality for the total costs which have been incurred from the funds established under section 22a-446.

(d) The commissioner shall not issue an order to any person pursuant to this section if the sole basis for the order is that such person is the owner of the land from which the source of pollution or potential source of pollution emanates.

(e) The commissioner may, in accordance with chapter 54, adopt such regulations as **[**he**]** <u>the commissioner</u> deems necessary to carry out the provisions of this section, and shall adopt regulations for the provision of grants pursuant to this section which shall include criteria for eligibility for funds.

(f) (1) Notwithstanding the provisions of subsection (a) of this section, if the commissioner determines that a person whose actions have caused or can reasonably be expected to cause pollution of the groundwaters by the application of a pesticide (A) has properly applied the pesticide or arranged for a pesticide application which was properly performed, (B) was engaged in agriculture at the time the pesticide was applied and used the pesticide solely in the production of agricultural commodities, (C) has agreed to implement the plans specified in subdivision (2) of this subsection, and (D) maintained the records of the application of the pesticide as required by section 22a-58 and the records and plan identified in section 22a-471a, the commissioner shall not issue an order under subsection (a) of this section to the person engaged in agriculture, but may issue an order under said subsection (a) to another responsible person, including, but not limited to, the producer of the pesticide, requiring the short-term and long-term provision of potable drinking water in accordance with

1353 said subsection (a). The commissioner shall not issue an order under
1354 said subsection (a) to a person engaged in agriculture who did not
1355 maintain the records identified under section 22a-471a if said
1356 commissioner finds such records are not relevant to a determination of
1357 the party responsible for pollution of the groundwaters. If the
1358 commissioner is unable to determine the responsible person, **[**he**]** the
1359 commissioner may issue such order to the municipality wherein
1360 groundwaters unusable for potable drinking water are located.

1361 (2) If the commissioner determines that a person engaged in
1362 agriculture has caused or can reasonably be expected to cause
1363 pollution of the groundwaters by pesticides, **[**he**]** the commissioner
1364 may cause such person to submit to the commissioner and, upon
1365 approval by the commissioner, implement a plan to minimize the
1366 potential for groundwater contamination from the storage, handling
1367 and disposal of pesticides at the locations where such person engaged
1368 in agriculture.

1369 (3) For the purposes of this subsection, a pesticide is properly
1370 applied if at the time of the application the pesticide was licensed by or
1371 registered with the state and federal government and was applied in a
1372 manner consistent with (A) the labeling of the pesticide, as defined in
1373 section 22a-47, (B) applicable state and federal statutes and regulations
1374 at the time of the application, (C) any approvals or recommendations
1375 of the federal, state or local government, including any limitations,
1376 warnings or conditions of such approvals or recommendations, and
1377 (D) generally accepted agricultural management practices at the time
1378 of application, considering any special geological, hydrological or soil
1379 conditions of which the farmer was aware or reasonably should have
1380 been aware.

1381 (4) Any municipality which receives an order pursuant to
1382 subdivision (1) of this subsection shall be eligible for a grant from the
1383 state in accordance with subparagraph (1) of subsection (b) of this
1384 section.

1385 (5) The provisions of this subsection shall apply to pollution of the
1386 groundwaters by pesticides discovered on or after May 26, 1988. All
1387 orders issued pursuant to this section by the commissioner prior to
1388 May 26, 1988, shall remain in effect unless the orders are otherwise
1389 revoked, amended or modified by said commissioner.

1390 (6) Nothing in this subsection, section 22a-471a or section 22a-471b
1391 shall affect or limit any right of action of an individual against any
1392 person engaged in agriculture for injury to person or property
1393 resulting from the use of a pesticide.

1394 (7) For purposes of this subsection, "pesticide" shall have the same
1395 meaning as specified in section 22a-47.

1396 Sec. 38. (*Effective from passage*) The Office of the State Treasurer is
1397 authorized to pay, from the appropriation for debt service, fifty
1398 thousand dollars for outstanding bearer bonds from the 1956 issue of
1399 State of Connecticut Expressway Revenue and Motor Fuel Tax Bond -
1400 Greenwich Killingly Expressway, Second Series.

1401 Sec. 39. Deleted.

1402 Sec. 40. (*Effective July 1, 2013*) The sum of $500,000 of the amount
1403 appropriated in section 1 of this act to the Judicial Department, for
1404 Youth Violence Initiative, for the fiscal years ending June 30, 2014, and
1405 June 30, 2015, for the city of Hartford, shall be distributed as follows in
1406 each of said fiscal years: $375,000 for a grant to the Greater Hartford
1407 YMCA to work in collaboration with the Urban League of Greater
1408 Hartford and Hartford Communities that Care, on a Stop the Violence
1409 Increase the Peace youth collaborative, and $125,000 for a grant to the
1410 Blue Hills Civic Association Inc. to work in collaboration with the
1411 Connecticut Center for Nonviolence, on an Urban Youth Nonviolence
1412 Leadership and Intervention project.

1413 Sec. 41. (NEW) (*Effective from passage*) Not later than June 30, 2014,
1414 the Department of Education shall adopt regulations, in accordance

1415 with the provisions of chapter 54 of the general statutes, as necessary
1416 to implement a fiscal accountability data collection report that will
1417 include all sources, amounts and uses of all public and private funds
1418 by school districts and by public schools, including public charter
1419 schools. The department shall report, not later than December 31, 2014,
1420 and annually thereafter, all such data as well as school size, student
1421 demographics, geography, cost-of-living indicators, and other factors
1422 determined by the department to the joint standing committee of the
1423 General Assembly having cognizance of matters relating to
1424 appropriations and the budgets of state agencies and education in
1425 accordance with the provisions of section 11-4a of the general statutes.

1426 Sec. 42. (NEW) (*Effective from passage*) (a) There is established a
1427 Results First Policy Oversight Committee. The committee shall advise
1428 on the development and implementation of the Pew-MacArthur
1429 Results First cost-benefit analysis model, with the overall goal of
1430 promoting cost effective policies and programming by the state.

1431 (b) The committee shall consist of the following members:

1432 (1) Four members of the General Assembly, one of whom shall be
1433 appointed by the speaker of the House of Representatives, one of
1434 whom shall be appointed by the president pro tempore of the Senate,
1435 one of whom shall be appointed by the minority leader of the House of
1436 Representatives, and one of who shall be appointed by the minority
1437 leader of the Senate;

1438 (2) The Chief Court Administrator, or the Chief Court
1439 Administrator's designee;

1440 (3) The Comptroller, or the Comptroller's designee;

1441 (4) The director of the Office of Fiscal Analysis;

1442 (5) The director of the Office of Program Review and Investigations;

1443 (6) The director of the Office of Legislative Research;

(7) The director of the Institute for Municipal and Regional Policy at Central Connecticut State University;

(8) The executive director of the Commission on Children;

(9) A representative of private higher education, appointed by the Connecticut Conference of Independent Colleges;

(10) Two representatives of the Connecticut business community, one of whom shall be appointed by the majority leader of the House of Representatives, and one who shall be appointed by the majority leader of the Senate; and

(11) Such other members as the committee may prescribe.

(c) All appointments to the committee under subdivisions (1) to (11), inclusive, of subsection (b) of this section shall be made not later than thirty days after the effective date of this section. Any vacancy shall be filled by the appointing authority.

(d) A member of the General Assembly selected jointly by the speaker of the House of Representatives and the president pro tempore of the Senate shall be the chairperson of the committee. Such chairperson shall schedule the first meeting of the committee, which shall be held not later than sixty days after the effective date of this section.

(e) Members of the committee shall serve without compensation, except for necessary expenses incurred in the performance of their duties.

(f) Not later than October 1, 2013, and annually thereafter, the committee shall submit a report to the Governor and the joint standing committee of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies, in accordance with section 11-4a of the general statutes, recommending measures to implement the Pew-MacArthur Results First cost-benefit

analysis model.

Section 112 of house bill 6704 of the current session is amended to read as follows (*Effective from passage*):

Notwithstanding the provisions of section 4-28e of the general statutes, up to $13,000,000 received by the state pursuant to the settlement of litigation resulting from the 1998 tobacco Master Settlement Agreement shall be deposited into a nonlapsing **[**fund**]** account to fund activity by the Office of the Attorney General and the Department of Revenue Services related to enforcement of such agreement. Funds from the account shall be made available in such amounts and at such times as determined by the Secretary of the Office of Policy and Management.

Sec. 44. Subsection (a) of section 1-301 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) (1) There shall be a Governmental Accountability Commission, within the Office of Governmental Accountability established under section 1-300, that shall consist of nine members as follows: (A) The chairperson of the Citizen's Ethics Advisory Board established under section 1-80, or the chairperson's designee; (B) the chairperson of the State Elections Enforcement Commission established under section 9-7a, or the chairperson's designee; (C) the chairperson of the Freedom of Information Commission established under section 1-205, or the chairperson's designee; (D) the executive director of the Judicial Review Council established under section 51-51k, or the executive director's designee; (E) the chairperson of the Judicial Selection Commission established under section 51-44a, or the chairperson's designee; (F) the chairperson of the Board of Firearms Permit Examiners established under section 29-32b, or the chairperson's designee; (G) the Child Advocate appointed under section 46a-13k, or the advocate's designee; (H) the Victim Advocate appointed under

1504 section 46a-13b, or the advocate's designee; and (I) the chairperson of
1505 the State Contracting Standards Board established under section 4e-2,
1506 or the chairperson's designee, provided no person serving as a
1507 designee under this subsection may be a state employee. The
1508 Governmental Accountability Commission shall select a chairperson
1509 who shall preside at meetings of the commission. Said commission
1510 shall meet for the purpose of making recommendations to the
1511 Governor for candidates for the executive administrator of the Office
1512 of Governmental Accountability pursuant to the provisions of
1513 subsection (b) of this section, or for the purpose of terminating the
1514 employment of the executive administrator.

1515 (2) The commission established under subdivision (1) of this
1516 subsection shall not be construed to be a board or commission within
1517 the meaning of section 4-9a.

1518 Sec. 45. (NEW) (*Effective from passage*) Not later than January 1, 2014,
1519 and quarterly thereafter until January 1, 2016, the Commissioner of
1520 Education shall submit a report concerning programs developed by
1521 local and regional boards of education regarding talent development
1522 and the implementation of state-wide education standards adopted by
1523 the State Board of Education to the joint standing committees of the
1524 General Assembly having cognizance of matters relating to
1525 appropriations and the budgets of state agencies and education, in
1526 accordance with the provisions of section 11-4a of the general statutes.
1527 Such report shall include the following: (1) Identification of the
1528 performance measures, indicators and standards that are used to
1529 evaluate such programs, (2) the status of such programs based on such
1530 performance measures, indicators and standards, (3) the status of the
1531 hiring of and certification of program evaluators, (4) the number of
1532 and locations of such program evaluators, and (5) an accounting of the
1533 personnel and financial status of such programs.

1534 Sec. 46. Subsection (a) of section 4-67x of the general statutes is
1535 repealed and the following is substituted in lieu thereof (*Effective July*

1, 2013):

(a) There shall be a Child Poverty and Prevention Council consisting of the following members or their designees: The Secretary of the Office of Policy and Management, the president pro tempore of the Senate, the speaker of the House of Representatives, the minority leader of the Senate and the minority leader of the House of Representatives, the Commissioners of Children and Families, Social Services, Correction, Developmental Services, Mental Health and Addiction Services, Transportation, Public Health, Education and Economic and Community Development, the Labor Commissioner, the Chief Court Administrator, the chairperson of the Board of Regents for Higher Education, the Child Advocate **[**, the chairperson of the Children's Trust Fund Council**]** and the executive directors of the Commission on Children and the Commission on Human Rights and Opportunities. The Secretary of the Office of Policy and Management, or the secretary's designee, shall be the chairperson of the council. The council shall (1) develop and promote the implementation of a ten-year plan, to begin June 8, 2004, to reduce the number of children living in poverty in the state by fifty per cent, and (2) within available appropriations, establish prevention goals and recommendations and measure prevention service outcomes in accordance with this section in order to promote the health and well-being of children and families.

Sec. 47. Section 17b-751 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) There is established a Children's Trust Fund, the resources of which shall be used by **[**the council established pursuant to subsection (b) of this section and**]** the Commissioner of Social Services **[**with the advice of the Children's Trust Fund Council**]** to fund programs aimed at preventing child abuse and neglect and family resource programs. Said fund is intended to be in addition to those resources that would otherwise be appropriated by the state for programs aimed at preventing child abuse and neglect and family resource programs. The

1568 [Children's Trust Fund Council and the] commissioner may apply for
1569 and accept any federal funds which are available for a Children's Trust
1570 Fund and shall administer such funds in the manner required by
1571 federal law. The fund shall receive money from grants and gifts made
1572 pursuant to section 17a-18. The [Children's Trust Fund Council and
1573 the] commissioner may solicit and accept funds, on behalf of the
1574 Children's Trust Fund, to be used for the prevention of child abuse and
1575 neglect and family resource programs. The Commissioner of Social
1576 Services [, with the advice of the Children's Trust Fund Council,] shall
1577 adopt regulations, in accordance with the provisions of chapter 54, to
1578 administer the fund and to set eligibility requirements for programs
1579 seeking funding. Youth service bureaus may receive funds from the
1580 Children's Trust Fund.

1581 [(b) There shall be established, within existing resources, a
1582 Children's Trust Fund Council which shall be within the Department
1583 of Social Services. The council shall be composed of sixteen members
1584 as follows: (1) The Commissioners of Social Services, Education,
1585 Children and Families and Public Health, or their designees; (2) a
1586 representative of the business community with experience in fund-
1587 raising, appointed by the president pro tempore of the Senate; (3) a
1588 representative of the business community with experience in fund-
1589 raising, appointed by the speaker of the House of Representatives; (4) a
1590 representative of the business community with experience in fund-
1591 raising, appointed by the minority leader of the House of
1592 Representatives; (5) a representative of the business community with
1593 experience in fund-raising, appointed by the minority leader of the
1594 Senate; (6) a parent, appointed by the majority leader of the House of
1595 Representatives; (7) a parent, appointed by the majority leader of the
1596 Senate; (8) a parent, appointed by the president pro tempore of the
1597 Senate; (9) a person with expertise in child abuse prevention,
1598 appointed by the speaker of the House of Representatives; (10) a
1599 person with expertise in child abuse prevention, appointed by the
1600 minority leader of the House of Representatives; (11) a staff member of

1601 a child abuse prevention program, appointed by the minority leader of
1602 the Senate; (12) a staff member of a child abuse prevention program,
1603 appointed by the majority leader of the House of Representatives; and
1604 (13) a pediatrician, appointed by the majority leader of the Senate. The
1605 council shall solicit and accept funds, on behalf of the Children's Trust
1606 Fund, to be used for the prevention of child abuse and neglect and
1607 family resource programs, and shall make grants to programs
1608 pursuant to subsection (a) of this section.**]**

1609 **[**(c)**]** (b) On or before July 1, 2010, and annually thereafter, the
1610 **[**Children's Trust Fund Council and the**]** commissioner shall report, in
1611 accordance with the provisions of section 11-4a, to the Governor and
1612 the joint standing committees of the General Assembly having
1613 cognizance of matters relating to human services, public health and
1614 education concerning the source and amount of funds received by the
1615 Children's Trust Fund, and the manner in which such funds were
1616 administered and disbursed.

1617 Sec. 48. Section 17b-751a of the general statutes is repealed and the
1618 following is substituted in lieu thereof (*Effective July 1, 2013*):

1619 A grandparent or other relative caregiver who is appointed a
1620 guardian of a child or children through the Superior Court and who is
1621 not a recipient of subsidized guardianship subsidies under section 17a-
1622 126 or foster care payments from the Department of Children and
1623 Families shall, within available appropriations, be eligible to apply for
1624 grants under the Kinship Fund and Grandparents and Relatives
1625 Respite Fund administered by **[**the Children's Trust Fund Council and**]**
1626 the Department of Social Services through the Probate Court.

1627 Sec. 49. Section 17b-751d of the general statutes is repealed and the
1628 following is substituted in lieu thereof (*Effective July 1, 2013*):

1629 (a) The Department of Social Services shall be the lead state agency
1630 for community-based, prevention-focused programs and activities
1631 designed to strengthen and support families to prevent child abuse

1632 and neglect. [, in collaboration with the Children's Trust Fund Council,
1633 established pursuant to section 17b-751.] The responsibilities of the
1634 department shall include, but not be limited to, collaborating with state
1635 agencies, hospitals, clinics, schools and community service
1636 organizations, [with the guidance of the Children's Trust Fund
1637 Council, established pursuant to section 17b-751,] to: (1) Initiate
1638 programs to support families at risk for child abuse or neglect; (2)
1639 assist organizations to recognize child abuse and neglect; (3) encourage
1640 community safety; (4) increase broad-based efforts to prevent child
1641 abuse and neglect; (5) create a network of agencies to advance child
1642 abuse and neglect prevention; and (6) increase public awareness of
1643 child abuse and neglect issues. The department, [with the guidance of
1644 the Children's Trust Fund Council and] subject to available state,
1645 federal and private funding, shall be responsible for implementing and
1646 maintaining programs and services, including, but not limited to: (A)
1647 The Nurturing Families Network, established pursuant to subsection
1648 (a) of section 17b-751b, as amended by this act; (B) Family
1649 Empowerment Initiative programs; (C) Help Me Grow; (D) the
1650 Kinship Fund and Grandparent's Respite Fund; (E) Family School
1651 Connection; (F) support services for residents of a respite group home
1652 for girls; (G) legal services on behalf of indigent children; (H) volunteer
1653 services; (I) family development training; (J) shaken baby syndrome
1654 prevention; and (K) child sexual abuse prevention.

1655 (b) Not later than sixty days after October 5, 2009, the Commissioner
1656 of Social Services shall report, in accordance with section 11-4a, to the
1657 joint standing committees of the General Assembly, having cognizance
1658 of matters relating to human services and appropriations and the
1659 budgets of state agencies on the integration of the duties described in
1660 subsection (a) of this section into the department.

1661 Sec. 50. Section 17b-751b of the general statutes is repealed and the
1662 following is substituted in lieu thereof (*Effective July 1, 2013*):

1663 (a) The [Children's Trust Fund Council] executive director of the

1664 Office of Early Childhood shall establish the structure for a state-wide
1665 system for a Nurturing Families Network, which demonstrates the
1666 benefits of preventive services by significantly reducing the abuse and
1667 neglect of infants and by enhancing parent-child relationships through
1668 hospital-based assessment with home outreach follow-up on infants
1669 and their families within families identified as high risk.

1670 (b) The [Children's Trust Fund Council] executive director of the
1671 Office of Early Childhood shall: (1) Develop the comprehensive risk
1672 assessment to be used by the Nurturing Families Network's providers;
1673 (2) develop the training program, standards, and protocols for the pilot
1674 programs; and (3) develop, issue and evaluate requests for proposals
1675 to procure the services required by this section. In evaluating the
1676 proposals, the [Children's Trust Fund Council] executive director shall
1677 take into consideration the most effective and consistent service
1678 delivery system allowing for the continuation of current public and
1679 private programs.

1680 (c) The [Children's Trust Fund Council] executive director of the
1681 Office of Early Childhood shall establish a data system to enable the
1682 programs to document the following information in a standard
1683 manner: (1) The level of screening and assessment; (2) profiles of risk
1684 and family demographics; (3) the incidence of child abuse and neglect;
1685 (4) rates of child development; and (5) any other information the
1686 [Children's Trust Fund Council] commissioner deems appropriate.

1687 (d) The [Children's Trust Fund Council] executive director shall
1688 report to the General Assembly, in accordance with the provisions of
1689 section 11-4a, on the establishment, implementation and progress of
1690 the Nurturing Families Network, on January first and July first, of each
1691 year.

1692 Sec. 51. Section 51-193r of the general statutes is repealed and the
1693 following is substituted in lieu thereof (*Effective July 1, 2013*):

1694 Each commissioner of the Superior Court shall receive, for acting as

1695 a magistrate in accordance with the provisions of sections 51-193t and
1696 51-193u the sum of [one hundred fifty] two hundred dollars for each
1697 day he is engaged as a magistrate.

1698 Sec. 52. Subsection (a) of section 46a-13k of the general statutes is
1699 repealed and the following is substituted in lieu thereof (*Effective July*
1700 *1, 2013*):

1701 (a) There is established, within the Office of Governmental
1702 Accountability established under section 1-300, an Office of the Child
1703 Advocate. The Governor, with the approval of the General Assembly,
1704 shall appoint a person with knowledge of the child welfare system and
1705 the legal system to fill the Office of the Child Advocate. Such person
1706 shall be qualified by training and experience to perform the duties of
1707 the office as set forth in section 46a-13*l*. Upon any vacancy in the
1708 position of Child Advocate, the advisory committee established
1709 pursuant to section 46a-13r shall meet to consider and interview
1710 successor candidates and shall submit to the Governor a list of not
1711 fewer than [five] three and not more than [seven] five of the most
1712 outstanding candidates, not later than sixty days after the occurrence
1713 of said vacancy, except that upon any vacancy in said position
1714 occurring after January 1, 2012, but before June 15, 2012, the advisory
1715 committee shall submit such list to the Governor on or before July 31,
1716 2012. Such list shall rank the candidates in the order of committee
1717 preference. Not later than eight weeks after receiving the list of
1718 candidates from the advisory committee, the Governor shall designate
1719 a candidate for Child Advocate from among the choices on such list. If
1720 at any time any of the candidates withdraw from consideration prior
1721 to confirmation by the General Assembly, the designation shall be
1722 made from the remaining candidates on the list submitted to the
1723 Governor. If, not later than eight weeks after receiving the list, the
1724 Governor fails to designate a candidate from the list, the candidate
1725 ranked first shall receive the designation and be referred to the General
1726 Assembly for confirmation. If the General Assembly is not in session,
1727 the designated candidate shall serve as acting Child Advocate and be

1728 entitled to the compensation, privileges and powers of the Child
1729 Advocate until the General Assembly meets to take action on said
1730 appointment. The person appointed Child Advocate shall serve for a
1731 term of four years and may be reappointed or shall continue to hold
1732 office until such person's successor is appointed and qualified. Upon
1733 any vacancy in the position of Child Advocate and until such time as a
1734 candidate has been confirmed by the General Assembly or, if the
1735 General Assembly is not in session, has been designated by the
1736 Governor, the Associate Child Advocate shall serve as the acting Child
1737 Advocate and be entitled to the compensation, privileges and powers
1738 of the Child Advocate.

1739 Sec. 53. (*Effective from passage*) (a) Not later than May 31, 2014, the
1740 Chief Court Administrator shall assess the effectiveness of programs
1741 maintained by the Court Support Services Division within the Judicial
1742 Branch with respect to family violence, including, but not limited to,
1743 the pretrial family violence education program established in section
1744 46b-38c of the general statutes and the EVOLVE and EXPLORE
1745 programs. Such assessment shall consider findings from the Pew-
1746 MacArthur Results First Initiative's cost-benefit analysis model with
1747 respect to such programs. After conducting such assessment, the Chief
1748 Court Administrator shall determine whether any program changes
1749 may be implemented to improve the cost-effectiveness of such
1750 programs.

1751 (b) Not later than June 30, 2014, the Chief Court Administrator shall
1752 submit a report, in accordance with section 11-4a of the general
1753 statutes, to the joint standing committees of the General Assembly
1754 having cognizance of matters relating to appropriations and the
1755 judiciary that (1) describes such assessment, (2) identifies any program
1756 changes implemented by the division as a result of such assessment,
1757 and (3) makes any recommendations that the Chief Court
1758 Administrator deems appropriate concerning statutory or program
1759 changes that may improve the cost-effectiveness of such programs.

1760 Sec. 54. (*Effective from passage*) (a) Not later than May 31, 2014, the
1761 Commissioner of Correction shall assess the effectiveness of each
1762 program maintained by the Department of Correction specifically for
1763 persons convicted of a family violence crime, as defined in section 46b-
1764 38a of the general statutes, who are committed to the custody of the
1765 Commissioner of Correction. Such assessment shall consider findings
1766 from the Pew-MacArthur Results First Initiative's cost-benefit analysis
1767 model with respect to such programs. After conducting such
1768 assessment, the Commissioner of Correction shall determine whether
1769 any program changes may be implemented to improve the cost-
1770 effectiveness of such programs.

1771 (b) Not later than June 30, 2014, Commissioner of Correction shall
1772 submit a report, in accordance with section 11-4a of the general
1773 statutes, to the joint standing committees of the General Assembly
1774 having cognizance of matters relating to appropriations and the
1775 judiciary that (1) describes such assessment, (2) identifies any program
1776 changes implemented by the Department of Correction as a result of
1777 such assessment, and (3) makes any recommendations that the
1778 Commissioner of Correction deems appropriate concerning statutory
1779 or program changes that may improve the cost-effectiveness of such
1780 programs.

1781 Sec. 55. Subsection (j) of section 45a-82 of the general statutes is
1782 repealed and the following is substituted in lieu thereof (*Effective July*
1783 *1, 2013*):

1784 (j) There shall be transferred from time to time from the Probate
1785 Court Administration Fund such budgeted amounts as are established
1786 in accordance with section 45a-85 or such expenditures as are
1787 authorized pursuant to subsection (c) of section 45a-84 for the proper
1788 administration of each court of probate. Notwithstanding any
1789 provision of the general statutes, on June 30, **[**2011**]** <u>2013</u>, and annually
1790 thereafter, any **[**surplus funds**]** <u>balance</u> in the Probate Court
1791 Administration Fund <u>in excess of an amount equal to fifteen per cent</u>

1792 of the total expenditures authorized pursuant to subsection (a) of
1793 section 45a-84 for the immediately succeeding fiscal year shall be
1794 transferred to the General Fund.

1795 Sec. 56. (NEW) (*Effective from passage*) (a) Not later than October 31,
1796 2013, the Department of Energy and Environmental Protection, in
1797 consultation with the Department of Public Health, shall conduct an
1798 assessment of the practices employed at The University of Connecticut
1799 Plant Science Research and Education Facility. Such assessment shall
1800 include, but need not be limited to: (1) An examination of the
1801 procedures for the storage and application of pesticides at said facility,
1802 (2) a review of the protocols used to ensure the safe application of
1803 pesticides, including, but not limited to, any pesticide that requires an
1804 experimental use permit issued by the United States Environmental
1805 Protection Agency, and (3) an evaluation of the water testing regimen
1806 at said facility, including, but not limited to, a review of the timing,
1807 locations and types of such testing, the number of wells subject to such
1808 testing and the types of pesticides identified by such testing.

1809 (b) Not later than February 1, 2014, the Departments of Energy and
1810 Environmental Protection and Public Health shall submit to the joint
1811 standing committee of the General Assembly having cognizance of
1812 matters relating to the environment any recommendations for
1813 legislation or revised practices at said facility that the departments
1814 determine are necessary as a result of the assessment conducted
1815 pursuant to subsection (a) of this section.

1816 Sec. 57. (*Effective July 1, 2013*) (a) Up to $100,000 of the amount
1817 appropriated in section 1 of this act to The University of Connecticut,
1818 for Operating Expenses, for the fiscal year ending June 30, 2014, shall
1819 be transferred to the Department of Energy and Environmental
1820 Protection, for Other Expenses, for the fiscal year ending June 30, 2014,
1821 for the purpose of performing an investigation into the quality of
1822 groundwater flow in bedrock.

1823 (b) The University of Connecticut and the Department of Energy
1824 and Environmental Protection shall enter into a memorandum of
1825 understanding to effectuate the purpose of subsection (a) of this
1826 section.

1827 Sec. 58. Subsection (c) of section 2-71c of the general statutes is
1828 repealed and the following is substituted in lieu thereof (*Effective July*
1829 *1, 2013*):

1830 (c) The legislative Office of Fiscal Analysis shall assist the General
1831 Assembly and the Legislative Department, legislative commissions
1832 and legislative committees in a research and advisory capacity as
1833 follows: (1) Reviewing department and program operating budget
1834 requests; (2) analyzing and helping to establish priorities with regard
1835 to capital programs; (3) checking executive revenue estimates for
1836 accuracy; (4) recommending potential untapped sources of revenue; (5)
1837 assisting in legislative hearings and helping to schedule and prepare
1838 the agenda of such hearings; (6) assisting in the development of means
1839 by which budgeted programs can be periodically reviewed; (7)
1840 preparing short analyses of the costs and long-range projections of
1841 executive programs and proposed agency regulations; (8) keeping
1842 track of federal aid programs to make sure that Connecticut is taking
1843 full advantage of opportunities for assistance; (9) reviewing, on a
1844 continuous basis, departmental budgets and programs; (10) analyzing
1845 and preparing critiques of the Governor's proposed budget; (11)
1846 studying, in depth, selected executive programs during the interim;
1847 (12) performing such other services in the field of finance as may be
1848 requested by the Joint Committee on Legislative Management; (13)
1849 preparing the fiscal notes, required under section 2-24, upon favorably
1850 reported bills which require expenditure of state or municipal funds or
1851 affect state or municipal revenue; <u>and</u> (14) preparing at the end of each
1852 fiscal year a compilation of all fiscal notes on legislation and agency
1853 regulations taking effect in the next fiscal year, including the total
1854 costs, savings and revenue effects estimated in such notes<u>.</u> **[**; and (15)
1855 every second and fourth year after the effective date of each enacted

1856 bill, review the fiscal note of such bill to compare it to the fiscal note
1857 prepared at the time such bill was enacted.] The governing body of
1858 any municipality, if requested, shall provide the Office of Fiscal
1859 Analysis, within two working days, with any information that may be
1860 necessary for analysis in preparation of such fiscal notes. Each officer,
1861 board, commission or department of the state government shall assist
1862 the Office of Fiscal Analysis in carrying out its duties and, if requested,
1863 shall make its records and accounts available to the office in a timely
1864 manner, except that where there are statutory requirements of
1865 confidentiality with regard to such records and accounts, the identity
1866 of any person to whom such records or accounts relate shall not be
1867 disclosed.

1868 Sec. 59. Subsections (a) to (c), inclusive, of section 10-183v of the
1869 general statutes are repealed and the following is substituted in lieu
1870 thereof (*Effective July 1, 2013*):

1871 (a) Except as provided in subsection (b) of this section, a teacher
1872 receiving retirement benefits from the system may not be employed in
1873 a teaching position receiving compensation paid out of public money
1874 appropriated for school purposes except that such teacher may be
1875 employed in such a position and receive no more than forty-five per
1876 cent of the maximum salary level for the assigned position. Any
1877 teacher who receives in excess of such amount shall reimburse the
1878 board for the amount of such excess. Notice of such employment shall
1879 be sent to the board by the employer and by the retired teacher at the
1880 time of hire and at the end of each assignment.

1881 (b) A teacher receiving retirement benefits from the system may be
1882 reemployed for up to one full school year by a local board of
1883 education, the State Board of Education or by any constituent unit of
1884 the state system of higher education in a position (1) designated by the
1885 Commissioner of Education as a subject shortage area, or (2) at a
1886 school located in a school district identified as a priority school district,
1887 pursuant to section 10-266p, for the school year in which the teacher is

being employed. Notice of such reemployment shall be sent to the board by the employer and by the retired teacher at the time of hire and at the end of the assignment. Such reemployment may be extended for an additional school year, provided the local board of education (A) submits a written request for approval to the Teachers' Retirement Board, (B) certifies that no qualified candidates are available prior to the reemployment of such teacher, and (C) indicates the type of assignment to be performed, the anticipated date of rehire and the expected duration of the assignment.

(c) The employment of a teacher under **[**subsection**]** subsections (a) and (b) of this section shall not be considered as service qualifying for continuing contract status under section 10-151 and the salary of such teacher shall be fixed at an amount at least equal to that paid other teachers in the same school system with similar training and experience for the same type of service. Upon approval by the board of such employment under subsection (b) of this section, such teacher shall be eligible for the same health insurance benefits provided to active teachers employed by such school system. No benefits shall be paid under section 10-183t, while such teacher is employed by such system.

Sec. 60. (*Effective July 1, 2013*) The Commissioners of Social Services, Mental Health and Addiction Services and Correction, the Secretary of the Office of Policy and Management and the executive director of the Court Support Services Division of the Judicial Branch are authorized to develop a plan to provide supportive housing services, including necessary housing rental subsidies, for an additional one hundred sixty individuals and families identified as frequent users of expensive state services during the fiscal years ending June 30, 2014, and June 30, 2015, and to enter into memoranda of understanding to reallocate, within existing appropriations, the necessary support and housing resources for said purpose.

Sec. 61. Section 1-139a of the general statutes is repealed and the

following is substituted in lieu thereof (*Effective July 1, 2013*):

The financial assets of the Connecticut Institute for Municipal Studies are transferred to the Connecticut State University System for the purposes of the Institute for Municipal and Regional Policy **[**at the Center for Public Policy and Practical Politics**]** at Central Connecticut State University. The records, files, intellectual property rights and copyright rights of the Connecticut Institute for Municipal Studies are transferred to the Institute for Municipal and Regional Policy **[**at the Center for Public Policy and Practical Politics**]** at Central Connecticut State University.

Sec. 62. Section 16-233 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

Each town, city, borough, fire district or the Department of Transportation shall have the right to occupy and use for **[**municipal and state signal wires**]** <u>any purpose</u>, without payment therefor, one gain upon each public utility pole or in each underground communications duct system installed by a public service company within the limits of any such town, city, borough or district. The location or relocation of any such gain shall be prescribed by the Public Utilities Regulatory Authority. Any such gain shall be reserved for use by the town, city, borough, fire district or the Department of Transportation.

Sec. 63. Section 10a-142 of the general statutes, as amended by section 93 of public act 13-3, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) There are established special police forces for The University of Connecticut at Storrs and its several campuses, The University of Connecticut Health Center in Farmington, Central Connecticut State University in New Britain, Southern Connecticut State University in New Haven, Eastern Connecticut State University in Willimantic and Western Connecticut State University in Danbury. The members of

each special police force shall have the same duties, responsibilities and authority under sections 7-281, 14-8, 54-1f and 54-33a and title 53a as members of a duly organized local police department. The jurisdiction of said special police forces shall extend to the geographical limits of the property owned or under the control of the above institutions, and to property occupied by The University of Connecticut in the town of Mansfield, except as provided in subsection (b) of section 7-277a.

(b) Members of said special police forces shall continue to be state employees and **[**, except as provided in subsection (e) of this section,**]** shall be subject to the provisions of chapter 67, and parts III and IV of this chapter. The provisions of part V of chapter 104 and section 7-433c shall not apply to such members.

(c) Said special police forces shall have access to, and use of, the Connecticut on-line law enforcement communications teleprocessing system without charge.

(d) The chief executive officer of any institution listed in subsection (a) of this section which maintains a special police force may enter into an agreement with one or more of said other institutions which maintain a special police force to furnish or receive police assistance under the same conditions and terms specified in subsection (a) of section 7-277a.

[(e) (1) Notwithstanding any provision of chapter 67, the Board of Regents for Higher Education shall determine (A) the preliminary requirements, including educational qualifications, for members of the special police forces for the state colleges, and (B) the timeline for filling any vacancies on any of such special police forces, including, but not limited to, when an examination for a vacant position shall occur and how soon after the examination is conducted shall an appointment to a vacant position be made or, in the event an examination for a vacant position is unnecessary due to a sufficient candidate list

provided in accordance with section 5-215a, when an appointment of a candidate from such candidate list shall be made.

(2) Notwithstanding any provision of chapter 67, the Board of Trustees of The University of Connecticut shall determine (A) the preliminary requirements including educational qualifications, for members of the special police force for The University of Connecticut, and (B) the timeline for filling any vacancies on such police force, including, but not limited to, when an examination for a vacant position shall occur and how soon after the examination is conducted shall an appointment to a vacant position be made or, in the event an examination for a vacant position is unnecessary due to a sufficient candidate list provided in accordance with section 5-215a, when an appointment of a candidate from such candidate list shall be made.**]**

Sec. 64. Section 54-144 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

Any expenses necessarily incurred in any criminal proceeding or prosecution, except such expenses as are incurred by the Division of Criminal Justice, when approved by the court in which the proceeding or prosecution is had, shall be paid in the same manner as are other expenses of maintenance of the court. <u>The court may allow the payment of any fees charged by such court by means of a credit card, charge card or debit card and may charge the person making such payment a service fee for any such payment made by any such card. The fee shall not exceed any charge by the card issuer, including any discount rate.</u>

Sec. 65. (NEW) (*Effective July 1, 2013*) Each court of probate may allow the payment of any fees charged by such court by means of a credit card, charge card or debit card and may charge the person making such payment a service fee for any such payment made by any such card. The fee shall not exceed any charge by the card issuer, including any discount rate.

2013 Sec. 66. Subsection (b) of section 12-587 of the general statutes is
2014 repealed and the following is substituted in lieu thereof (*Effective July*
2015 *1, 2013*):

2016 (b) (1) Except as otherwise provided in subdivision (2) of this
2017 subsection, any company which is engaged in the refining or
2018 distribution, or both, of petroleum products and which distributes
2019 such products in this state shall pay a quarterly tax on its gross
2020 earnings derived from the first sale of petroleum products within this
2021 state. Each company shall on or before the last day of the month next
2022 succeeding each quarterly period render to the commissioner a return
2023 on forms prescribed or furnished by the commissioner and signed by
2024 the person performing the duties of treasurer or an authorized agent or
2025 officer, including the amount of gross earnings derived from the first
2026 sale of petroleum products within this state for the quarterly period
2027 and such other facts as the commissioner may require for the purpose
2028 of making any computation required by this chapter. Except as
2029 otherwise provided in subdivision (3) of this subsection, the rate of tax
2030 shall be (A) five per cent with respect to calendar quarters prior to July
2031 1, 2005; (B) five and eight-tenths per cent with respect to calendar
2032 quarters commencing on or after July 1, 2005, and prior to July 1, 2006;
2033 (C) six and three-tenths per cent with respect to calendar quarters
2034 commencing on or after July 1, 2006, and prior to July 1, 2007; (D)
2035 seven per cent with respect to calendar quarters commencing on or
2036 after July 1, 2007, and prior to July 1, 2013; and (E) eight and one-tenth
2037 per cent with respect to calendar quarters commencing on or after July
2038 1, 2013.

2039 (2) Gross earnings derived from the first sale of the following
2040 petroleum products within this state shall be exempt from tax: (A) Any
2041 petroleum products sold for exportation from this state for sale or use
2042 outside this state; (B) the product designated by the American Society
2043 for Testing and Materials as "Specification for Heating Oil D396-69",
2044 commonly known as number 2 heating oil, to be used exclusively for
2045 heating purposes or to be used in a commercial fishing vessel, which

vessel qualifies for an exemption pursuant to section 12-412; (C) kerosene, commonly known as number 1 oil, to be used exclusively for heating purposes, provided delivery is of both number 1 and number 2 oil, and via a truck with a metered delivery ticket to a residential dwelling or to a centrally metered system serving a group of residential dwellings; (D) the product identified as propane gas, to be used exclusively for heating purposes; (E) bunker fuel oil, intermediate fuel, marine diesel oil and marine gas oil to be used in any vessel having a displacement exceeding four thousand dead weight tons; (F) for any first sale occurring prior to July 1, 2008, propane gas to be used as a fuel for a motor vehicle; (G) for any first sale occurring on or after July 1, 2002, grade number 6 fuel oil, as defined in regulations adopted pursuant to section 16a-22c, to be used exclusively by a company which, in accordance with census data contained in the Standard Industrial Classification Manual, United States Office of Management and Budget, 1987 edition, is included in code classifications 2000 to 3999, inclusive, or in Sector 31, 32 or 33 in the North American Industrial Classification System United States Manual, United States Office of Management and Budget, 1997 edition; (H) for any first sale occurring on or after July 1, 2002, number 2 heating oil to be used exclusively in a vessel primarily engaged in interstate commerce, which vessel qualifies for an exemption under section 12-412; (I) for any first sale occurring on or after July 1, 2000, paraffin or microcrystalline waxes; (J) for any first sale occurring prior to July 1, 2008, petroleum products to be used as a fuel for a fuel cell, as defined in subdivision (113) of section 12-412; (K) a commercial heating oil blend containing not less than ten per cent of alternative fuels derived from agricultural produce, food waste, waste vegetable oil or municipal solid waste, including, but not limited to, biodiesel or low sulfur dyed diesel fuel; **[**or**]** (L) for any first sale occurring on or after July 1, 2007, diesel fuel other than diesel fuel to be used in an electric generating facility to generate electricity; or (M) propane gas to be used as a fuel for a school bus.

(3) The rate of tax on gross earnings derived from the first sale of grade number 6 fuel oil, as defined in regulations adopted pursuant to section 16a-22c, to be used exclusively by a company which, in accordance with census data contained in the Standard Industrial Classification Manual, United States Office of Management and Budget, 1987 edition, is included in code classifications 2000 to 3999, inclusive, or in Sector 31, 32 or 33 in the North American Industrial Classification System United States Manual, United States Office of Management and Budget, 1997 edition, or number 2 heating oil used exclusively in a vessel primarily engaged in interstate commerce, which vessel qualifies for an exemption under section 12-412 shall be: (A) Four per cent with respect to calendar quarters commencing on or after July 1, 1998, and prior to July 1, 1999; (B) three per cent with respect to calendar quarters commencing on or after July 1, 1999, and prior to July 1, 2000; (C) two per cent with respect to calendar quarters commencing on or after July 1, 2000, and prior to July 1, 2001; and (D) one per cent with respect to calendar quarters commencing on or after July 1, 2001, and prior to July 1, 2002.

Sec. 67. (NEW) (*Effective October 1, 2013*) Any person, firm or corporation that employs, or contracts with, a person to be a competitor in a mixed martial arts match conducted pursuant to chapter 532a of the general statutes shall be liable for any health care costs incurred by such competitor for the diagnosis, care and treatment of any injury, illness, disease or condition resulting from or caused by such competitor's participation in such match for the duration of such injury, illness, disease or condition.

Sec. 68. Subsection (a) of section 8-3e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2013*):

(a) No zoning regulation shall treat the following in a manner different from any single family residence: (1) Any community residence that houses six or fewer persons with intellectual disability

and necessary staff persons and that is licensed under the provisions of section 17a-227, (2) any child-care residential facility that houses six or fewer children with mental or physical disabilities and necessary staff persons and that is licensed under sections 17a-145 to 17a-151, inclusive, **[**or**]** (3) any community residence that houses six or fewer persons receiving mental health or addiction services and necessary staff persons paid for or provided by the Department of Mental Health and Addiction Services and that has been issued a license by the Department of Public Health under the provisions of section 19a-491, if a license is required, or (4) any hospice facility, including a hospice residence, that provides inpatient hospice care and services to six or fewer persons and is licensed to provide such services by the Department of Public Health, provided such facility is (A) managed by an organization that is tax exempt under Section 501(c)(3) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as from time to time amended; (B) located in a city with a population of more than one hundred thousand and within a zone that allows development on one or more acres; and (C) served by public sewer and water.

Sec. 69. Subsection (f) of section 12-157 of the general statutes, as amended by section 5 of substitute senate bill 820 of the current session, as amended by senate amendment schedules A and B, is repealed and the following is substituted in lieu thereof (*Effective October 1, 2013, and applicable to assessment years commencing on or after said date*):

(f) Within sixty days after such sale, the collector shall cause to be published in a newspaper having a daily general circulation in the town in which the real property is located, and shall send by certified mail, return receipt requested, to the delinquent taxpayer and each mortgagee, lienholder and other record encumbrancer whose interest in such property is affected by such sale, a notice stating the date of the sale, the name and address of the purchaser, the amount the purchaser paid for the property and the date the redemption period will expire.

The notice shall include a statement that if redemption does not take place by the date stated and in the manner provided by law, the delinquent taxpayer, and all mortgagees, lienholders and other record encumbrancers who have received actual or constructive notice of such sale as provided by law, that their respective titles, mortgages, liens and other encumbrances in such property shall be extinguished. Not later than six months after the date of the sale or within sixty days if the property was abandoned or meets other conditions established by ordinance adopted by the legislative body of the town, if the delinquent taxpayer, mortgagee, lienholder or other record encumbrancer whose interest in the property will be affected by such sale, pays or tenders to the collector, the amount of taxes, interest and charges which were due and owing at the time of the sale together with interest on the total purchase price paid by the purchaser at the rate of eighteen per cent per annum from the date of such sale, or at any rate **[**up to**]** not less than fifteen per cent per annum nor more than eighteen per cent per annum from the date of such sale in a municipality that has adopted the provisions of section 3 of **[**this act**]** substitute senate bill 820 of the current session, as amended by senate amendment schedules A and B, such deed, executed pursuant to subsection (e) of this section, shall be delivered to the collector by the town clerk for cancellation and the collector shall provide a certificate of satisfaction to the person paying or tendering the money who, if not the person whose primary duty it was to pay the tax or taxes, shall have a claim against the person whose primary duty it was to pay such tax or taxes for the amount so paid, and may add the same to any claim for which he has security upon the property sold, provided the certificate of satisfaction is recorded on the land records but the interests of other persons in the property shall not be affected. Within ten days of receipt of such amounts in redemption of the levied property, the collector shall notify the purchaser by certified mail, return receipt requested, that the property has been redeemed and shall tender such payment, together with the amount held pursuant to subparagraph (A) of subdivision (1) of subsection (i) of this section, if

2178 any, to the purchaser. If the purchase money and interest are not paid
2179 within such redemption period, the deed shall be recorded and have
2180 full effect.

2181 Sec. 70. Section 42-133bb of the general statutes, as amended by
2182 section 65 of substitute house bill 6360 of the current session, as
2183 amended by house amendment schedule A, is repealed and the
2184 following is substituted in lieu thereof (*Effective from passage*):

2185 Notwithstanding the terms, provisions or conditions of any
2186 franchise agreement or other agreement between a manufacturer or
2187 distributor and a dealer, no manufacturer or distributor shall require
2188 that a dealer:

2189 (1) Order or accept delivery of any new motor vehicle, part or
2190 accessory, equipment or any other commodity not required by law in
2191 connection with warranty service or a recall campaign or voluntarily
2192 ordered by the dealer, except that the provisions of this subdivision
2193 shall not affect terms or provisions of a franchise requiring dealers to
2194 market a representative line of motor vehicles which the manufacturer
2195 or distributor is publicly advertising;

2196 (2) Order or accept delivery of any new motor vehicle with special
2197 features, accessories or equipment not included in the list price of such
2198 motor vehicles as publicly advertised by the manufacturer or
2199 distributor;

2200 (3) Pay all or part of the cost of an advertising campaign or contest,
2201 or purchase any promotional materials, training material, showroom
2202 or other display decorations or materials at the expense of the new
2203 motor vehicle dealer without the consent of the new motor vehicle
2204 dealer;

2205 (4) Enter into any agreement with the manufacturer or distributor or
2206 do any other act prejudicial to the dealer under threat of termination or
2207 cancellation of a franchise or agreement between the dealer and the

2208 manufacturer or distributor, except that this subdivision shall not
2209 preclude the manufacturer or distributor from insisting on compliance
2210 with the reasonable terms or provisions of the franchise or agreement,
2211 and notice in good faith to any dealer of the dealer's violation of such
2212 terms or provisions shall not constitute a violation of sections 42-133r
2213 to 42-133ee, inclusive;

2214 (5) Change the capital structure of the dealer or the means by which
2215 the dealer finances the operation of the dealership provided the dealer
2216 meets reasonable capital standards established by the manufacturer or
2217 distributor in accordance with uniformly applied criteria, and
2218 provided further that no change in the capital structure shall cause a
2219 change in the principal management or have the effect of a sale of the
2220 franchise without the consent of the manufacturer or distributor and
2221 such consent shall not be unreasonably withheld;

2222 (6) Refrain from participation in the management of, investment in,
2223 or acquisition of any other line of new motor vehicles or related
2224 products, provided this subdivision shall not apply unless the dealer
2225 maintains a reasonable line of credit for each line make of new motor
2226 vehicle, the dealer remains in compliance with any reasonable facilities
2227 requirements of the manufacturer or distributor, and no change is
2228 made in the principal management of the dealer;

2229 (7) Prospectively assent to a release, assignment, novation, waiver
2230 or estoppel which would relieve any person from liability to be
2231 imposed by sections 42-133r to 42-133ee, inclusive, or require any
2232 controversy between a dealer and a manufacturer or distributor, to be
2233 referred to any forum other than the Superior Court or the United
2234 States District Court;

2235 (8) Construct, renovate or make substantial alterations to the
2236 dealer's facilities unless the manufacturer or distributor can
2237 demonstrate that such construction, renovation or alteration
2238 requirements are reasonable and justifiable in light of current and

reasonably foreseeable projections of economic conditions, financial expectations, availability of additional vehicle allocation and such dealer's market for the sale of vehicles. [;]

[(9) Purchase goods or services including, but not limited to, vehicle battery charging stations, from a vendor chosen by the manufacturer or distributor if substantially similar items of like appearance, function and quality are available from other sources, provided the provisions of this subdivision shall not be construed to (A) allow a dealer to impair or eliminate the intellectual property rights of the manufacturer or distributor, or (B) permit the dealer to erect or maintain signs that do not conform to the intellectual property usage guidelines of the manufacturer or distributor.]

Sec. 71. Subsection (a) of section 32-1o of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) On or before July 1, [2009] 2015, and every [five] four years thereafter, the Commissioner of Economic and Community Development, within available appropriations, shall prepare an economic development strategic plan for the state in consultation with the Secretary of the Office of Policy and Management, the Commissioners of Energy and Environmental Protection and Transportation, the Labor Commissioner, the chairperson of the Culture and Tourism Advisory Committee, the executive directors of the Connecticut Housing Finance Authority, Connecticut Innovations, Incorporated, and the Connecticut Health and Educational Facilities Authority, or their respective designees, and any other agencies the Commissioner of Economic and Community Development deems appropriate.

Sec. 72. (*Effective July 1, 2013*) Connecticut Innovations, Incorporated, shall develop a plan to facilitate the growth of bioscience and pharmaceutical businesses in southeastern Connecticut and shall

consult with the Commissioner of Economic and Community Development to ensure that such plan is aligned with the state's economic development strategy as it relates to bioscience. Connecticut Innovations, Incorporated, shall expend not more than fifty thousand dollars to develop such plan. On or before January 1, 2014, the chief executive officer of Connecticut Innovations, Incorporated, shall submit such plan to the Governor, the Commissioner of Economic and Community Development and the joint standing committee of the General Assembly having cognizance of matters relating to commerce, in accordance with the provisions of section 11-4a of the general statutes.

Sec. 73. (*Effective July 1, 2013*) The Commissioner of Administrative Services, in consultation with The University of Connecticut and other agencies or entities selected by the commissioner, shall study the feasibility of including carbon footprint data as factors in the award of state contracts. Such data shall include, but not be limited to: (1) The distance that bidders and proposers shall travel to perform under the contract; (2) the potential fuel consumption of bidders and proposers in the performance of the contract; and (3) the potential environmental impact and pollution created by the transportation of goods and services required to perform the contract. On or before February 1, 2014, the Commissioner of Administrative Services shall report, in accordance with the provisions of section 11-4a of the general statutes, the results of such study to the joint standing committee of the General Assembly having cognizance of matters relating to government administration.

Sec. 74. (NEW) (*Effective October 1, 2013*) The Commissioner of Mental Health and Addiction Services shall establish and implement a pilot program to assist alcohol-dependent persons who are discharged from hospitals in the New Haven region. Such program shall provide to such persons assistance with obtaining outpatient treatment services and community support services, including housing. Said commissioner may enter into a contract for services to administer such

program.

Sec. 75. (*Effective July 1, 2013*) Up to $150,000 of the unexpended balance of funds appropriated in section 67 of public act 11-61, as amended by section 1 of public act 12-104 and section 1 of public act 12-1 of the June 12 special session, to the Department of Energy and Environmental Protection, for Environmental Conservation, shall not lapse on June 30, 2013, and such funds shall be available in the amount of $75,000 in each of the fiscal years ending June 30, 2014, and June 30, 2015, for a grant to the Long Island Sound Assembly, in accordance with the provisions of section 25-155 of the general statutes.

Sec. 76. (*Effective July 1, 2013*) The following amounts appropriated in section 1 of this act to the Office of Policy and Management, for Youth Services Prevention, for each of the fiscal years ending June 30, 2014, and June 30, 2015, shall be made available in each of said fiscal years for the following grants: $42, 177 to Communities That Care; $42,177 to Supreme Being, Inc.; $42,177 to Windsor Police Department Partnership Collaboration; $42,177 to Hartford Knights; $42,177 to Ebony Horsewomen, Inc.; $81,104 to Boys and Girls Clubs of Southeastern Connecticut; $396,661 to Compass Youth Collaborative Peacebuilders Program; $43,740 to Artist Collective; $43,740 to Wilson-Gray YMCA; $43,740 to Joe Young Studios; $50,000 to Believe in Me Inc; $341,339 to Institute for Municipal and Regional Policy; $30,446 to Solar Youth New Haven; $100,000 to Dixwell Summer Stream - Dixwell United Church of Christ; $85,303 to Town of Manchester Youth Service Bureau Diversion Program; $85,303 to East Hartford Youth Task Force Youth Outreach; $67,163 to City of Bridgeport Office of Revitalization; $67,163 to Walter E. Luckett, Jr. Foundation; $134,326 to Bridgeport PAL; $44,775 to Regional Youth Adult Social Action Partnership; $44,775 to Save Our Youth of Connecticut; $44,775 to Action for Bridgeport Community Development; $67,163 to Gang Resistance Education Training(Captain Roderick Porter); $67,163 to Family Re-entry Inc. (Fresh Start Program); $134,326 to The Village Initiative Project, Inc.; $125,000 to Yerwood Center; $45,994 to Boys

and Girls Club of Stamford; $100,000 to Chester Addison Community Center; $25,000 to Neighborhood Links Stamford; $60,357 to River-Memorial Foundation, Inc.; $60,357 to Hispanic Coalition of Greater Waterbury, Inc.; $60,357 to Police Activity League, Inc. (Long Hill Rec. Center); $60,357 to Willow Plaza Center; $60,357 to Boys and Girls Club of Greater Waterbury; $60,357 to W.O.W. (Walnut Orange Wood) NRZ Learning Center; $211,584 to Serving All Vessels Equally; $100,000 to Human Resource Agency of New Britain, Inc.; $45,000 to Pathways Senderos; $20,000 to Prudence Crandell of New Britain; $45,000 to OIC of New Britain; $23,715 to Nurturing Families Network (New Britain); $150,652 to City of Meriden Police Department; and $64,579 to North End Action Team.

Sec. 77. (NEW) (*Effective July 1, 2013*) The Comptroller may develop and implement a plan to allow nonstate public employees, as defined in section 3-123aaa of the general statutes, to participate in the Health Enhancement program established in accordance with the provisions of the Revised SEBAC Agreement, approved by the General Assembly on August 22, 2011, for state employees. The Comptroller may adopt regulations in accordance with the provisions of chapter 54 of the general statutes to implement the provisions of this section.

Sec. 78. Subsection (c) of section 11 of house bill 6704 of the current session is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(c) The Secretary of the Office of Policy and Management shall recommend reductions in **[**Judicial Department**]** <u>judicial branch</u> expenditures for the fiscal years ending June 30, 2014, and June 30, 2015, in order to reduce such expenditures in the General Fund by $401,946 during each such fiscal year.

Sec. 79. Subsection (c) of section 12 of house bill 6704 of the current session is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

2367 (c) The Secretary of the Office of Policy and Management shall
2368 recommend reductions in [Judicial Department] judicial branch
2369 expenditures for Personal Services, for the fiscal years ending June 30,
2370 2014, and June 30, 2015, in order to reduce such expenditures by
2371 $1,128,261 during the fiscal year ending June 30, 2014, and by
2372 $3,434,330 during the fiscal year ending June 30, 2015.

2373 Sec. 80. Subsection (c) of section 49 of house bill 6704 of the current
2374 session is repealed and the following is substituted in lieu thereof
2375 (*Effective July 1, 2013*):

2376 (c) The Secretary of the Office of Policy and Management shall
2377 recommend reductions in [Judicial Department] judicial branch Other
2378 Expenses expenditures for the fiscal years ending June 30, 2014, and
2379 June 30, 2015, in order to reduce such expenditures in the General
2380 Fund by $548,000 during each such fiscal year.

2381 Sec. 81. Section 49-10 of the general statutes is repealed and the
2382 following is substituted in lieu thereof (*Effective July 15, 2013*):

2383 (a) As used in this section, "mortgage debt" means a debt or other
2384 obligation secured by mortgage, assignment of rent or assignment of
2385 interest in a lease.

2386 (b) Whenever any mortgage debt is assigned by an instrument in
2387 writing containing a sufficient description to identify the mortgage,
2388 assignment of rent or assignment of interest in a lease, given as
2389 security for the mortgage debt, and that assignment has been executed,
2390 attested and acknowledged in the manner prescribed by law for the
2391 execution, attestation and acknowledgment of deeds of land, the title
2392 held by virtue of the mortgage, assignment of rent or assignment of
2393 interest in a lease, shall vest in the assignee. An instrument
2394 substantially in the following form is sufficient for such assignment:

2395 Know all Men by these Presents, That .... of .... in the county of ....
2396 and state of .... does hereby grant, bargain, sell, assign, transfer and set

over a certain (mortgage, assignment of rent or assignment of interest in a lease) from .... to .... dated .... and recorded in the records of the town of .... county of .... and state of Connecticut, in book .... at page ....

In Witness Whereof .... have hereunto set .... hand and seal, this .... day of .... A.D. ....

Signed, sealed and delivered
in the presence of

(SEAL)

(Acknowledged)

(c) In addition to the requirements of subsection (b) of this section, whenever an assignment of any residential mortgage loan (1) made by a lending institution organized under the laws of or having its principal office in any other state, and (2) secured by mortgage on residential real estate located in this state is made in writing, the instrument shall contain the name and business or mailing address of all parties to such assignment.

(d) If a mortgage debt is assigned, a party obliged to pay such mortgage debt may discharge it, to the extent of the payment, by paying the assignor until the party obliged to pay receives sufficient notice in accordance with subsection (f) of this section that the mortgage debt has been assigned and that payment is to be made to the assignee. In addition to such notice, if requested by the party obliged to pay, the assignee shall furnish reasonable proof that the assignment has been made, and until the assignee does so, the party obliged to pay may pay the assignor. For purposes of this subsection, "reasonable proof" means (1) written notice of assignment signed by both the assignor and the assignee, (2) a copy of the assignment instrument, or (3) other proof of the assignment as agreed to by the party obliged to pay such mortgage debt.

2426 (e) If a mortgage debt is assigned, a party obliged to pay such
2427 mortgage debt who, in good faith and without sufficient notice of the
2428 assignment in accordance with subsection (f) of this section, executes
2429 with the assignor a modification or extension of the mortgage,
2430 assignment of rent or assignment of interest in a lease, shall have the
2431 benefit of such modification or extension, provided, the assignee shall
2432 acquire corresponding rights under the modified or extended
2433 mortgage, assignment of rent or assignment of interest in a lease. The
2434 assignment may provide that modification or extension of the
2435 mortgage, assignment of rent or assignment of interest in a lease,
2436 signed by the assignor after execution of the assignment, is a breach by
2437 the assignor of the assignor's contract with the assignee.

2438 (f) Notice of assignment is sufficient for purposes of subsections (d)
2439 and (e) of this section if the assignee notifies a party obliged to pay the
2440 mortgage debt (1) by mailing to the party obliged to pay, at the party's
2441 last billing address, a notice of the assignment identifying the
2442 instrument and mortgage debt assigned, the party obliged to pay such
2443 debt, the names of the assignor and assignee, the date of the
2444 assignment, and the name and address of the person to whom
2445 payments should be made, (2) by giving notice of the assignment
2446 pursuant to 12 USC Section 2605, Section 6 of the federal Real Estate
2447 Settlement Procedures Act of 1974 and the regulations promulgated
2448 pursuant to said section, as from time to time amended, or (3) by
2449 giving actual notice of the assignment, reasonably identifying the
2450 rights assigned, in any other manner. No signature on any such notice
2451 is necessary to give sufficient notice of the assignment under this
2452 subsection and such notice may include any other information.

2453 (g) Recordation of an assignment of mortgage debt is not sufficient
2454 notice of the assignment to the party obliged to pay for purposes of
2455 subsection (d) or (e) of this section.

2456 <u>(h) Notwithstanding the provisions concerning remittance and</u>
2457 <u>retention of fees set forth in section 7-34a, as amended by this act, the</u>

recording fees paid in accordance with subsections (a), (d) and (e) of said section 7-34a by a nominee of a mortgagee, as defined in subdivision (2) of subsection (a) of said section 7-34a, shall be allocated as follows: (1) For fees collected upon a recording by a nominee of a mortgagee, except for the recording of (A) an assignment of mortgage in which the nominee of a mortgagee appears as assignor, and (B) a release of mortgage, as described in section 49-8, by a nominee of a mortgagee, the town clerk shall remit one hundred ten dollars of such fees to the state, such fees shall be deposited into the General Fund and, upon deposit in the General Fund, thirty-six dollars of such fees shall be credited to the community investment account established pursuant to section 4-66aa; the town clerk shall retain forty-nine dollars of such fees, thirty-nine dollars of which shall become part of the general revenue of such municipality and ten dollars of which shall be deposited into the town clerk fund; and the town clerk shall retain any fees for additional pages beyond the first page in accordance with the provisions of subdivision (2) of subsection (a) of said section 7-34a; and (2) for the fee collected upon a recording of (A) an assignment of mortgage in which the nominee appears as assignor, or (B) a release of mortgage by a nominee of a mortgagee, the town clerk shall remit one hundred twenty-seven dollars of such fee to the state, such fee shall be deposited into the General Fund and, upon deposit in the General Fund, thirty-six dollars of such fee shall be credited to the community investment account, and, until October 1, 2014, sixty dollars of such fee shall be credited to the State Banking Fund for purposes of funding the foreclosure mediation program established by section 49-31m; and the town clerk shall retain thirty-two dollars of such fee, which shall become part of the general revenue of such municipality.

[(h)**]** (i) An assignment executed in accordance with this section shall operate to assign the interest of the assignor in the mortgage which is the subject of the assignment, even if such interest is, in fact, acquired by the assignor after executing such assignment or does not appear of record until after the execution of such assignment. Nothing

in this subsection shall be construed to limit the effect of any assignment of mortgage debt recorded before, on or after October 1, 2006.

Sec. 82. Subsection (a) of section 7-34a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 15, 2013*):

(a) (1) Town clerks shall receive, for recording any document, ten dollars for the first page and five dollars for each subsequent page or fractional part thereof, a page being not more than eight and one-half by fourteen inches. Town clerks shall receive, for recording the information contained in a certificate of registration for the practice of any of the healing arts, five dollars. Town clerks shall receive, for recording documents conforming to, or substantially similar to, section 47-36c, which are clearly entitled "statutory form" in the heading of such documents, as follows: For the first page of a warranty deed, a quitclaim deed, a mortgage deed, or an assignment of mortgage, ten dollars; for each additional page of such documents, five dollars; and for each assignment of mortgage, subsequent to the first two assignments, two dollars. Town clerks shall receive, for recording any document with respect to which certain data must be submitted by each town clerk to the Secretary of the Office of Policy and Management in accordance with section 10-261b, two dollars in addition to the regular recording fee. Any person who offers any written document for recording in the office of any town clerk, which document fails to have legibly typed, printed or stamped directly beneath the signatures the names of the persons who executed such document, the names of any witnesses thereto and the name of the officer before whom the same was acknowledged, shall pay one dollar in addition to the regular recording fee. Town clerks shall receive, for recording any deed, except a mortgage deed, conveying title to real estate, which deed does not contain the current mailing address of the grantee, five dollars in addition to the regular recording fee. Town clerks shall receive, for filing any document, five dollars; for receiving

and keeping a survey or map, legally filed in the town clerk's office, five dollars; and for indexing such survey or map, in accordance with section 7-32, five dollars, except with respect to indexing any such survey or map pertaining to a subdivision of land as defined in section 8-18, in which event town clerks shall receive fifteen dollars for each such indexing. Town clerks shall receive, for a copy, in any format, of any document either recorded or filed in their offices, one dollar for each page or fractional part thereof, as the case may be; for certifying any copy of the same, two dollars; for making a copy of any survey or map, the actual cost thereof; and for certifying such copy of a survey or map, two dollars. Town clerks shall receive, for recording the commission and oath of a notary public, ten dollars; and for certifying under seal to the official character of a notary, two dollars.

(2) (A) Notwithstanding any other provision of this subsection and in accordance with subsection (h) of section 49-10, as amended by this act, town clerks shall receive from a nominee of a mortgagee for the recording of any document, including, but not limited to, a warranty deed, a quitclaim deed, a mortgage deed, or an assignment of mortgage, except (i) an assignment of mortgage in which the nominee of a mortgagee appears as assignor, and (ii) a release of mortgage, as described in section 49-8, by a nominee of a mortgagee, as follows: For the first page of such warranty deed, quitclaim deed, mortgage deed, or assignment of mortgage, one hundred sixteen dollars; for each additional page of such deed or assignment, five dollars; and for each assignment of mortgage, subsequent to the first two assignments, two dollars.

(B) In accordance with subsection (h) of section 49-10, as amended by this act, and in addition to any fees received pursuant to subdivision (1) of this subsection for the recording of (i) an assignment of mortgage in which a nominee of a mortgagee appears as assignor, or (ii) a release of mortgage by the nominee of a mortgagee, town clerks shall receive from a nominee of a mortgagee for the recording of such an assignment, as follows: For the entire such assignment of mortgage

2557 or release, one hundred fifty-nine dollars. No other fees shall be
2558 collected from the nominee for such recording.

2559 (C) For purposes of this subdivision, "nominee of a mortgagee"
2560 means any person who (i) serves as mortgagee in the land records for a
2561 mortgage loan registered on a national electronic database that tracks
2562 changes in mortgage servicing and beneficial ownership interests in
2563 residential mortgage loans on behalf of its members, and (ii) is a
2564 nominee or agent for the owner of the promissory note or the
2565 subsequent buyer, transferee or beneficial owner of such note.

2566 Sec. 83. (*Effective from passage*) Not later than November 1, 2013, the
2567 Board of Regents for Higher Education shall report, in accordance with
2568 the provisions of section 11-4a of the general statutes, the status of the
2569 development and implementation of remedial support offered by the
2570 regional community-technical colleges pursuant to the provisions of
2571 section 10a-157a of the general statutes, to the joint standing
2572 committees of the General Assembly having cognizance of matters
2573 relating to higher education and appropriations and the budgets of
2574 state agencies.

2575 Sec. 84. (*Effective from passage*) Not later than November 1, 2013, the
2576 Board of Regents for Higher Education shall report, in accordance with
2577 the provisions of section 11-4a of the general statutes, the status of the
2578 employment of academic counselors by the Connecticut State
2579 University System, to the joint standing committees of the General
2580 Assembly having cognizance of matters relating to higher education
2581 and appropriations and the budgets of state agencies.

2582 Sec. 85. (NEW) (*Effective October 1, 2013*) Notwithstanding any
2583 provision of the general statutes, the ordinance establishing a water
2584 pollution control authority created pursuant to section 7-246 of the
2585 general statutes and located in a distressed municipality, as defined in
2586 subsection (b) of section 32-9p of the general statutes, having a
2587 population of not less than one hundred forty thousand, may confer

upon such authority the power to recommend to the municipality's legislative body a levy on taxable real property within the area of such authority for the planning, laying out, acquisition, construction, reconstruction, repair, maintenance, supervision and management of stormwater control systems. In imposing any such levy, such municipality may consider (1) the amount of impervious surfaces generating stormwater runoff, (2) land use types that result in higher concentrations of stormwater pollution, and (3) the property's grand list valuation.

Sec. 86. (NEW) (*Effective October 1, 2013*) Any charge due to a water pollution control authority, as described in section 85 of this act, and not paid within thirty days of the due date shall thereupon be delinquent and shall bear interest from the due date at the rate charged by the municipality's tax collector for delinquent property taxes. Any such unpaid charge shall constitute a lien upon the real estate against which such charge was levied from the date it became delinquent. Each such lien may be continued, recorded and released in the manner provided by the general statutes for continuing, recording and releasing property tax liens.

Sec. 87. (*Effective July 1, 2013*) Notwithstanding section 4-66k of the general statutes, as amended by this act, there shall be transferred from the regional planning incentive account established pursuant to said section 4-66k, to the municipal reimbursement and revenue account established in section 328 of this act, the following amounts: (1) For the fiscal year ending June 30, 2014, the sum of $2,820,000; (2) for the fiscal year ending June 30, 2015, the sum of $2,070,000; and (3) for the fiscal year ending June 30, 2016, the sum of $1,870,000.

Sec. 88. Subdivision (4) of subsection (a) of section 9 of house bill 6705 of the current session is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(4) **[**"SHE"**]** <u>"SHA"</u> means the State Housing Authority as created

2619 under section 8-244b of the general statutes.

2620 Sec. 89. Subdivision (1) of subsection (h) of section 17b-340 of the
2621 general statutes, as amended by section 73 of house bill 6705 of the
2622 current session, is repealed and the following is substituted in lieu
2623 thereof (*Effective July 1, 2013*):

2624 (h) (1) For the fiscal year ending June 30, 1993, any residential care
2625 home with an operating cost component of its rate in excess of one
2626 hundred thirty per cent of the median of operating cost components of
2627 rates in effect January 1, 1992, shall not receive an operating cost
2628 component increase. For the fiscal year ending June 30, 1993, any
2629 residential care home with an operating cost component of its rate that
2630 is less than one hundred thirty per cent of the median of operating cost
2631 components of rates in effect January 1, 1992, shall have an allowance
2632 for real wage growth equal to sixty-five per cent of the increase
2633 determined in accordance with subsection (q) of section 17-311-52 of
2634 the regulations of Connecticut state agencies, provided such operating
2635 cost component shall not exceed one hundred thirty per cent of the
2636 median of operating cost components in effect January 1, 1992.
2637 Beginning with the fiscal year ending June 30, 1993, for the purpose of
2638 determining allowable fair rent, a residential care home with allowable
2639 fair rent less than the twenty-fifth percentile of the state-wide
2640 allowable fair rent shall be reimbursed as having allowable fair rent
2641 equal to the twenty-fifth percentile of the state-wide allowable fair
2642 rent. Beginning with the fiscal year ending June 30, 1997, a residential
2643 care home with allowable fair rent less than three dollars and ten cents
2644 per day shall be reimbursed as having allowable fair rent equal to
2645 three dollars and ten cents per day. Property additions placed in
2646 service during the cost year ending September 30, 1996, or any
2647 succeeding cost year shall receive a fair rent allowance for such
2648 additions as an addition to three dollars and ten cents per day if the
2649 fair rent for the facility for property placed in service prior to
2650 September 30, 1995, is less than or equal to three dollars and ten cents
2651 per day. For the fiscal year ending June 30, 1996, and any succeeding

2652 fiscal year, the allowance for real wage growth, as determined in
2653 accordance with subsection (q) of section 17-311-52 of the regulations
2654 of Connecticut state agencies, shall not be applied. For the fiscal year
2655 ending June 30, 1996, and any succeeding fiscal year, the inflation
2656 adjustment made in accordance with subsection (p) of section 17-311-
2657 52 of the regulations of Connecticut state agencies shall not be applied
2658 to real property costs. Beginning with the fiscal year ending June 30,
2659 1997, minimum allowable patient days for rate computation purposes
2660 for a residential care home with twenty-five beds or less shall be
2661 eighty-five per cent of licensed capacity. Beginning with the fiscal year
2662 ending June 30, 2002, for the purposes of determining the allowable
2663 salary of an administrator of a residential care home with sixty beds or
2664 less the department shall revise the allowable base salary to thirty-
2665 seven thousand dollars to be annually inflated thereafter in accordance
2666 with section 17-311-52 of the regulations of Connecticut state agencies.
2667 The rates for the fiscal year ending June 30, 2002, shall be based upon
2668 the increased allowable salary of an administrator, regardless of
2669 whether such amount was expended in the 2000 cost report period
2670 upon which the rates are based. Beginning with the fiscal year ending
2671 June 30, 2000, and until the fiscal year ending June 30, 2009, inclusive,
2672 the inflation adjustment for rates made in accordance with subsection
2673 (p) of section 17-311-52 of the regulations of Connecticut state agencies
2674 shall be increased by two per cent, and beginning with the fiscal year
2675 ending June 30, 2002, the inflation adjustment for rates made in
2676 accordance with subsection (c) of said section shall be increased by one
2677 per cent. Beginning with the fiscal year ending June 30, 1999, for the
2678 purpose of determining the allowable salary of a related party, the
2679 department shall revise the maximum salary to twenty-seven
2680 thousand eight hundred fifty-six dollars to be annually inflated
2681 thereafter in accordance with section 17-311-52 of the regulations of
2682 Connecticut state agencies and beginning with the fiscal year ending
2683 June 30, 2001, such allowable salary shall be computed on an hourly
2684 basis and the maximum number of hours allowed for a related party
2685 other than the proprietor shall be increased from forty hours to forty-

2686 eight hours per work week. For the fiscal year ending June 30, 2005,
2687 each facility shall receive a rate that is two and one-quarter per cent
2688 more than the rate the facility received in the prior fiscal year, except
2689 any facility that would have been issued a lower rate effective July 1,
2690 2004, than for the fiscal year ending June 30, 2004, due to interim rate
2691 status or agreement with the department shall be issued such lower
2692 rate effective July 1, 2004. Effective upon receipt of all the necessary
2693 federal approvals to secure federal financial participation matching
2694 funds associated with the rate increase provided in subdivision (4) of
2695 subsection (f) of this section, but in no event earlier than October 1,
2696 2005, and provided the user fee imposed under section 17b-320 is
2697 required to be collected, each facility shall receive a rate that is
2698 determined in accordance with applicable law and subject to
2699 appropriations, except any facility that would have been issued a
2700 lower rate effective October 1, 2005, than for the fiscal year ending June
2701 30, 2005, due to interim rate status or agreement with the department,
2702 shall be issued such lower rate effective October 1, 2005. Such rate
2703 increase shall remain in effect unless: (A) The federal financial
2704 participation matching funds associated with the rate increase are no
2705 longer available; or (B) the user fee created pursuant to section 17b-320
2706 is not in effect. For the fiscal year ending June 30, 2007, rates in effect
2707 for the period ending June 30, 2006, shall remain in effect until
2708 September 30, 2006, except any facility that would have been issued a
2709 lower rate effective July 1, 2006, than for the fiscal year ending June 30,
2710 2006, due to interim rate status or agreement with the department,
2711 shall be issued such lower rate effective July 1, 2006. Effective October
2712 1, 2006, no facility shall receive a rate that is more than four per cent
2713 greater than the rate in effect for the facility on September 30, 2006,
2714 except for any facility that would have been issued a lower rate
2715 effective October 1, 2006, due to interim rate status or agreement with
2716 the department, shall be issued such lower rate effective October 1,
2717 2006. For the fiscal years ending June 30, 2010, and June 30, 2011, rates
2718 in effect for the period ending June 30, 2009, shall remain in effect until
2719 June 30, 2011, except any facility that would have been issued a lower

2720 rate for the fiscal year ending June 30, 2010, or the fiscal year ending
2721 June 30, 2011, due to interim rate status or agreement with the
2722 department, shall be issued such lower rate, except (i) any facility that
2723 would have been issued a lower rate for the fiscal year ending June 30,
2724 2010, or the fiscal year ending June 30, 2011, due to interim rate status
2725 or agreement with the Commissioner of Social Services shall be issued
2726 such lower rate; and (ii) the commissioner may increase a facility's rate
2727 for reasonable costs associated with such facility's compliance with the
2728 provisions of section 19a-495a concerning the administration of
2729 medication by unlicensed personnel. For the fiscal year ending June 30,
2730 2012, rates in effect for the period ending June 30, 2011, shall remain in
2731 effect until June 30, 2012, except that (I) any facility that would have
2732 been issued a lower rate for the fiscal year ending June 30, 2012, due to
2733 interim rate status or agreement with the Commissioner of Social
2734 Services shall be issued such lower rate; and (II) the commissioner may
2735 increase a facility's rate for reasonable costs associated with such
2736 facility's compliance with the provisions of section 19a-495a
2737 concerning the administration of medication by unlicensed personnel.
2738 For the fiscal year ending June 30, 2013, the Commissioner of Social
2739 Services may, within available appropriations, provide a rate increase
2740 to a residential care home. Any facility that would have been issued a
2741 lower rate for the fiscal year ending June 30, 2013, due to interim rate
2742 status or agreement with the Commissioner of Social Services shall be
2743 issued such lower rate. For the fiscal years ending June 30, 2012, and
2744 June 30, 2013, the Commissioner of Social Services may provide fair
2745 rent increases to any facility that has undergone a material change in
2746 circumstances related to fair rent and has an approved certificate of
2747 need pursuant to section 17b-352, 17b-353, 17b-354 or 17b-355. **[**Any
2748 facility that would have been issued a lower rate for the fiscal year
2749 ending June 30, 2014, or the fiscal year ending June 30, 2015, due to
2750 interim rate status or agreement with the commissioner, shall be issued
2751 such lower rate. For the fiscal years ending June 30, 2014, and June 30,
2752 2015, the commissioner shall not consider rebasing in determining
2753 rates.**]** For the fiscal years ending June 30, 2014, and June 30, 2015, for

2754 those facilities that have a calculated rate greater than the rate in effect
2755 for the fiscal year ending June 30, 2013, the commissioner may increase
2756 facility rates based upon available appropriations up to a stop gain as
2757 determined by the commissioner. No facility shall be issued a rate that
2758 is lower than the rate in effect on June 30, 2013. Any facility that would
2759 have been issued a lower rate for the fiscal year ending June 30, 2014,
2760 or the fiscal year ending June 30, 2015, due to interim rate status or
2761 agreement with the commissioner, shall be issued such lower rate.

2762 Sec. 90. Subdivision (4) of subsection (f) of section 17b-340 of the
2763 general statutes, as amended by section 74 of house bill 6705 of the
2764 current session, is repealed and the following is substituted in lieu
2765 thereof (*Effective July 1, 2013*):

2766 (4) For the fiscal year ending June 30, 1992, (A) no facility shall
2767 receive a rate that is less than the rate it received for the rate year
2768 ending June 30, 1991; (B) no facility whose rate, if determined pursuant
2769 to this subsection, would exceed one hundred twenty per cent of the
2770 state-wide median rate, as determined pursuant to this subsection,
2771 shall receive a rate which is five and one-half per cent more than the
2772 rate it received for the rate year ending June 30, 1991; and (C) no
2773 facility whose rate, if determined pursuant to this subsection, would be
2774 less than one hundred twenty per cent of the state-wide median rate,
2775 as determined pursuant to this subsection, shall receive a rate which is
2776 six and one-half per cent more than the rate it received for the rate year
2777 ending June 30, 1991. For the fiscal year ending June 30, 1993, no
2778 facility shall receive a rate that is less than the rate it received for the
2779 rate year ending June 30, 1992, or six per cent more than the rate it
2780 received for the rate year ending June 30, 1992. For the fiscal year
2781 ending June 30, 1994, no facility shall receive a rate that is less than the
2782 rate it received for the rate year ending June 30, 1993, or six per cent
2783 more than the rate it received for the rate year ending June 30, 1993.
2784 For the fiscal year ending June 30, 1995, no facility shall receive a rate
2785 that is more than five per cent less than the rate it received for the rate
2786 year ending June 30, 1994, or six per cent more than the rate it received

2787 for the rate year ending June 30, 1994. For the fiscal years ending June
2788 30, 1996, and June 30, 1997, no facility shall receive a rate that is more
2789 than three per cent more than the rate it received for the prior rate
2790 year. For the fiscal year ending June 30, 1998, a facility shall receive a
2791 rate increase that is not more than two per cent more than the rate that
2792 the facility received in the prior year. For the fiscal year ending June
2793 30, 1999, a facility shall receive a rate increase that is not more than
2794 three per cent more than the rate that the facility received in the prior
2795 year and that is not less than one per cent more than the rate that the
2796 facility received in the prior year, exclusive of rate increases associated
2797 with a wage, benefit and staffing enhancement rate adjustment added
2798 for the period from April 1, 1999, to June 30, 1999, inclusive. For the
2799 fiscal year ending June 30, 2000, each facility, except a facility with an
2800 interim rate or replaced interim rate for the fiscal year ending June 30,
2801 1999, and a facility having a certificate of need or other agreement
2802 specifying rate adjustments for the fiscal year ending June 30, 2000,
2803 shall receive a rate increase equal to one per cent applied to the rate the
2804 facility received for the fiscal year ending June 30, 1999, exclusive of
2805 the facility's wage, benefit and staffing enhancement rate adjustment.
2806 For the fiscal year ending June 30, 2000, no facility with an interim rate,
2807 replaced interim rate or scheduled rate adjustment specified in a
2808 certificate of need or other agreement for the fiscal year ending June
2809 30, 2000, shall receive a rate increase that is more than one per cent
2810 more than the rate the facility received in the fiscal year ending June
2811 30, 1999. For the fiscal year ending June 30, 2001, each facility, except a
2812 facility with an interim rate or replaced interim rate for the fiscal year
2813 ending June 30, 2000, and a facility having a certificate of need or other
2814 agreement specifying rate adjustments for the fiscal year ending June
2815 30, 2001, shall receive a rate increase equal to two per cent applied to
2816 the rate the facility received for the fiscal year ending June 30, 2000,
2817 subject to verification of wage enhancement adjustments pursuant to
2818 subdivision (14) of this subsection. For the fiscal year ending June 30,
2819 2001, no facility with an interim rate, replaced interim rate or
2820 scheduled rate adjustment specified in a certificate of need or other

2821 agreement for the fiscal year ending June 30, 2001, shall receive a rate
2822 increase that is more than two per cent more than the rate the facility
2823 received for the fiscal year ending June 30, 2000. For the fiscal year
2824 ending June 30, 2002, each facility shall receive a rate that is two and
2825 one-half per cent more than the rate the facility received in the prior
2826 fiscal year. For the fiscal year ending June 30, 2003, each facility shall
2827 receive a rate that is two per cent more than the rate the facility
2828 received in the prior fiscal year, except that such increase shall be
2829 effective January 1, 2003, and such facility rate in effect for the fiscal
2830 year ending June 30, 2002, shall be paid for services provided until
2831 December 31, 2002, except any facility that would have been issued a
2832 lower rate effective July 1, 2002, than for the fiscal year ending June 30,
2833 2002, due to interim rate status or agreement with the department shall
2834 be issued such lower rate effective July 1, 2002, and have such rate
2835 increased two per cent effective June 1, 2003. For the fiscal year ending
2836 June 30, 2004, rates in effect for the period ending June 30, 2003, shall
2837 remain in effect, except any facility that would have been issued a
2838 lower rate effective July 1, 2003, than for the fiscal year ending June 30,
2839 2003, due to interim rate status or agreement with the department shall
2840 be issued such lower rate effective July 1, 2003. For the fiscal year
2841 ending June 30, 2005, rates in effect for the period ending June 30, 2004,
2842 shall remain in effect until December 31, 2004, except any facility that
2843 would have been issued a lower rate effective July 1, 2004, than for the
2844 fiscal year ending June 30, 2004, due to interim rate status or
2845 agreement with the department shall be issued such lower rate
2846 effective July 1, 2004. Effective January 1, 2005, each facility shall
2847 receive a rate that is one per cent greater than the rate in effect
2848 December 31, 2004. Effective upon receipt of all the necessary federal
2849 approvals to secure federal financial participation matching funds
2850 associated with the rate increase provided in this subdivision, but in
2851 no event earlier than July 1, 2005, and provided the user fee imposed
2852 under section 17b-320 is required to be collected, for the fiscal year
2853 ending June 30, 2006, the department shall compute the rate for each
2854 facility based upon its 2003 cost report filing or a subsequent cost year

filing for facilities having an interim rate for the period ending June 30, 2005, as provided under section 17-311-55 of the regulations of Connecticut state agencies. For each facility not having an interim rate for the period ending June 30, 2005, the rate for the period ending June 30, 2006, shall be determined beginning with the higher of the computed rate based upon its 2003 cost report filing or the rate in effect for the period ending June 30, 2005. Such rate shall then be increased by eleven dollars and eighty cents per day except that in no event shall the rate for the period ending June 30, 2006, be thirty-two dollars more than the rate in effect for the period ending June 30, 2005, and for any facility with a rate below one hundred ninety-five dollars per day for the period ending June 30, 2005, such rate for the period ending June 30, 2006, shall not be greater than two hundred seventeen dollars and forty-three cents per day and for any facility with a rate equal to or greater than one hundred ninety-five dollars per day for the period ending June 30, 2005, such rate for the period ending June 30, 2006, shall not exceed the rate in effect for the period ending June 30, 2005, increased by eleven and one-half per cent. For each facility with an interim rate for the period ending June 30, 2005, the interim replacement rate for the period ending June 30, 2006, shall not exceed the rate in effect for the period ending June 30, 2005, increased by eleven dollars and eighty cents per day plus the per day cost of the user fee payments made pursuant to section 17b-320 divided by annual resident service days, except for any facility with an interim rate below one hundred ninety-five dollars per day for the period ending June 30, 2005, the interim replacement rate for the period ending June 30, 2006, shall not be greater than two hundred seventeen dollars and forty-three cents per day and for any facility with an interim rate equal to or greater than one hundred ninety-five dollars per day for the period ending June 30, 2005, the interim replacement rate for the period ending June 30, 2006, shall not exceed the rate in effect for the period ending June 30, 2005, increased by eleven and one-half per cent. Such July 1, 2005, rate adjustments shall remain in effect unless (i) the federal financial participation matching funds associated

with the rate increase are no longer available; or (ii) the user fee created pursuant to section 17b-320 is not in effect. For the fiscal year ending June 30, 2007, each facility shall receive a rate that is three per cent greater than the rate in effect for the period ending June 30, 2006, except any facility that would have been issued a lower rate effective July 1, 2006, than for the rate period ending June 30, 2006, due to interim rate status or agreement with the department, shall be issued such lower rate effective July 1, 2006. For the fiscal year ending June 30, 2008, each facility shall receive a rate that is two and nine-tenths per cent greater than the rate in effect for the period ending June 30, 2007, except any facility that would have been issued a lower rate effective July 1, 2007, than for the rate period ending June 30, 2007, due to interim rate status or agreement with the department, shall be issued such lower rate effective July 1, 2007. For the fiscal year ending June 30, 2009, rates in effect for the period ending June 30, 2008, shall remain in effect until June 30, 2009, except any facility that would have been issued a lower rate for the fiscal year ending June 30, 2009, due to interim rate status or agreement with the department shall be issued such lower rate. For the fiscal years ending June 30, 2010, and June 30, 2011, rates in effect for the period ending June 30, 2009, shall remain in effect until June 30, 2011, except any facility that would have been issued a lower rate for the fiscal year ending June 30, 2010, or the fiscal year ending June 30, 2011, due to interim rate status or agreement with the department, shall be issued such lower rate. For the fiscal years ending June 30, 2012, and June 30, 2013, rates in effect for the period ending June 30, 2011, shall remain in effect until June 30, 2013, except any facility that would have been issued a lower rate for the fiscal year ending June 30, 2012, or the fiscal year ending June 30, 2013, due to interim rate status or agreement with the department, shall be issued such lower rate. For the fiscal year ending June 30, 2014, the department shall determine facility rates based upon 2011 cost report filings subject to the provisions of this section and applicable regulations except: **[**(1)**]** (I) A ninety per cent minimum occupancy standard shall be applied; **[**(2)**]** (II) no facility shall receive a rate that is

2923 higher than the rate in effect on June 30, 2013; [(3)] (III) no facility shall
2924 receive a rate that is more than four per cent lower than the rate in
2925 effect on June 30, 2013; and [(4)] (IV) any facility that would have been
2926 issued a lower rate effective July 1, 2013, than for the rate period
2927 ending June 30, 2013, due to interim rate status or agreement with the
2928 department, shall be issued such lower rate effective July 1, 2013. For
2929 the fiscal year ending June 30, 2015, rates in effect for the period
2930 ending June 30, 2014, shall remain in effect until June 30, 2015, except
2931 any facility that would have been issued a lower rate effective July 1,
2932 2014, than for the rate period ending June 30, 2014, due to interim rate
2933 status or agreement with the department, shall be issued such lower
2934 rate effective July 1, 2014. The Commissioner of Social Services shall
2935 add fair rent increases to any other rate increases established pursuant
2936 to this subdivision for a facility which has undergone a material
2937 change in circumstances related to fair rent, except for the fiscal years
2938 ending June 30, 2010, June 30, 2011, and June 30, 2012, such fair rent
2939 increases shall only be provided to facilities with an approved
2940 certificate of need pursuant to section 17b-352, 17b-353, 17b-354 or 17b-
2941 355. For the fiscal year ending June 30, 2013, the commissioner may,
2942 within available appropriations, provide pro rata fair rent increases for
2943 facilities which have undergone a material change in circumstances
2944 related to fair rent additions placed in service in cost report years
2945 ending September 30, 2008, to September 30, 2011, inclusive, and not
2946 otherwise included in rates issued. For the fiscal years ending June 30,
2947 2014, and June 30, 2015, the commissioner may, within available
2948 appropriations, provide pro rata fair rent increases, which may include
2949 moveable equipment at the discretion of the commissioner, for
2950 facilities which have undergone a material change in circumstances
2951 related to fair rent additions or moveable equipment placed in service
2952 in cost report years ending September 30, 2012, and September 30,
2953 2013, and not otherwise included in rates issued. The commissioner
2954 shall add fair rent increases associated with an approved certificate of
2955 need pursuant to section 17b-352, 17b-353, 17b-354 or 17b-355. Interim
2956 rates may take into account reasonable costs incurred by a facility,

2957 including wages and benefits. Notwithstanding the provisions of this
2958 section, the Commissioner of Social Services may, subject to available
2959 appropriations, increase or decrease rates issued to licensed chronic
2960 and convalescent nursing homes and licensed rest homes with nursing
2961 supervision.

2962 Sec. 91. Section 17b-239 of the general statutes, as amended by
2963 section 76 of house bill 6705 of the current session, is repealed and the
2964 following is substituted in lieu thereof (*Effective July 1, 2013*):

2965 (a) (1) Until the time subdivision (2) of this subsection is effective,
2966 the rate to be paid by the state to hospitals receiving appropriations
2967 granted by the General Assembly and to freestanding chronic disease
2968 hospitals providing services to persons aided or cared for by the state
2969 for routine services furnished to state patients, shall be based upon
2970 reasonable cost to such hospital, or the charge to the general public for
2971 ward services or the lowest charge for semiprivate services if the
2972 hospital has no ward facilities, imposed by such hospital, whichever is
2973 lowest, except to the extent, if any, that the commissioner determines
2974 that a greater amount is appropriate in the case of hospitals serving a
2975 disproportionate share of indigent patients. Such rate shall be
2976 promulgated annually by the Commissioner of Social Services.

2977 (2) On or after July 1, 2013, Medicaid rates paid to acute care and
2978 children's hospitals shall be based on diagnosis–related groups
2979 established and periodically rebased by the Commissioner of Social
2980 Services, provided the Department of Social Services completes a fiscal
2981 analysis of the impact of such rate payment system on each hospital.
2982 The Commissioner of Social Services shall, in accordance with the
2983 provisions of section 11-4a, file a report on the results of the fiscal
2984 analysis not later than six months after implementing the rate payment
2985 system with the joint standing committees of the General Assembly
2986 having cognizance of matters relating to human services and
2987 appropriations and the budgets of state agencies. The Commissioner of
2988 Social Services shall annually determine in-patient rates for each

2989 hospital by multiplying diagnostic-related group relative weights by a
2990 base rate. Within available appropriations, the commissioner may, in
2991 his or her discretion, make additional payments to hospitals based on
2992 criteria to be determined by the commissioner. Nothing contained in
2993 this section shall authorize Medicaid payment by the state to any such
2994 hospital in excess of the charges made by such hospital for comparable
2995 services to the general public.

2996 (b) Effective October 1, 1991, the rate to be paid by the state for the
2997 cost of special services rendered by such hospitals shall be established
2998 annually by the commissioner for each such hospital based on the
2999 reasonable cost to each hospital of such services furnished to state
3000 patients. Nothing contained in this subsection shall authorize a
3001 payment by the state for such services to any such hospital in excess of
3002 the charges made by such hospital for comparable services to the
3003 general public.

3004 (c) The term "reasonable cost" as used in this section means the cost
3005 of care furnished such patients by an efficient and economically
3006 operated facility, computed in accordance with accepted principles of
3007 hospital cost reimbursement. The commissioner may adjust the rate of
3008 payment established under the provisions of this section for the year
3009 during which services are furnished to reflect fluctuations in hospital
3010 costs. Such adjustment may be made prospectively to cover anticipated
3011 fluctuations or may be made retroactive to any date subsequent to the
3012 date of the initial rate determination for such year or in such other
3013 manner as may be determined by the commissioner. In determining
3014 "reasonable cost" the commissioner may give due consideration to
3015 allowances for fully or partially unpaid bills, reasonable costs
3016 mandated by collective bargaining agreements with certified collective
3017 bargaining agents or other agreements between the employer and
3018 employees, provided "employees" shall not include persons employed
3019 as managers or chief administrators, requirements for working capital
3020 and cost of development of new services, including additions to and
3021 replacement of facilities and equipment. The commissioner shall not

3022 give consideration to amounts paid by the facilities to employees as
3023 salary, or to attorneys or consultants as fees, where the responsibility
3024 of the employees, attorneys or consultants is to persuade or seek to
3025 persuade the other employees of the facility to support or oppose
3026 unionization. Nothing in this subsection shall prohibit the
3027 commissioner from considering amounts paid for legal counsel related
3028 to the negotiation of collective bargaining agreements, the settlement
3029 of grievances or normal administration of labor relations.

3030 (d) (1) Until such time as subdivision (2) of this subsection is
3031 effective, the state shall also pay to such hospitals for each outpatient
3032 clinic and emergency room visit a reasonable rate to be established
3033 annually by the commissioner for each hospital, such rate to be
3034 determined by the reasonable cost of such services.

3035 (2) On or after July 1, 2013, hospitals shall be paid for outpatient and
3036 emergency room episodes of care based on prospective rates
3037 established by the commissioner in accordance with the Medicare
3038 Ambulatory Payment Classification system in conjunction with a state
3039 conversion factor, provided the Department of Social Services
3040 completes a fiscal analysis of the impact of such rate payment system
3041 on each hospital. The Commissioner of Social Services shall, in
3042 accordance with the provisions of section 11-4a, file a report on the
3043 results of the fiscal analysis not later than six months after
3044 implementing the rate payment system with the joint standing
3045 committees of the General Assembly having cognizance of matters
3046 relating to human services and appropriations and the budgets of state
3047 agencies. The Medicare Ambulatory Payment Classification system
3048 shall be modified to provide payment for services not generally
3049 covered by Medicare, including, but not limited to, pediatric, obstetric,
3050 neonatal and perinatal services. Nothing contained in this subsection
3051 shall authorize a payment by the state for such episodes of care to any
3052 hospital in excess of the charges made by such hospital for comparable
3053 services to the general public. Those outpatient hospital services that
3054 do not have an established Ambulatory Payment Classification code

3055 shall be paid on the basis of a ratio of cost to charges, or the fixed fee in
3056 effect as of January 1, 2013. The Commissioner of Social Services shall
3057 establish a fee schedule for outpatient hospital services to be effective
3058 on and after January 1, 1995, and may annually modify such fee
3059 schedule if such modification is needed to ensure that the conversion
3060 to an administrative services organization is cost neutral to hospitals in
3061 the aggregate and ensures patient access. Utilization may be a factor in
3062 determining cost neutrality.

3063 (e) The commissioner shall adopt regulations, in accordance with
3064 the provisions of chapter 54, establishing criteria for defining
3065 emergency and nonemergency visits to hospital emergency rooms. All
3066 nonemergency visits to hospital emergency rooms shall be paid at the
3067 hospital's outpatient clinic services rate. Nothing contained in this
3068 subsection or the regulations adopted under this section shall
3069 authorize a payment by the state for such services to any hospital in
3070 excess of the charges made by such hospital for comparable services to
3071 the general public. To the extent permitted by federal law, the
3072 Commissioner of Social Services shall impose cost sharing
3073 requirements under the medical assistance program for nonemergency
3074 use of hospital emergency room services.

3075 (f) On and after July 1, 1995, no payment shall be made by the state
3076 to an acute care general hospital for the inpatient care of a patient who
3077 no longer requires acute care and is eligible for Medicare unless the
3078 hospital does not obtain reimbursement from Medicare for that stay.

3079 (g) The commissioner shall establish rates to be paid to freestanding
3080 chronic disease hospitals.

3081 **[**(g)**]** (h) The Commissioner of Social Services may implement
3082 policies and procedures as necessary to carry out the provisions of this
3083 section while in the process of adopting the policies and procedures as
3084 regulations, provided notice of intent to adopt the regulations is
3085 published in the Connecticut Law Journal not later than twenty days

3086 after the date of implementation.

3087 Sec. 92. Section 123 of house bill 6705 of the current session is
3088 repealed and the following is substituted in lieu thereof (*Effective July*
3089 *1, 2013*):

3090 (a) For purposes of this section, (1) "Healthy Start" means a service
3091 delivery program for pregnant women with incomes up to two
3092 hundred fifty per cent of the federal poverty level which promotes and
3093 supports positive maternal and neonatal health outcomes; and (2)
3094 "core Healthy Start services" are (A) a comprehensive medical and
3095 psycho-social risk assessment, (B) the development of a care plan, and
3096 (C) the delivery of care coordination, including, but not limited to,
3097 health education and case management services. **[**; and (3) "venues"
3098 means locations that include, but are not limited to, health
3099 departments, hospital clinics and federally qualified health centers.**]**

3100 (b) The Commissioner of Social Services, acting in consultation with
3101 the Commissioner of Public Health, shall develop a plan to maximize
3102 federal Medicaid reimbursements for Healthy Start in Connecticut to
3103 the extent permissible under federal law and expand services within
3104 available state appropriations. **[**Such plan shall include, but not be
3105 limited to: (1) A venue-based payment and billing system under which
3106 core Healthy Start services provided by nonlicensed staff working with
3107 a licensed Medicaid provider are reimbursed through Medicaid, and
3108 (2) a funding allocation formula that ensures that eligible women
3109 throughout the state have access to core Healthy Start services.**]**

3110 (c) On or before October 1, 2013, and October 1, 2014, the
3111 Commissioners of Social Services and Public Health, within available
3112 appropriations, shall review the effectiveness of the state-funded
3113 Healthy Start program. Such evaluation shall determine (1) whether
3114 the program should continue to be administered through the
3115 Department of Social Services, and (2) whether and how the program
3116 should be expanded to other underserved communities in the state.

3117 The commissioners shall report the results of such studies to the joint
3118 standing committees of the General Assembly having cognizance of
3119 matters relating to human services, public health, and appropriations
3120 and the budgets of state agencies.

3121 Sec. 93. Section 158 of house bill 6705 of the current session is
3122 repealed and the following is substituted in lieu thereof (*Effective*
3123 *January 1, 2014*):

3124 Sections **[**17a-220,**]** 17b-261n, 17b-311, 17b-490, 17b-491, 17b-492 and
3125 17b-493 to 17b-498, inclusive, of the general statutes are repealed.

3126 Sec. 94. (*Effective from passage*) Change the effective date of section 1
3127 of substitute house bill 6525 of the current session, as amended by
3128 house amendment schedule A, to "Effective from passage".

3129 Sec. 95. (*Effective July 1, 2013*) Up to $70,000 of the unexpended
3130 balance of funds appropriated to Office of the Healthcare Advocate,
3131 for Personal Services, in section 7 of public act 11-6, as amended by
3132 section 5 of public act 12-104, for the fiscal year ending June 30, 2013,
3133 shall not lapse on said date, and such funds shall be transferred to the
3134 Equipment account and made available for voice and data wiring and
3135 a computer network switch during the fiscal year ending June 30, 2014.

3136 Sec. 96. Section 13a-175a of the general statutes is repealed and the
3137 following is substituted in lieu thereof (*Effective July 1, 2013*):

3138 (a) For each fiscal year there shall be allocated twelve million five
3139 hundred thousand dollars out of the funds appropriated to the
3140 Department of Transportation, or from any other source, not otherwise
3141 prohibited by law, to be used by the towns for construction,
3142 reconstruction, improvement or maintenance of highways, sections of
3143 highways, bridges or structures incidental to highways and bridges or
3144 the improvement thereof, including the plowing of snow, the sanding
3145 of icy pavements, the trimming and removal of trees, the installation,
3146 replacement and maintenance of traffic signs, signals and markings,

and for traffic control and vehicular safety programs, traffic and parking planning and administration, and other purposes and programs related to highways, traffic and parking, and for the purposes of providing and operating essential public transportation services and related facilities.

(b) Notwithstanding the provisions of subsection (a) of this section, the Secretary of the Office of Policy and Management, in the secretary's discretion, may approve the use of funds by a town for purposes other than those enumerated in said subsection (a).

Sec. 97. Section 17 of house bill 6704 of the current session is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) The Secretary of the Office of Policy and Management may transfer amounts appropriated for Personal Services in sections 1 and 2 of this act and sections 2, 3 and 5 to 10, inclusive, of **[**this act**]** house bill 6704 of the current session from agencies to the Reserve for Salary Adjustments account to reflect a more accurate impact of collective bargaining and related costs.

(b) The Secretary of the Office of Policy and Management may transfer funds appropriated in section 1 of **[**house bill 6704 of the current session**]** this act, for Reserve for Salary Adjustments, to any agency in any appropriated fund to give effect to salary increases, other employee benefits, agency costs related to staff reductions including accrual payments, achievement of agency general personal services reductions, or other personal services adjustments authorized by **[**this act**]** house bill 6704 of the current session, section 1 of this act, any other act or other applicable statute.

Sec. 98. Subsection (b) of section 18 of house bill 6704 of the current session is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

3177 (b) That portion of unexpended funds, as determined by the
3178 Secretary of the Office of Policy and Management, appropriated in
3179 [sections 1 and] section 1 of this act and section 2 of [this act] house bill
3180 6704 of the current session, which relate to collective bargaining
3181 agreements and related costs for the fiscal year ending June 30, 2014,
3182 shall not lapse on June 30, 2014, and such funds shall continue to be
3183 available for such purpose during the fiscal year ending June 30, 2015.

3184 Sec. 99. Section 21 of house bill 6704 of the current session is
3185 repealed and the following is substituted in lieu thereof (*Effective July*
3186 *1, 2013*):

3187 Notwithstanding the provisions of section 10-183t of the general
3188 statutes, for the fiscal years ending June 30, 2014, and June 30, 2015, (1)
3189 the state shall appropriate only the amount specified in section 1 of
3190 [house bill 6704 of the current session] this act, and (2) the retired
3191 teachers' health insurance premium account within the Teachers'
3192 Retirement Fund, established pursuant to the provisions of subsection
3193 (d) of said section 10-183t, shall pay (A) forty-two per cent of the basic
3194 plan's premium equivalent under subsection (a) of said section 10-183t,
3195 and (B) seventy-five per cent of the subsidy under subsection (c) of
3196 said section 10-183t.

3197 Sec. 100. Section 22 of house bill 6704 of the current session is
3198 repealed and the following is substituted in lieu thereof (*Effective July*
3199 *1, 2013*):

3200 Any appropriation, or portion thereof, made to any agency from the
3201 General Fund in section 1 of [house bill 6704 of the current session] this
3202 act, may be transferred at the request of such agency to any other
3203 agency by the Governor, with the approval of the Finance Advisory
3204 Committee, to take full advantage of federal matching funds, provided
3205 both agencies shall certify that the expenditure of such transferred
3206 funds by the receiving agency will be for the same purpose as that of
3207 the original appropriation or portion thereof so transferred. Any

3208 federal funds generated through the transfer of appropriations
3209 between agencies may be used for reimbursing General Fund
3210 expenditures or for expanding program services or a combination of
3211 both as determined by the Governor, with the approval of the Finance
3212 Advisory Committee.

3213 Sec. 101. Subsection (a) of section 23 of house bill 6704 of the current
3214 session is repealed and the following is substituted in lieu thereof
3215 (*Effective July 1, 2013*):

3216 (a) Any appropriation, or portion thereof, made to any agency from
3217 the General Fund in section 1 of **[**house bill 6704 of the current session**]**
3218 this act, may be adjusted in accordance with subsection (b) of this
3219 section, by the Governor, with approval of the Finance Advisory
3220 Committee in order to maximize federal funding available to the state,
3221 consistent with the relevant federal provisions of law.

3222 Sec. 102. Section 24 of house bill 6704 of the current session is
3223 repealed and the following is substituted in lieu thereof (*Effective July*
3224 *1, 2013*):

3225 Any appropriation, or portion thereof, made to The University of
3226 Connecticut Health Center in section 1 of **[**house bill 6704 of the
3227 current session**]** this act may be transferred by the Secretary of the
3228 Office of Policy and Management to the Disproportionate Share –
3229 Medical Emergency Assistance account or to the Medicaid account in
3230 the Department of Social Services for the purpose of maximizing
3231 federal reimbursement.

3232 Sec. 103. Section 26 of house bill 6704 of the current session is
3233 repealed and the following is substituted in lieu thereof (*Effective July*
3234 *1, 2013*):

3235 Any appropriation, or portion thereof, made to the Department of
3236 Veterans' Affairs in section 1 of **[**house bill 6704 of the current session**]**
3237 this act may be transferred by the Secretary of the Office of Policy and

3238 Management to the Disproportionate Share – Medical Emergency
3239 Assistance account or to the Medicaid account in the Department of
3240 Social Services for the purpose of maximizing federal reimbursement.

3241 Sec. 104. Section 31 of house bill 6704 of the current session is
3242 repealed and the following is substituted in lieu thereof (*Effective July*
3243 *1, 2013*):

3244 The sum of $250,000 appropriated in section 1 of **[**house bill 6704 of
3245 the current session**]** this act to The University of Connecticut, for
3246 Operating Expenses, for each of the fiscal years ending June 30, 2014,
3247 and June 30, 2015, shall be made available during each of said fiscal
3248 years to support the Connecticut Center for Advanced Technology.

3249 Sec. 105. Section 39 of house bill 6704 of the current session is
3250 repealed and the following is substituted in lieu thereof (*Effective July*
3251 *1, 2013*):

3252 Up to $100,000 of the amount appropriated in section 1 of **[**house bill
3253 6704 of the current session**]** this act to the Labor Department, for Jobs
3254 First Employment Services, for each of the fiscal years ending June 30,
3255 2014, and June 30, 2015, shall be made available in each of said fiscal
3256 years for a grant to the WorkPlace in Bridgeport.

3257 Sec. 106. Section 42 of house bill 6704 of the current session is
3258 repealed and the following is substituted in lieu thereof (*Effective July*
3259 *1, 2013*):

3260 Up to $150,000 of the amount appropriated in section 1 of **[**house bill
3261 6704 of the current session**]** this act to the Board of Regents for Higher
3262 Education, for Connecticut State University, for each of the fiscal years
3263 ending June 30, 2014, and June 30, 2015, for the initial stages of the
3264 collection and arrangement of the official papers of former Governor
3265 William O'Neill shall be made available in each of said years for a
3266 grant to the Institute of Municipal and Regional Policy for purposes of
3267 assisting in the development of the Connecticut specific model within

the Pew-MacArthur Results First Initiative.

Sec. 107. Section 44 of house bill 6704 of the current session is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

Up to $250,000 of the amount appropriated in section 1 of **[**house bill 6704 of the current session**]** this act to the Department of Education, for School Accountability, for each of the fiscal years ending June 30, 2014, and June 30, 2015, shall be made available in each of said fiscal years for implementation of the Connecticut Fiscal State Tracking and Accountability Report System.

Sec. 108. Section 56 of house bill 6704 of the current session is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

Notwithstanding the provisions of section 4-85 of the general statutes, the Secretary of the Office of Policy and Management shall not allot funds appropriated in sections 1 and 2 of this act and sections 2, 3 and 5 to 10, inclusive, of **[**this act**]** house bill 6704 of the current session for Nonfunctional – Change to Accruals.

Sec. 109. Section 57 of house bill 6704 of the current session is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

The amount appropriated in section 1 of **[**house bill 6704 of the current session**]** this act to the Department of Social Services, for Fatherhood Initiative, for each of the fiscal years ending June 30, 2014, and June 30, 2015, shall be distributed equally for each of said fiscal years to the following: Families in Crises, Madonna Place, New Opportunities Inc., New Haven Family Alliance, Career Resources Inc. and Family Strides Inc.

Sec. 110. Section 65 of house bill 6704 of the current session is

repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

Up to $250,000 of the amount appropriated in section 1 of **[**house bill 6704 of the current session**]** this act to the Department of Housing, for Housing/Homeless Services, for each of the fiscal years ending June 30, 2014, and June 30, 2015, shall be made available in each of said fiscal years for the Norwich/New London Continuum of Care to facilitate rehousing and homelessness prevention in southeastern Connecticut.

Sec. 111. Section 110 of house bill 6704 of the current session is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

Notwithstanding the provisions of section 4-28e of the general statutes, up to $40,000,000 received pursuant to the settlement of litigation under the 1998 tobacco Master Settlement Agreement shall be reserved for the purpose of reducing aggregate appropriations in section 1 of **[**house bill 6704 of the current session**]** this act for Nonfunctional-Change to Accruals for the fiscal year ending June 30, 2014.

Sec. 112. Section 501 of house bill 6704 of the current session is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

The appropriations in section 1 of **[**house bill 6704 of the current session**]** this act are supported by the GENERAL FUND revenue estimates as follows:

	2013 - 2014	2014 - 2015
TAXES		
Personal Income	8,808,800,000	9,399,800,000
Sales and Use	4,044,000,000	4,164,800,000
Corporations	723,500,000	749,300,000

T865	Public Service Corporations	279,300,000	284,400,000
T866	Inheritance and Estate	172,900,000	179,800,000
T867	Insurance Companies	271,200,000	277,600,000
T868	Cigarettes	390,400,000	379,500,000
T869	Real Estate Conveyance	143,800,000	150,800,000
T870	Oil Companies	37,400,000	36,100,000
T871	Electric Generation	17,500,000	0
T872	Alcoholic Beverages	59,800,000	60,200,000
T873	Admissions and Dues	37,000,000	37,300,000
T874	Health Provider	512,000,000	514,500,000
T875	Miscellaneous	19,900,000	20,200,000
T876	TOTAL TAXES	15,517,500,000	16,254,300,000
T877			
T878	Refunds of Taxes	-1,073,500,000	-1,115,600,000
T879	Earned Income Tax Credit	-104,500,000	-121,000,000
T880	R & D Credit Exchange	-5,500,000	-6,200,000
T881	TAXES LESS REFUNDS	14,334,000,000	15,011,500,000
T882			
T883	OTHER REVENUE		
T884	Transfer Special Revenue	314,300,000	338,800,000
T885	Indian Gaming Payments	285,300,000	280,400,000
T886	Licenses, Permits and Fees	300,900,000	274,100,000
T887	Sales of Commodities	38,200,000	39,400,000
T888	Rentals, Fines and Escheats	114,050,000	116,000,000
T889	Investment Income	1,300,000	1,600,000
T890	Miscellaneous	169,100,000	170,900,000
T891	Refunds of Payments	-69,800,000	71,300,000
T892	TOTAL OTHER REVENUE	1,153,350,000	1,149,900,000
T893			
T894	OTHER SOURCES		
T895	Federal Grants	1,312,700,000	1,227,900,000
T896	Transfer from Tobacco Settlement	107,000,000	106,000,000
T897	Transfer from Other Funds	283,000,000	12,200,000
T898	TOTAL OTHER SOURCES	1,702,700,000	1,346,100,000

TOTAL GENERAL FUND REVENUE	17,190,050,000	17,507,500,000

Sec. 113. (NEW) (*Effective October 1, 2013*) The Commissioner of Emergency Services and Public Protection is authorized to award the Connecticut medal of bravery directly or posthumously to any citizen of the state in recognition of a valorous and heroic deed performed in saving a life or for injury or death or threat of injury or death incurred in the service of the state or such citizen's community or on behalf of the health, welfare or safety of other persons. Recommendations for the Connecticut medal of bravery may be submitted to the commissioner, in the form and manner prescribed by the commissioner, by any member of the public.

Sec. 114. (NEW) (*Effective from passage*) The Adjutant General and two officers of field grade or above, appointed by the Adjutant General, shall constitute a board of officers to receive recommendations, through military channels, for the award, within available appropriations, of the medal of achievement to any member of the Connecticut National Guard who has distinguished himself or herself through outstanding achievement or meritorious service during the performance of any state military service, including military service described in section 27-61 of the general statutes and military service performed pursuant to chapter 518 of the general statutes. A bronze oak leaf cluster shall be issued in lieu of succeeding awards and a silver oak leaf cluster shall be worn in lieu of five bronze oak leaf clusters.

Sec. 115. Section 27-73a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Adjutant General, at his <u>or her</u> discretion, may issue an appropriate service ribbon to all members of the armed forces of the state ordered to active duty in time of emergency **[**in accordance with

3350 section 27-14] for upholding the law and preserving order, [or]
3351 protecting lives and property, [or] assisting civil authorities, [or the]
3352 providing aid and relief [of] to civilians in disaster or similar service
3353 ordered by the Governor. A bronze oak leaf cluster shall be issued in
3354 lieu of succeeding awards and a silver oak leaf cluster [may] shall be
3355 worn in lieu of [three] five bronze oak leaf clusters. [This section shall
3356 apply to service rendered on or after August 19, 1955.]

3357 Sec. 116. Section 27-73b of the general statutes is repealed and the
3358 following is substituted in lieu thereof (*Effective from passage*):

3359 The Adjutant General shall issue an appropriate service ribbon to all
3360 members of the unit declared to be the outstanding company-size unit
3361 in the Connecticut National Guard in accordance with National Guard
3362 regulations, provided such members participated in at least fifty per
3363 cent of the unit's training activities during the period covered by the
3364 award. A bronze oak leaf cluster shall be issued in lieu of succeeding
3365 awards and a silver oak leaf cluster [may] shall be worn in lieu of
3366 [three] five bronze oak leaf clusters. [These awards shall be made
3367 retroactive to 1947.]

3368 Sec. 117. Section 16-243v of the general statutes is amended by
3369 adding subsection (k) as follows (*Effective from passage*):

3370 (NEW) (k) (1) As used in this section:

3371 (A) "Residential retail end use customer" means any electric, gas or
3372 heating fuel customer, regardless of heating source, who wishes to
3373 replace heating furnace or boiler equipment, provided a residential
3374 retail end use customer (i) shall be a customer of an electric
3375 distribution company, and (ii) shall not include a customer who
3376 occupies leased premises or who does not own the premises on which
3377 the replacement heating furnace or boiler equipment is located;

3378 (B) "Heating furnace or boiler equipment" means the primary
3379 heating equipment for space and hot water needs, along with the

ancillary piping, pumps, duct work and associated other equipment that may be required as part of the replacement of a heating furnace or boiler;

(C) "Furnace or boiler replacement funds" means any funds approved by the third-party administrator pursuant to this subsection, provided (i) such funds may be used for the loan principal in an amount not to exceed fifteen thousand dollars, excluding interest expense associated with such loan and the expense for any loan default, and (ii) participating residential retail end use customers may be charged interest on the loan principal in an amount not to exceed three per cent, based on income eligibility as determined by the third-party administrator;

(D) "Electric distribution company" and "gas company" have the same meanings as provided in section 16-1.

(2) Not later than September 1, 2013, the electric distribution and gas companies shall develop a residential furnace and boiler replacement program funded by the systems benefits charge pursuant to section 16-245*l*, as amended by this act, in a manner that minimizes the impact on ratepayers. Said program shall be reviewed and approved or modified by the Department of Energy and Environmental Protection, in consultation with the Energy Conservation Management Board, within sixty days of receipt of the plan for said program. Said program shall include a contract for retention of a third-party administrator to become effective upon approval of the program by the department. Said program shall continue until the end of the third year of the program. On or before January 1, 2014, the electric distribution and gas companies shall retain the services of a third-party administrator with expertise in developing, implementing and administering residential lending programs, including credit evaluation, to provide financing for improvement projects by property owners, loan servicing and program administration. The third-party administrator shall, in conjunction with the electric distribution companies and gas

3412 companies, develop the program.

3413 (3) The third-party administrator shall be responsible for extending
3414 loans and administering the residential furnace and boiler replacement
3415 program to assist residential retail end use customers in funding
3416 heating furnace or boiler equipment replacements that meet all of the
3417 program requirements, which shall include, but not be limited to, (A)
3418 the total projected direct cost savings to the eligible residential retail
3419 end use customer resulting from the heating furnace or boiler
3420 replacement, calculated on an annual basis commencing from the
3421 month that the replacement furnace or boiler is projected to be in
3422 service, shall be greater than the total cost of the replacement funds
3423 over the term of the program in order to qualify for the program, (B)
3424 the eligible customer shall pay a contribution of not less than ten per
3425 cent of the total cost of the replacement or conversion of the heating
3426 furnace or boiler and any additional amounts that are required in
3427 order to meet the program requirements, (C) eligible customers shall
3428 have six consecutive months of timely utility payments and shall not
3429 have any past due balance owed to any electric distribution company
3430 or gas company, (D) the term of the repayment of the replacement
3431 funds shall be the lesser of (i) the simple payback period of the
3432 replacement funds plus two years, or (ii) ten years, and (E) the
3433 replacement furnace or boiler shall meet or exceed federal Energy Star
3434 standards. Eligible residential retail end use customers may apply to
3435 the third-party administrator for participation in the program. The
3436 third-party administrator shall screen each applicant to ensure that the
3437 applicant meets the eligibility requirements and such program
3438 requirements prior to accepting the customer into the program.

3439 (4) Program participants shall repay the furnace or boiler
3440 replacement funds through a monthly charge on the customer's
3441 residential electric or gas utility bill, provided heating fuel customers
3442 shall be able to repay such replacement funds through a monthly
3443 charge on such customer's electric or gas utility bill. Furnace or boiler
3444 replacement funds provided shall be reflected on the residential retail

3445 end use customer's electric service or gas account, as applicable, for the
3446 premises on which the replacement heating furnace or boiler
3447 equipment is located. If the premises are sold, the amount of
3448 replacement funds remaining to be repaid shall be transferred to
3449 subsequent service account holders at such premises, who may
3450 become program participants for purposes of the repayment
3451 obligation, unless the seller and buyer agree that the loan will not be
3452 transferred.

3453 (5) Furnace or boiler replacement funds shall be recovered through
3454 the systems benefits charge of the respective electric distribution
3455 company where the heating furnace or boiler equipment is located.
3456 Any program costs incurred by the third-party administrator or the
3457 gas company and funds not repaid by customers who default on their
3458 repayment obligations and other costs associated with the program or
3459 customers' failure to repay replacement funds to the third-party
3460 administrator shall be recovered through the systems benefits charge.
3461 All administrative and capital carrying costs of the electric distribution
3462 companies associated with the program shall be recovered by the
3463 companies through a reconciling component, such as the systems
3464 benefits charge as approved by the Public Utilities Regulatory
3465 Authority.

3466 (6) On or before January 1, 2016, the Department of Energy and
3467 Environmental Protection and the Energy Conservation Management
3468 Board shall engage an independent third party to evaluate and submit
3469 a report, in accordance with section 11-4a, to the joint standing
3470 committees of the General Assembly having cognizance of matters
3471 relating to energy and finance, revenue and bonding on the status of
3472 the program. Such report shall also include an evaluation of the
3473 program developed pursuant to section 58 of house bill 6360 of the
3474 current session, as amended by house amendment schedule A. The
3475 report shall include, but not be limited to, for each program, a review
3476 of (A) cost effectiveness of the program, (B) number of customers
3477 served and potential for growth, (C) the customer classes served, and

(D) the fuel type of the financed equipment.

(7) The third-party administrator shall be entitled to take all available legal action as may be necessary to secure the furnace or boiler replacement funds and repayment of the funds, including, but not limited to, attaching liens and requiring filings to be made on applicable land records or as otherwise necessary or required.

Sec. 118. Subsection (a) of section 16-245*l* of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Public Utilities Regulatory Authority shall establish and each electric distribution company shall collect a systems benefits charge to be imposed against all end use customers of each electric distribution company beginning January 1, 2000. The authority shall hold a hearing that shall be conducted as a contested case in accordance with chapter 54 to establish the amount of the systems benefits charge. The authority may revise the systems benefits charge or any element of said charge as the need arises. The systems benefits charge shall be used to fund (1) the expenses of the public education outreach program developed under subsections (a), (f) and (g) of section 16-244d other than expenses for authority staff, (2) the reasonable and proper expenses of the education outreach consultant pursuant to subsection (d) of section 16-244d, (3) the cost of hardship protection measures under sections 16-262c and 16-262d and other hardship protections, including, but not limited to, electric service bill payment programs, funding and technical support for energy assistance, fuel bank and weatherization programs and weatherization services, (4) the payment program to offset tax losses described in section 12-94d, (5) any sums paid to a resource recovery authority pursuant to subsection (b) of section 16-243e, (6) low income conservation programs approved by the Public Utilities Regulatory Authority, (7) displaced worker protection costs, (8) unfunded storage and disposal costs for spent nuclear fuel generated before January 1,

2000, approved by the appropriate regulatory agencies, (9) postretirement safe shutdown and site protection costs that are incurred in preparation for decommissioning, (10) decommissioning fund contributions, (11) the costs of temporary electric generation facilities incurred pursuant to section 16-19ss, (12) operating expenses for the Connecticut Energy Advisory Board, (13) costs associated with the Connecticut electric efficiency partner program established pursuant to section 16-243v, as amended by this act, (14) reinvestments and investments in energy efficiency programs and technologies pursuant to section 16a-38*l*, costs associated with the electricity conservation incentive program established pursuant to section 119 of public act 07-242, **[**and**]** (15) legal, appraisal and purchase costs of a conservation or land use restriction and other related costs as the authority in its discretion deems appropriate, incurred by a municipality on or before January 1, 2000, to ensure the environmental, recreational and scenic preservation of any reservoir located within this state created by a pump storage hydroelectric generating facility, and (16) the residential furnace and boiler replacement program pursuant to subsection (k) of section 16-243v, as amended by this act. As used in this subsection, "displaced worker protection costs" means the reasonable costs incurred, prior to January 1, 2008, (A) by an electric supplier, exempt wholesale generator, electric company, an operator of a nuclear power generating facility in this state or a generation entity or affiliate arising from the dislocation of any employee other than an officer, provided such dislocation is a result of (i) restructuring of the electric generation market and such dislocation occurs on or after July 1, 1998, or (ii) the closing of a Title IV source or an exempt wholesale generator, as defined in 15 USC 79z-5a, on or after January 1, 2004, as a result of such source's failure to meet requirements imposed as a result of sections 22a-197 and 22a-198 and this section or those Regulations of Connecticut State Agencies adopted by the Department of Energy and Environmental Protection, as amended from time to time, in accordance with Executive Order Number 19, issued on May 17, 2000, and provided further such costs

3544 result from either the execution of agreements reached through
3545 collective bargaining for union employees or from the company's or
3546 entity's or affiliate's programs and policies for nonunion employees,
3547 and (B) by an electric distribution company or an exempt wholesale
3548 generator arising from the retraining of a former employee of an
3549 unaffiliated exempt wholesale generator, which employee was
3550 involuntarily dislocated on or after January 1, 2004, from such
3551 wholesale generator, except for cause. "Displaced worker protection
3552 costs" includes costs incurred or projected for severance, retraining,
3553 early retirement, outplacement, coverage for surviving spouse
3554 insurance benefits and related expenses. "Displaced worker protection
3555 costs" does not include those costs included in determining a tax credit
3556 pursuant to section 12-217bb.

3557 Sec. 119. Subdivision (8) of subsection (a) of section 16-244u of the
3558 general statutes, as amended by section 35 of house bill 6360 of the
3559 current session, is repealed and the following is substituted in lieu
3560 thereof (*Effective July 1, 2013*):

3561 (8) "Declining percentage of the transmission and distribution
3562 charges" means, during the period commencing on the **[**effective date
3563 of this section and ending July 1, 2014**]** <u>first day of commercial</u>
3564 <u>operation of a virtual net metering facility or an agricultural virtual net</u>
3565 <u>metering facility and ending after one year</u>, eighty per cent of the
3566 transmission and distribution charges, during the period commencing
3567 **[**on July 2, 2014, and ending July 1, 2015**]** <u>at the beginning of the second</u>
3568 <u>year of commercial operation of a virtual net metering facility or an</u>
3569 <u>agricultural virtual net metering facility and ending after one year</u>,
3570 sixty per cent of the transmission and distribution charges, and
3571 commencing **[**on and after July 2, 2015**]** <u>at the beginning of the third</u>
3572 <u>year of commercial operation of a virtual net metering facility or an</u>
3573 <u>agricultural virtual net metering facility and for each year thereafter</u>,
3574 forty per cent of the transmission and distribution charges.

3575 Sec. 120. Subsections (d) and (e) of section 12-391 of the general

3576 statutes are repealed and the following is substituted in lieu thereof
3577 (*Effective from passage and applicable to estates of decedents dying on or after*
3578 *January 1, 2013*):

3579 (d) (1) (A) With respect to the estates of decedents who die on or
3580 after January 1, 2005, but prior to January 1, 2010, a tax is imposed
3581 upon the transfer of the estate of each person who at the time of death
3582 was a resident of this state. The amount of the tax shall be determined
3583 using the schedule in subsection (g) of this section. A credit shall be
3584 allowed against such tax for any taxes paid to this state pursuant to
3585 section 12-642 for Connecticut taxable gifts made on or after January 1,
3586 2005, but prior to January 1, 2010.

3587 (B) With respect to the estates of decedents who die on or after
3588 January 1, 2010, a tax is imposed upon the transfer of the estate of each
3589 person who at the time of death was a resident of this state. The
3590 amount of the tax shall be determined using the schedule in subsection
3591 (g) of this section. A credit shall be allowed against such tax for any
3592 taxes paid to this state pursuant to section 12-642 for Connecticut
3593 taxable gifts made on or after January 1, 2005, provided such credit
3594 shall not exceed the amount of tax imposed by this section.

3595 (2) If real or tangible personal property of such decedent is located
3596 outside of this state, **[**and is subject to estate, inheritance, legacy or
3597 succession taxes by any state or states, other than the state of
3598 Connecticut, or by the District of Columbia,**]** the amount of tax due
3599 under this section shall be reduced by **[**the lesser of: (A) The amount of
3600 any taxes paid to such other state or states or said district; or (B)**]** an
3601 amount computed by multiplying the tax otherwise due pursuant to
3602 subdivision (1) of this subsection, without regard to the credit allowed
3603 for any taxes paid to this state pursuant to section 12-642, by a fraction,
3604 (i) the numerator of which is the value of that part of the decedent's
3605 gross estate **[**over which such other state or states or said district have
3606 jurisdiction for estate tax purposes to the same extent to which this
3607 state would assert jurisdiction for estate tax purposes under this

3608 chapter, with respect to the residents of such other state or states or
3609 said district] attributable to real or tangible personal property located
3610 outside of the state, and (ii) the denominator of which is the value of
3611 the decedent's gross estate.

3612 (3) [Property of a resident estate over which this state has
3613 jurisdiction for estate tax purposes includes] For a resident estate, the
3614 state shall have the power to levy the estate tax upon real property
3615 situated in this state, tangible personal property having an actual situs
3616 in this state and intangible personal property [owned by] included in
3617 the gross estate of the decedent, regardless of where it is located. The
3618 state is permitted to calculate the estate tax and levy said tax to the
3619 fullest extent permitted by the Constitution of the United States.

3620 (e) (1) (A) With respect to the estates of decedents who die on or
3621 after January 1, 2005, but prior to January 1, 2010, a tax is imposed
3622 upon the transfer of the estate of each person who at the time of death
3623 was a nonresident of this state. The amount of such tax shall be
3624 computed by multiplying (i) the amount of tax determined using the
3625 schedule in subsection (g) of this section by (ii) a fraction, the
3626 numerator of which is the value of that part of the decedent's gross
3627 estate over which this state has jurisdiction for estate tax purposes, and
3628 the denominator of which is the value of the decedent's gross estate. A
3629 credit shall be allowed against such tax for any taxes paid to this state
3630 pursuant to section 12-642, for Connecticut taxable gifts made on or
3631 after January 1, 2005, but prior to January 1, 2010.

3632 (B) With respect to the estates of decedents who die on or after
3633 January 1, 2010, a tax is imposed upon the transfer of the estate of each
3634 person who at the time of death was a nonresident of this state. The
3635 amount of such tax shall be computed by multiplying (i) the amount of
3636 tax determined using the schedule in subsection (g) of this section by
3637 (ii) a fraction, the numerator of which is the value of that part of the
3638 decedent's gross estate over which this state has jurisdiction for estate
3639 tax purposes, and the denominator of which is the value of the

3640 decedent's gross estate. A credit shall be allowed against such tax for
3641 any taxes paid to this state pursuant to section 12-642, for Connecticut
3642 taxable gifts made on or after January 1, 2005, provided such credit
3643 shall not exceed the amount of tax imposed by this section.

3644 (2) **[**Property of a nonresident estate over which this state has
3645 jurisdiction for estate tax purposes includes**]** For a nonresident estate,
3646 the state shall have the power to levy the estate tax upon all real
3647 property situated in this state and tangible personal property having
3648 an actual situs in this state. The state is permitted to calculate the estate
3649 tax and levy said tax to the fullest extent permitted by the Constitution
3650 of the United States.

3651 Sec. 121. Section 27-138 of the general statutes is repealed and the
3652 following is substituted in lieu thereof (*Effective July 1, 2014*):

3653 **[**(a)**]** The Soldiers, Sailors and Marines Fund shall remain as
3654 established and shall be in the custody of the Treasurer as trustee of
3655 the fund and shall be administered by **[**the treasurer of**]** the American
3656 Legion. The Treasurer shall invest the fund and shall reinvest as much
3657 of the fund as is not required for current disbursement in accordance
3658 with the provisions of part I of chapter 32. The interest accumulations
3659 of the fund so held in trust or so much thereof as is found necessary to
3660 carry out the purposes hereinafter stated shall be paid **[**, upon the
3661 order of the Comptroller, upon such statements as the Comptroller
3662 may require, to the treasurer of**]** to the American Legion, who shall
3663 disburse the same, and the balance of said accumulations, except for a
3664 reserve of one hundred thousand dollars held in custody of the trustee
3665 for contingent purposes, shall at the end of each fiscal year be added to
3666 the principal of the fund. **[**If the interest accumulations of the fund,
3667 together with available appropriations, if any, of other funds, are
3668 insufficient to carry out the purposes of this part, the Finance Advisory
3669 Committee, upon recommendation of the Governor, shall make
3670 appropriations therefor from the state General Fund, limited, however,
3671 for any fiscal year to amounts which, together with said interest

accumulations for such year, shall not exceed the annual interest on thirty-five million dollars at the average rate of the investment yield earned during the preceding fiscal year on the Soldiers, Sailors and Marines Fund, provided, in case of disaster constituting an emergency, as declared by the Governor, the Finance Advisory Committee may make additional appropriations to the fund without regard to such limitation. Any amounts appropriated from the General Fund under the provisions of this subsection on or after July 1, 2002, and disbursed by the treasurer of the American Legion to carry out the purposes of this part, shall be repaid to said fund in accordance with the provisions of subsection (b) of this section.**]** Payments to the **[**treasurer of the**]** American Legion shall be made at such definite and stated periods as are necessary to meet the convenience of the American Legion and said trustee; but each payment shall be made upon the order of the **[**treasurer of the**]** American Legion, approved by at least two of its executive officers or of a special committee thereof thereunto specially authorized. **[**No**]** <u>The American Legion may consult with the Treasurer concerning investment of the fund. Up to three hundred thousand dollars of the interest accumulation may be utilized by the American Legion to administer the fund, provided no additional</u> part of the interest accumulation of the fund shall be expended for the purpose of maintaining the American Legion.

[(b) If in any fiscal year the interest earned on the principal of the Soldiers, Sailors and Marines Fund exceeds the expenditure level of said fund and there remains an outstanding balance in the cumulative amount to be repaid to the General Fund by the Soldiers, Sailors and Marines Fund under the provisions of subsection (a) of this section, the Comptroller may transfer any interest earned in excess of expenditure to the General Fund. Except as provided in this section, the Comptroller may not transfer interest earned on the principal of the Soldiers, Sailors and Marines Fund to the General Fund.**]**

Sec. 122. (NEW) (*Effective July 1, 2014*) (a) The American Legion shall, on or before January fifteenth biennially, cause an independent

3705 audit of the Soldiers, Sailors and Marines Fund, described in section
3706 27-138 of the general statutes, as amended by this act. Such audit shall
3707 be conducted in accordance with sections 4-230 to 4-236, inclusive, of
3708 the general statutes and regulations adopted pursuant to section 4-236
3709 of the general statutes. The audit report shall include: (1) A detailed
3710 description of the fund investments; (2) a description of investment
3711 returns, including interest, dividends, realized capital gains and
3712 unrealized capital gains organized by investment type; (3) a list of
3713 operating expenditures that describes the type, and includes the
3714 amount, of each expenditure; (4) a list of the number of grant recipients
3715 each month; (5) the fund balance for the current year, the amount of
3716 interest earned for the current year, the estimated fund balance for the
3717 subsequent year and the estimated interest earned for the subsequent
3718 year; and (6) any other information that is required to be reported to
3719 the Treasurer.

3720 (b) Not later than seven business days after the date on which the
3721 American Legion receives the audit report of the independent audit
3722 described in subsection (a) of this section, the American Legion shall
3723 submit to the Treasurer and the joint standing committees of the
3724 General Assembly having cognizance of matters relating to finance,
3725 revenue and bonding and veterans' and military affairs a copy of such
3726 report. The American Legion shall make such report available to the
3727 public in a paper and an electronic format.

3728 Sec. 123. (NEW) (*Effective from passage*) For the fiscal year ending
3729 June 30, 2015, and each fiscal year thereafter, the Department of
3730 Education, in consultation with the Department of Social Services,
3731 shall develop a sliding tuition scale based on family income to be used
3732 in the calculation of the amount that a regional educational service
3733 center operating an interdistrict magnet school offering a preschool
3734 program may charge for tuition to the parent or guardian of a child
3735 enrolled in such preschool program pursuant to section 10-264*l* of the
3736 general statutes, as amended by this act, or 10-264o of the general
3737 statutes, as amended by this act.

Sec. 124. Subsection (k) of section 10-264*l* of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

[(k) For the fiscal year ending June 30, 2009, any tuition charged to a local or regional board of education by a regional educational service center operating an interdistrict magnet school shall be in an amount equal to at least seventy-five per cent of the difference between (1) the average per pupil expenditure of the magnet school for the prior fiscal year, and (2) the amount of any per pupil state subsidy calculated under subsection (c) of this section plus any revenue from other sources calculated on a per pupil basis. For the fiscal year ending June 30, 2010, any tuition charged to a local or regional board of education by a regional educational service center operating an interdistrict magnet school for any student enrolled in such interdistrict magnet school shall be in an amount equal to at least ninety per cent of the difference between (A) the average per pupil expenditure of the magnet school for the prior fiscal year, and (B) the amount of any per pupil state subsidy calculated under subsection (c) of this section plus any revenue from other sources calculated on a per pupil basis.**]**

(k) (1) For the fiscal year ending June 30, **[**2011**]** 2014, and each fiscal year thereafter, any tuition charged to a local or regional board of education by a regional educational service center operating an interdistrict magnet school or any tuition charged by the Hartford school district operating the Great Path Academy on behalf of Manchester Community College for any student enrolled **[**in a preschool program or**]** in kindergarten to grade twelve, inclusive, in such interdistrict magnet school shall be in an amount equal to the difference between **[**(i)**]** (A) the average per pupil expenditure of the magnet school for the prior fiscal year, and **[**(ii)**]** (B) the amount of any per pupil state subsidy calculated under subsection (c) of this section plus any revenue from other sources calculated on a per pupil basis. If any such board of education fails to pay such tuition, the commissioner may withhold from such board's town or towns a sum

payable under section 10-262i in an amount not to exceed the amount of the unpaid tuition to the magnet school and pay such money to the fiscal agent for the magnet school as a supplementary grant for the operation of the interdistrict magnet school program. In no case shall the sum of such tuitions exceed the difference between **[**(I)**]** (i) the total expenditures of the magnet school for the prior fiscal year, and **[**(II)**]** (ii) the total per pupil state subsidy calculated under subsection (c) of this section plus any revenue from other sources. The commissioner may conduct a comprehensive financial review of the operating budget of a magnet school to verify such tuition rate.

(2) (A) For the fiscal years ending June 30, 2013, and June 30, 2014, a regional educational service center operating an interdistrict magnet school offering a preschool program that is not located in the Sheff region may charge tuition to the Department of Education for a child enrolled in such preschool program in an amount not to exceed an amount equal to the difference between (i) the average per pupil expenditure of the preschool program offered at the magnet school for the prior fiscal year, and (ii) the amount of any per pupil state subsidy calculated under subsection (c) of this section plus any revenue from other sources calculated on a per pupil basis. The commissioner may conduct a comprehensive financial review of the operating budget of any such magnet school charging such tuition to verify such tuition rate. For purposes of this subdivision, "Sheff region" means the school districts for the towns of Avon, Bloomfield, Canton, East Granby, East Hartford, East Windsor, Ellington, Farmington, Glastonbury, Granby, Hartford, Manchester, Newington, Rocky Hill, Simsbury, South Windsor, Suffield, Vernon, West Hartford, Wethersfield, Windsor and Windsor Locks.

(B) For the fiscal year ending June 30, 2015, and each fiscal year thereafter, a regional educational service center operating an interdistrict magnet school offering a preschool program that is not located in the Sheff region may charge tuition to the parent or guardian of a child enrolled in such preschool program in an amount

3804 that is in accordance with the sliding tuition scale adopted by the State
3805 Board of Education pursuant to section 123 of this act. The Department
3806 of Education shall be financially responsible for any unpaid portion of
3807 the tuition not charged to such parent or guardian under such sliding
3808 tuition scale. Such tuition shall not exceed an amount equal to the
3809 difference between (i) the average per pupil expenditure of the
3810 preschool program offered at the magnet school for the prior fiscal
3811 year, and (ii) the amount of any per pupil state subsidy calculated
3812 under subsection (c) of this section plus any revenue from other
3813 sources calculated on a per pupil basis. The commissioner may
3814 conduct a comprehensive financial review of the operating budget of
3815 any such magnet school charging such tuition to verify such tuition
3816 rate.

3817 Sec. 125. Section 10-264o of the general statutes is repealed and the
3818 following is substituted in lieu thereof (*Effective July 1, 2013*):

3819 (a) Notwithstanding any provision of this chapter, interdistrict
3820 magnet schools that begin operations on or after July 1, 2008, pursuant
3821 to the 2008 stipulation and order for Milo Sheff, et al. v. William A.
3822 O'Neill, et al., as determined by the Commissioner of Education, may
3823 operate without district participation agreements and enroll students
3824 from any district through a lottery designated by the commissioner.
3825 **[**For the fiscal year ending June 30, 2009, any tuition charged to a local
3826 or regional board of education by a regional educational service center
3827 operating such an interdistrict magnet school shall be in an amount
3828 equal to at least seventy-five per cent of the difference between the
3829 estimated per pupil cost less the state magnet grant pursuant to
3830 subsection (c) of section 10-264*l* and any revenue from other sources as
3831 determined by the interdistrict magnet school operator. For the fiscal
3832 year ending June 30, 2010, any tuition charged to a local or regional
3833 board of education by a regional educational service center operating
3834 an interdistrict magnet school for any student enrolled in such
3835 interdistrict magnet school shall be in an amount equal to at least
3836 ninety per cent of the difference between (1) the average per pupil

3837 expenditure of the magnet school for the prior fiscal year, and (2) the
3838 amount of any per pupil state subsidy calculated under subsection (c)
3839 of section 10-264*l* plus any revenue from other sources calculated on a
3840 per pupil basis.**]**

3841 (b) For the fiscal year ending June 30, **[**2011**]** 2013, and each fiscal
3842 year thereafter, any tuition charged to a local or regional board of
3843 education by a regional educational service center operating an
3844 interdistrict magnet school that began operations on or after July 1,
3845 2008, pursuant to the 2008 stipulation and order for Milo Sheff, et al. v.
3846 William A. O'Neill, et al., as determined by the Commissioner of
3847 Education, for any student enrolled **[**in a preschool program or**]** in
3848 kindergarten to grade twelve, inclusive, in such interdistrict magnet
3849 school shall be in an amount equal to the difference between **[**(A)**]** (1)
3850 the average per pupil expenditure of the magnet school for the prior
3851 fiscal year, and **[**(B)**]** (2) the amount of any per pupil state subsidy
3852 calculated under subsection (c) of section 10-264*l* plus any revenue
3853 from other sources calculated on a per pupil basis. If any such board of
3854 education fails to pay such tuition, the commissioner may withhold
3855 from such board's town or towns a sum payable under section 10-262i
3856 in an amount not to exceed the amount of the unpaid tuition to the
3857 magnet school and pay such money to the fiscal agent for the magnet
3858 school as a supplementary grant for the operation of the interdistrict
3859 magnet school program. In no case shall the sum of such tuitions
3860 exceed the difference between **[**(i)**]** (A) the total expenditures of the
3861 magnet school for the prior fiscal year, and **[**(ii)**]** (B) the total per pupil
3862 state subsidy calculated under subsection (c) of section 10-264*l* plus
3863 any revenue from other sources. The commissioner may conduct a
3864 comprehensive review of the operating budget of a magnet school to
3865 verify such tuition rate.

3866 (c) (1) For the fiscal year ending June 30, 2013, a regional educational
3867 service center operating an interdistrict magnet school that began
3868 operations on or after July 1, 2008, pursuant to the 2008 stipulation and
3869 order for Milo Sheff, et al. v. William A. O'Neill, et al., as determined

3870 by the Commissioner of Education, and offering a preschool program
3871 shall not charge tuition for a child enrolled in such preschool program.

3872 (2) For the fiscal year ending June 30, 2014, a regional educational
3873 service center operating an interdistrict magnet school that began
3874 operations on or after July 1, 2008, pursuant to the 2008 stipulation and
3875 order for Milo Sheff, et al. v. William A. O'Neill, et al., as determined
3876 by the Commissioner of Education, and offering a preschool program
3877 may charge tuition to the Department of Education for a child enrolled
3878 in such preschool program in an amount not to exceed an amount
3879 equal to the difference between (A) the average per pupil expenditure
3880 of the preschool program offered at the magnet school for the prior
3881 fiscal year, and (B) the amount of any per pupil state subsidy
3882 calculated under subsection (c) of section 10-264*l* plus any revenue
3883 from other sources calculated on a per pupil basis. The commissioner
3884 may conduct a comprehensive review of the operating budget of any
3885 such magnet school charging such tuition to verify such tuition rate.

3886 (3) For the fiscal year ending June 30, 2015, and each fiscal year
3887 thereafter, a regional educational service center operating an
3888 interdistrict magnet school that began operations on or after July 1,
3889 2008, pursuant to the 2008 stipulation and order for Milo Sheff, et al. v.
3890 William A. O'Neill, et al., as determined by the Commissioner of
3891 Education, and offering a preschool program may charge tuition to the
3892 parent or guardian of a child enrolled in such preschool program in an
3893 amount that is in accordance with the sliding tuition scale adopted by
3894 the State Board of Education pursuant to section 123 of this act. The
3895 Department of Education shall be financially responsible for any
3896 unpaid portion of the tuition not charged to such parent or guardian
3897 under such sliding tuition scale. Such tuition shall not exceed an
3898 amount equal to the difference between (A) the average per pupil
3899 expenditure of the preschool program offered at the magnet school for
3900 the prior fiscal year, and (B) the amount of any per pupil state subsidy
3901 calculated under subsection (c) of section 10-264*l* plus any revenue
3902 from other sources calculated on a per pupil basis. The commissioner

3903 may conduct a comprehensive review of the operating budget of any
3904 such magnet school charging such tuition to verify such tuition rate.

3905 Sec. 126. (*Effective from passage*) Not later than February 1, 2014, the
3906 Department of Education shall submit a report, in accordance with the
3907 provisions of section 11-4a of the general statutes, to the joint standing
3908 committee of the General Assembly having cognizance of matters
3909 relating to education on the levels of diversity and integration for each
3910 public school located in the Sheff region. Such report shall include the
3911 number of and percentage of minority students in each such school
3912 and an analysis of how such data relates to the state's efforts in
3913 meeting the goals of the 2008 stipulation and order for Milo Sheff, et al.
3914 v. William A. O'Neill, et al. For purposes of this section, (1) "Sheff
3915 region" means the school districts for the towns of Avon, Bloomfield,
3916 Canton, East Granby, East Hartford, East Windsor, Ellington,
3917 Farmington, Glastonbury, Granby, Hartford, Manchester, Newington,
3918 Rocky Hill, Simsbury, South Windsor, Suffield, Vernon, West
3919 Hartford, Wethersfield, Windsor and Windsor Locks, and (2) "minority
3920 students" means those whose race is defined as other than white, or
3921 whose ethnicity is defined as Hispanic or Latino by the federal Office
3922 of Management and Budget for use by the Bureau of Census of the
3923 United States Department of Commerce.

3924 Sec. 127. (NEW) (*Effective July 1, 2013*) There is established an
3925 account in the General Fund to be known as the "municipal aid
3926 adjustment" account. Moneys in the account shall be expended by the
3927 Secretary of the Office of Policy and Management for grants to
3928 municipalities for the fiscal years ending June 30, 2014, and June 30,
3929 2015. Such grant payments shall be made annually by December
3930 thirty-first as follows:

T901		Municipal Aid Adjustment Grant	
T902	Municipalities	FY 14 Grant Payment	FY 15 Grant Payment
T903	Branford	25,000	25,000
T904	Cheshire	3,531	1,766

T905	Fairfield	48,058	24,029
T906	Farmington	25,686	12,843
T907	Greenwich	63,669	31,834
T908	Griswold	15,380	7,690
T909	Groton (Town of)	539,968	519,984
T910	Guilford	75,000	75,000
T911	Hartford	2,682,981	2,341,491
T912	Mansfield	625,545	312,773
T913	Plainfield	65,103	32,552
T914	Torrington	95,013	47,506
T915	Sprague	150,000	150,000
T916	Westport	18,241	9,120
T917	Borough of Danielson	11,500	5,750
T918	Borough of Litchfield	809	404
T919	Borough of Newtown	8	4
T920	Regional School District No. 5	180	90
T921	Regional School District No. 12	71	36
T922	Regional School District No. 13	703	352
T923	Regional School District No. 16	217	109
T924	Enfield: Hazardville Fire #	518	259
T925	New Milford: N. Milford Fire	555	278
T926	Plainfield: Plainfield FD	46	23
T927	Putnam: W. Putnam District	10	5
T928	W. Haven: West Shore FD	19,663	9,831
T929			
T930	Grand Totals	4,467,456	3,608,728

Sec. 128. (NEW) (*Effective July 1, 2013*) The proceeds of bonds authorized pursuant to section 55 of substitute senate bill 842 of the current session, as amended by senate amendment schedule A, shall be expended by the Secretary of the Office of Policy and Management for grants to municipalities for the purposes set forth in subsection (b) of section 13a-175a of the general statutes, as amended by this act, for the fiscal years ending June 30, 2014, and June 30, 2015. Such grant payments shall be made annually by December thirty-first as follows:

T931	Municipalities	FY 14	FY 15

T932	Andover	2,464	2,464
T933	Ansonia	80,336	80,336
T934	Ashford	3,369	3,369
T935	Avon	245,886	245,886
T936	Barkhamsted	38,995	38,995
T937	Beacon Falls	41,202	41,202
T938	Berlin	739,604	739,604
T939	Bethany	63,229	63,229
T940	Bethel	265,841	265,841
T941	Bethlehem	7,472	7,472
T942	Bloomfield	1,600,114	1,600,114
T943	Bolton	23,380	23,380
T944	Bozrah	130,279	130,279
T945	Branford	352,546	352,546
T946	Bridgeport	970,184	970,184
T947	Bridgewater	552	552
T948	Bristol	2,338,949	2,338,949
T949	Brookfield	111,243	111,243
T950	Brooklyn	9,761	9,761
T951	Burlington	14,390	14,390
T952	Canaan	19,480	19,480
T953	Canterbury	1,902	1,902
T954	Canton	7,518	7,518
T955	Chaplin	565	565
T956	Cheshire	692,865	692,865
T957	Chester	83,953	83,953
T958	Clinton	180,269	180,269
T959	Colchester	36,688	36,688
T960	Colebrook	517	517
T961	Columbia	25,171	25,171
T962	Cornwall	-	-
T963	Coventry	9,906	9,906
T964	Cromwell	29,249	29,249
T965	Danbury	1,624,148	1,624,148
T966	Darien	-	-
T967	Deep River	97,940	97,940
T968	Derby	13,852	13,852

T969	Durham	144,740	144,740
T970	Eastford	51,317	51,317
T971	East Granby	505,475	505,475
T972	East Haddam	1,595	1,595
T973	East Hampton	17,816	17,816
T974	East Hartford	4,182,901	4,182,901
T975	East Haven	40,912	40,912
T976	East Lyme	21,107	21,107
T977	Easton	2,502	2,502
T978	East Windsor	277,470	277,470
T979	Ellington	210,227	210,227
T980	Enfield	241,591	241,591
T981	Essex	70,111	70,111
T982	Fairfield	90,990	90,990
T983	Farmington	513,328	513,328
T984	Franklin	21,707	21,707
T985	Glastonbury	226,471	226,471
T986	Goshen	2,490	2,490
T987	Granby	33,230	33,230
T988	Greenwich	83,725	83,725
T989	Griswold	29,997	29,997
T990	Groton (Town of)	1,166,988	1,166,988
T991	Guilford	60,989	60,989
T992	Haddam	3,343	3,343
T993	Hamden	269,631	269,631
T994	Hampton	-	-
T995	Hartford	1,334,719	1,334,719
T996	Hartland	898	898
T997	Harwinton	20,226	20,226
T998	Hebron	2,084	2,084
T999	Kent	-	-
T1000	Killingly	664,666	664,666
T1001	Killingworth	4,842	4,842
T1002	Lebanon	28,617	28,617
T1003	Ledyard	396,030	396,030
T1004	Lisbon	3,464	3,464
T1005	Litchfield	3,228	3,228

T1006	Lyme	-	-
T1007	Madison	6,391	6,391
T1008	Manchester	1,008,637	1,008,637
T1009	Mansfield	6,434	6,434
T1010	Marlborough	6,878	6,878
T1011	Meriden	840,468	840,468
T1012	Middlebury	79,250	79,250
T1013	Middlefield	233,857	233,857
T1014	Middletown	1,868,907	1,868,907
T1015	Milford	1,264,846	1,264,846
T1016	Monroe	168,449	168,449
T1017	Montville	497,189	497,189
T1018	Morris	3,318	3,318
T1019	Naugatuck	321,327	321,327
T1020	New Britain	1,301,538	1,301,538
T1021	New Canaan	188	188
T1022	New Fairfield	1,081	1,081
T1023	New Hartford	130,893	130,893
T1024	New Haven	1,287,658	1,287,658
T1025	Newington	863,254	863,254
T1026	New London	31,195	31,195
T1027	New Milford	634,087	634,087
T1028	Newtown	221,366	221,366
T1029	Norfolk	6,778	6,778
T1030	North Branford	283,160	283,160
T1031	North Canaan	338,315	338,315
T1032	North Haven	1,359,707	1,359,707
T1033	North Stonington	-	-
T1034	Norwalk	378,941	378,941
T1035	Norwich	175,997	175,997
T1036	Old Lyme	1,776	1,776
T1037	Old Saybrook	43,937	43,937
T1038	Orange	98,717	98,717
T1039	Oxford	79,296	79,296
T1040	Plainfield	136,187	136,187
T1041	Plainville	509,690	509,690
T1042	Plymouth	143,364	143,364

T1043	Pomfret	26,165	26,165
T1044	Portland	85,435	85,435
T1045	Preston	-	-
T1046	Prospect	66,721	66,721
T1047	Putnam	161,578	161,578
T1048	Redding	1,250	1,250
T1049	Ridgefield	528,547	528,547
T1050	Rocky Hill	208,037	208,037
T1051	Roxbury	566	566
T1052	Salem	4,419	4,419
T1053	Salisbury	78	78
T1054	Scotland	7,224	7,224
T1055	Seymour	264,455	264,455
T1056	Sharon	-	-
T1057	Shelton	549,365	549,365
T1058	Sherman	-	-
T1059	Simsbury	73,028	73,028
T1060	Somers	77,426	77,426
T1061	Southbury	19,733	19,733
T1062	Southington	771,956	771,956
T1063	South Windsor	1,258,566	1,258,566
T1064	Sprague	363,529	363,529
T1065	Stafford	411,860	411,860
T1066	Stamford	391,381	391,381
T1067	Sterling	22,946	22,946
T1068	Stonington	94,362	94,362
T1069	Stratford	3,298,976	3,298,976
T1070	Suffield	169,913	169,913
T1071	Thomaston	371,822	371,822
T1072	Thompson	72,167	72,167
T1073	Tolland	80,003	80,003
T1074	Torrington	569,326	569,326
T1075	Trumbull	178,045	178,045
T1076	Union	-	-
T1077	Vernon	142,578	142,578
T1078	Voluntown	1,883	1,883
T1079	Wallingford	1,832,519	1,832,519

T1080	Warren	271	271
T1081	Washington	149	149
T1082	Waterbury	2,366,443	2,366,443
T1083	Waterford	32,217	32,217
T1084	Watertown	604,064	604,064
T1085	Westbrook	251,494	251,494
T1086	West Hartford	757,839	757,839
T1087	West Haven	138,739	138,739
T1088	Weston	426	426
T1089	Westport	-	-
T1090	Wethersfield	20,489	20,489
T1091	Willington	18,827	18,827
T1092	Wilton	288,788	288,788
T1093	Winchester	287,984	287,984
T1094	Windham	427,527	427,527
T1095	Windsor	1,242,398	1,242,398
T1096	Windsor Locks	1,794,444	1,794,444
T1097	Wolcott	220,938	220,938
T1098	Woodbridge	28,140	28,140
T1099	Woodbury	53,522	53,522
T1100	Woodstock	64,675	64,675
T1101			
T1102	Jewett City(Bor.)	3,945	3,945
T1103			
T1104	Barkhampstead FD	2,351	2,351
T1105	Berlin - Kensington FD	10,711	10,711
T1106	Berlin - Worthington FD	885	885
T1107	Bloomfield: Center FD	3,925	3,925
T1108	Bloomfield Blue Hills FD	96,952	96,952
T1109	Cromwell FD	1,723	1,723
T1110	Enfield FD 1	13,765	13,765
T1111	Enfield: Thompsonville FD 2	2,972	2,972
T1112	Enfield: Hazardville Fire #3	1,292	1,292
T1113	Enfield: N Thompsonville FD 4	65	65
T1114	Enfield: Shaker Pines FD 5	6,022	6,022
T1115	Groton City	154,839	154,839
T1116	Groton Sewer	1,588	1,588

T1117	Groton Old Mystic FD 5	1,594	1,594
T1118	Groton: Poq. Bridge FD	20,973	20,973
T1119	Killingly Attawaugan F.D.	1,727	1,727
T1120	Killingly Dayville F.D.	39,582	39,582
T1121	Killingly Dyer Manor	1,343	1,343
T1122	E. Killingly F.D.	89	89
T1123	So. Killingly F.D.	178	178
T1124	Killingly Williamsville F.D.	6,311	6,311
T1125	Manchester Eighth Util.	64,354	64,354
T1126	Middletown: South FD	194,759	194,759
T1127	Middletown Westfield F.D.	10,158	10,158
T1128	Middletown City Fire	31,824	31,824
T1129	New Htfd. Village F.D. #1	6,704	6,704
T1130	New Htfd Pine Meadow #3	123	123
T1131	New Htfd South End F.D.	9	9
T1132	Plainfield Central Village FD	1,379	1,379
T1133	Plainfield - Moosup FD	2,045	2,045
T1134	Plainfield: Plainfield FD	1,842	1,842
T1135	Plainfield Wauregan FD	4,830	4,830
T1136	Pomfret FD	970	970
T1137	Putnam: E. Putnam FD	9,508	9,508
T1138	Simsbury F.D.	2,481	2,481
T1139	Stafford Springs Service Dist.	14,339	14,339
T1140	Sterling F.D.	1,216	1,216
T1141	Stonington Mystic FD	565	565
T1142	Stonington Old Mystic FD	2,369	2,369
T1143	Stonington Pawcatuck F.D.	5,173	5,173
T1144	Stonington Quiambaug F.D.	68	68
T1145	Stonington Wequetequock FD	69	69
T1146	Trumbull Center	522	522
T1147	Trumbull Long Hill F.D.	1,039	1,039
T1148	Trumbull Nichols F.D.	3,231	3,231
T1149	W. Haven: West Shore FD	32,643	32,643
T1150	W. Haven: Allingtown FD	20,234	20,234
T1151	West Haven First Ctr FD 1	4,454	4,454
T1152	Windsor Wilson FD	201	201
T1153	Windsor FD	13	13

T1154	Windham First	8,398	8,398
T1155	Grand Totals	56,429,907	56,429,907

Sec. 129. Subdivision (3) of subsection (a) of section 12-217jj of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013, and applicable to tax credits issued on or after said date*):

(3) (A) "Qualified production" means entertainment content created in whole or in part within the state, including motion pictures, except as otherwise provided in this subparagraph; documentaries; long-form, specials, mini-series, series, sound recordings, videos and music videos and interstitials television programming; interactive television; relocated television production; interactive games; videogames; commercials; any format of digital media, including an interactive web site, created for distribution or exhibition to the general public; and any trailer, pilot, video teaser or demo created primarily to stimulate the sale, marketing, promotion or exploitation of future investment in either a product or a qualified production via any means and media in any digital media format, film or videotape, provided such program meets all the underlying criteria of a qualified production. For the state fiscal years ending June 30, 2014, and June 30, 2015, "qualified production" shall not include a motion picture that has not been designated as a state-certified qualified production prior to July 1, 2013, and no tax credit voucher for such motion picture may be issued during said years, except, for the state fiscal year ending June 30, 2015, "qualified production" shall include a motion picture for which twenty-five per cent or more of the principal photography shooting days are in this state at a facility that receives not less than twenty-five million dollars in private investment and opens for business on or after July 1, 2013, and a tax credit voucher may be issued for such motion picture.

(B) "Qualified production" shall not include any ongoing television program created primarily as news, weather or financial market

3969 reports; a production featuring current events, other than a relocated
3970 television production, sporting events, an awards show or other gala
3971 event; a production whose sole purpose is fundraising; a long-form
3972 production that primarily markets a product or service; a production
3973 used for corporate training or in-house corporate advertising or other
3974 similar productions; or any production for which records are required
3975 to be maintained under 18 USC 2257 with respect to sexually explicit
3976 content.

3977 Sec. 130. Section 17a-22o of the general statutes is repealed and the
3978 following is substituted in lieu thereof (*Effective from passage*):

3979 The Departments of Children and Families, Social Services and
3980 Mental Health and Addiction Services shall submit all proposals for
3981 initial rates, reductions to existing rates and changes in rate
3982 methodology within the Behavioral Health Partnership to the
3983 Behavioral Health Partnership Oversight Council for review. **[**If the
3984 council does not recommend acceptance, it may forward its
3985 recommendation to the joint standing committees of the General
3986 Assembly having cognizance of matters relating to public health,
3987 human services and appropriations and the budgets of state agencies.
3988 In the event the council forwards its recommendation to said joint
3989 standing committees: (1) The committees shall hold a joint public
3990 hearing on the subject of the proposed rates, to receive the
3991 partnership's rationale for making such a rate change; and (2) not later
3992 than ninety days after the date of submission of rates by the
3993 departments to the council, the committees of cognizance shall make
3994 recommendations to the departments regarding the proposed rates.**]**
3995 The departments shall make every effort to incorporate
3996 recommendations of **[**both**]** the council **[**and the committees of
3997 cognizance**]** when setting rates. <u>For the fiscal year beginning July 1,</u>
3998 <u>2014, the Behavioral Health Partnership Oversight Council, in</u>
3999 <u>consultation with the Departments of Children and Families, Social</u>
4000 <u>Services and Mental Health and Addiction Services shall identify a</u>
4001 <u>savings of one million dollars.</u>

4002 Sec. 131. Subsection (b) of section 22a-200c of the general statutes is
4003 repealed and the following is substituted in lieu thereof (*Effective July*
4004 *1, 2013*):

4005 (b) The Department of Energy and Environmental Protection shall
4006 auction all emissions allowances and invest the proceeds, which shall
4007 be deposited into a Regional Greenhouse Gas account established by
4008 the Comptroller as a separate, nonlapsing account within the General
4009 Fund, on behalf of electric ratepayers in energy conservation, load
4010 management and Class I renewable energy programs. In making such
4011 investments, the Commissioner of Energy and Environmental
4012 Protection shall consider strategies that maximize cost effective
4013 reductions in greenhouse gas emission. Allowances shall be auctioned
4014 under the oversight of the Department of Energy and Environmental
4015 Protection by a contractor or trustee on behalf of the electric
4016 ratepayers. On or before July 1, 2015, notwithstanding subparagraph
4017 (C) of subdivision (5) of subsection (f) of section 22a-174-31 of the
4018 regulations of Connecticut state agencies, the commissioner may
4019 allocate to the Clean Energy Finance and Investment Authority any
4020 portion of auction proceeds in excess of the amounts budgeted by
4021 electric distribution companies in the plan submitted to the
4022 department on November 1, 2012, in accordance with section 16-245m,
4023 to support energy efficiency programs, provided any such excess
4024 proceeds may be calculated and allocated on a pro rata basis at the
4025 conclusion of any auction.

4026 Sec. 132. Section 32-4*l* of the general statutes is repealed and the
4027 following is substituted in lieu thereof (*Effective July 1, 2013*):

4028 (a) (1) The Department of Economic and Community Development
4029 shall establish a first five plus program to encourage business
4030 expansion and job creation. As part of said program, the department
4031 may provide substantial financial assistance to up to fifteen eligible
4032 business development projects by June 30, **[**2013**]** 2015.

4033 (2) A business development project eligible for financial assistance
4034 under the first five plus program shall commit, in the manner
4035 prescribed by the Commissioner of Economic and Community
4036 Development, to (A) create not less than two hundred new jobs within
4037 twenty-four months from the date such application is approved; or (B)
4038 invest not less than twenty-five million dollars and create not less than
4039 two hundred new jobs not later than five years after the date such
4040 application is approved.

4041 (3) The Commissioner of Economic and Community Development
4042 may give preference to a business development project that (A)
4043 involves the relocation of an out-of-state or international manufacturer
4044 or corporate headquarters, (B) involves the relocation of jobs that are
4045 outside the United States to the state, or (C) is a redevelopment project
4046 if the commissioner believes such redevelopment project will create
4047 jobs sooner than the schedule set forth in subdivision (2) of this
4048 subsection.

4049 (4) The Commissioner of Economic and Community Development
4050 may, in awarding financial assistance to an eligible business
4051 development project, work with Connecticut Innovations,
4052 Incorporated, to secure financing for such project.

4053 (5) The Commissioner of Economic and Community Development
4054 shall certify to the Governor for his or her approval that a business
4055 development project applicant has satisfied all the eligibility criteria in
4056 the program. Financial assistance awarded through the first five plus
4057 program shall be with the written consent of the Governor.

4058 (b) Financial assistance for the first five plus program for eligible
4059 business development projects shall be exempt from the provisions of
4060 subsection (c) of section 32-223, section 32-462, subsection (q) of section
4061 32-9t and, at the commissioner's discretion, section 12-211a for the
4062 fiscal years ending June 30, 2012, **[**and**]** June 30, 2013<u>, June 30, 2014,</u>
4063 <u>and June 30, 2015</u>.

4064 (c) The commissioner may take such action as the commissioner
4065 deems necessary or appropriate to enforce such commitment,
4066 including, but not limited to, establishing terms and conditions for the
4067 repayment of any financial assistance awarded pursuant to the
4068 provisions of this section.

4069 (d) On or before [January 1, 2012, on or before September 1, 2012, on
4070 or before January 1, 2013, and on or before] September 1, 2013, January
4071 1, 2014, September 1, 2014, January 1, 2015, and September 1, 2015, the
4072 Commissioner of Economic and Community Development shall report
4073 in accordance with the provisions of section 11-4a to the joint standing
4074 committees of the General Assembly having cognizance of matters
4075 relating to commerce and finance, revenue and bonding on the projects
4076 funded through the first five plus program, the number of jobs created
4077 and the impact on the economy of this state.

4078 Sec. 133. Section 12-818 of the general statutes is repealed and the
4079 following is substituted in lieu thereof (*Effective July 1, 2013*):

4080 For each of the fiscal years ending June 30, 2010, and June 30, 2011,
4081 the Connecticut Lottery Corporation shall transfer one million nine
4082 hundred thousand dollars of the revenue received from the sale of
4083 lottery tickets to the chronic gamblers treatment rehabilitation account
4084 created pursuant to section 17a-713. For the fiscal [year ending June 30,
4085 2012, and each fiscal year thereafter] years ending June 30, 2012, to
4086 June 30, 2013, inclusive, the Connecticut Lottery Corporation shall
4087 transfer one million nine hundred thousand dollars of the revenue
4088 received from the sale of lottery tickets to the chronic gamblers
4089 treatment rehabilitation account created pursuant to section 17a-713.
4090 For the fiscal year ending June 30, 2014, and each fiscal year thereafter,
4091 the Connecticut Lottery Corporation shall transfer two million three
4092 hundred thousand dollars of the revenue received from the sale of
4093 lottery tickets to the chronic gamblers treatment rehabilitation account
4094 created pursuant to section 17a-713.

Sec. 134. (NEW) (*Effective from passage*) (a) The Department of Economic and Community Development shall, within available resources, establish and maintain a registry of data pertaining to small business concerns owned and controlled by veterans and small business concerns owned and controlled by service-disabled veterans that maintain their principal place of business in this state. Such registry shall include, but not be limited to, the names of the veteran or veterans who own and control each such business concern, the location of such business and the type of business in which each such business concern engages. The department shall request this information annually from the United States Department of Veterans Affairs and any other appropriate state or federal agency. For purposes of this section, "small business concern owned and controlled by veterans" and "small business concern owned and controlled by service-disabled veterans" shall have the same meanings as provided in 15 USC 632(q), as amended from time to time.

(b) The Department of Economic and Community Development shall submit an annual report to the joint standing committee of the General Assembly having cognizance of matters relating to military and veterans' affairs, in accordance with the provisions of section 11-4a of the general statutes, that includes an accounting, based on information contained in the registry described in subsection (a) of this section, of the number of small business concerns owned and controlled by veterans and small business concerns owned and controlled by service-disabled veterans that maintain their principal place of business in the state.

Sec. 135. Deleted.

Sec. 136. Section 38a-1080 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

For purposes of sections 38a-1080 to 38a-1090, inclusive<u>, as amended by this act, and section 144 of this act</u>:

4126 (1) "Board" means the board of directors of the Connecticut Health
4127 Insurance Exchange;

4128 (2) "Commissioner" means the Insurance Commissioner;

4129 (3) "Exchange" means the Connecticut Health Insurance Exchange
4130 established pursuant to section 38a-1081, as amended by this act;

4131 (4) "Affordable Care Act" means the Patient Protection and
4132 Affordable Care Act, P.L. 111-148, as amended by the Health Care and
4133 Education Reconciliation Act, P.L. 111-152, as both may be amended
4134 from time to time, and regulations adopted thereunder;

4135 (5) (A) "Health benefit plan" means an insurance policy or contract
4136 offered, delivered, issued for delivery, renewed, amended or
4137 continued in the state by a health carrier to provide, deliver, pay for or
4138 reimburse any of the costs of health care services.

4139 (B) "Health benefit plan" does not include:

4140 (i) Coverage of the type specified in subdivisions (5), (6), (7), (8), (9),
4141 (14), (15) and (16) of section 38a-469 or any combination thereof;

4142 (ii) Coverage issued as a supplement to liability insurance;

4143 (iii) Liability insurance, including general liability insurance and
4144 automobile liability insurance;

4145 (iv) Workers' compensation insurance;

4146 (v) Automobile medical payment insurance;

4147 (vi) Credit insurance;

4148 (vii) Coverage for on-site medical clinics; or

4149 (viii) Other similar insurance coverage specified in regulations
4150 issued pursuant to the Health Insurance Portability and Accountability

4151 Act of 1996, P.L. 104-191, as amended from time to time, under which
4152 benefits for health care services are secondary or incidental to other
4153 insurance benefits.

4154 (C) "Health benefit plan" does not include the following benefits if
4155 they are provided under a separate insurance policy, certificate or
4156 contract or are otherwise not an integral part of the plan:

4157 (i) Limited scope dental or vision benefits;

4158 (ii) Benefits for long-term care, nursing home care, home health
4159 care, community-based care or any combination thereof; or

4160 (iii) Other similar, limited benefits specified in regulations issued
4161 pursuant to the Health Insurance Portability and Accountability Act of
4162 1996, P.L. 104-191, as amended from time to time;

4163 (iv) Other supplemental coverage, similar to coverage of the type
4164 specified in subdivisions (9) and (14) of section 38a-469, provided
4165 under a group health plan.

4166 (D) "Health benefit plan" does not include coverage of the type
4167 specified in subdivisions (3) and (13) of section 38a-469 or other fixed
4168 indemnity insurance if (i) such coverage is provided under a separate
4169 insurance policy, certificate or contract, (ii) there is no coordination
4170 between the provision of the benefits and any exclusion of benefits
4171 under any group health plan maintained by the same plan sponsor,
4172 and (iii) the benefits are paid with respect to an event without regard
4173 to whether benefits were also provided under any group health plan
4174 maintained by the same plan sponsor;

4175 (6) "Health care services" has the same meaning as provided in
4176 section 38a-478;

4177 (7) "Health carrier" means an insurance company, fraternal benefit
4178 society, hospital service corporation, medical service corporation
4179 health care center or other entity subject to the insurance laws and

4180 regulations of the state or the jurisdiction of the commissioner that
4181 contracts or offers to contract to provide, deliver, pay for or reimburse
4182 any of the costs of health care services;

4183 (8) "Internal Revenue Code" means the Internal Revenue Code of
4184 1986, or any subsequent corresponding internal revenue code of the
4185 United States, as amended from time to time;

4186 (9) "Person" has the same meaning as provided in section 38a-1;

4187 (10) "Qualified dental plan" means a limited scope dental plan that
4188 has been certified in accordance with subsection (e) of section 38a-1086;

4189 (11) "Qualified employer" has the same meaning as provided in
4190 Section 1312 of the Affordable Care Act;

4191 (12) "Qualified health plan" means a health benefit plan that has in
4192 effect a certification that the plan meets the criteria for certification
4193 described in Section 1311(c) of the Affordable Care Act and section
4194 38a-1086;

4195 (13) "Qualified individual" has the same meaning as provided in
4196 Section 1312 of the Affordable Care Act;

4197 (14) "Secretary" means the Secretary of the United States
4198 Department of Health and Human Services;

4199 (15) "Small employer" has the same meaning as provided in section
4200 38a-564.

4201 Sec. 137. Section 38a-1081 of the general statutes is repealed and the
4202 following is substituted in lieu thereof (*Effective from passage*):

4203 (a) There is hereby created as a body politic and corporate,
4204 constituting a public instrumentality and political subdivision of the
4205 state created for the performance of an essential public and
4206 governmental function, to be known as the Connecticut Health

4207 Insurance Exchange. The Connecticut Health Insurance Exchange shall
4208 not be construed to be a department, institution or agency of the state.
4209 The exchange shall serve both qualified individuals and qualified
4210 employers.

4211 (b) (1) (A) The powers of the exchange shall be vested in and
4212 exercised by a board of directors, which, until the effective date of this
4213 section, shall consist of twelve voting members. The appointment of
4214 the initial board members shall be as follows:

4215 [(A)] (i) The Governor shall appoint two board members, one of
4216 whom shall have expertise in the area of individual health insurance
4217 coverage and shall serve for a term of three years and one of whom
4218 shall have expertise in issues relating to small employer health
4219 insurance coverage and shall serve for a term of two years;

4220 [(B)] (ii) The president pro tempore of the Senate shall appoint one
4221 board member who shall have expertise in the area of health care
4222 finance and shall serve for a term of four years;

4223 [(C)] (iii) The speaker of the House of Representatives shall appoint
4224 one board member who shall have expertise in the area of health care
4225 benefits plan administration and shall serve for a term of four years;

4226 [(D)] (iv) The majority leader of the Senate shall appoint one board
4227 member who shall have expertise in the health care delivery systems
4228 and shall serve for a term of two years;

4229 [(E)] (v) The majority leader of the House of Representatives shall
4230 appoint one board member who shall have expertise in the area of
4231 health care economics and shall serve for a term of two years;

4232 [(F)] (vi) The minority leader of the Senate shall appoint one board
4233 member who shall have expertise in health care access issues faced by
4234 self-employed individuals and shall serve for a term of three years;

4235 [(G)] (vii) The minority leader of the House of Representatives shall

appoint one board member who shall have expertise concerning barriers to individual health care coverage and shall serve for a term of two years;

[(H)] (viii) The Commissioner of Social Services, the Special Advisor to the Governor on Healthcare Reform, the Secretary of the Office of Policy and Management and the Healthcare Advocate, or their designees, who shall serve as ex-officio voting board members; and

[(I)] (ix) The Insurance Commissioner and the Commissioner of Public Health, or their designees, who shall serve as ex-officio nonvoting board members.

(B) On and after the effective date of this section, the board of directors shall consist of eleven voting members and three nonvoting members as follows: (i) The board members appointed pursuant to subparagraphs (A)(i) to (A)(vii), inclusive, of this subdivision; (ii) the Commissioner of Social Services, the Secretary of the Office of Policy and Management and the Healthcare Advocate, or their designees, who shall serve as ex-officio, voting board members; and (iii) the Insurance Commissioner and the Commissioners of Public Health and Mental Health and Addiction Services, or their designees, who shall serve as ex-officio, nonvoting board members. The provisions of this subparagraph shall not affect the terms of the board members set forth in subparagraphs (A)(i) to (A)(vii), inclusive, of this subdivision.

(2) (A) No board member shall be employed by, a consultant to, a member of the board of directors of, affiliated with or otherwise a representative of (i) an insurer, (ii) an insurance producer or broker, (iii) a health care provider, or (iv) a health care facility or health or medical clinic while serving on the board of the exchange. For purposes of this subdivision, "health care provider" means any person that is licensed in this state, or operates or owns a facility or institution in this state, to provide health care or health care professional services in this state, or an officer, employee or agent thereof acting in the

4267 course and scope of such officer's, employee's or agent's employment.

4268 (B) No board member shall be a member of, a member of the board
4269 of, a consultant to or an employee of a trade association of (i) insurers,
4270 (ii) insurance producers or brokers, (iii) health care providers, or (iv)
4271 health care facilities or health or medical clinics while serving on the
4272 board of the exchange.

4273 (C) No board member shall be a health care provider unless such
4274 member receives no compensation for rendering services as a health
4275 care provider and does not have an ownership interest in a
4276 professional health care practice.

4277 (c) (1) All initial appointments shall be made not later than July 1,
4278 2011. Following the expiration of such initial terms, subsequent board
4279 member terms shall be for four years. Any vacancy shall be filled by
4280 the appointing authority for the balance of the unexpired term. If an
4281 appointing authority fails to make an initial appointment, or an
4282 appointment to fill a vacancy within ninety days of the date of such
4283 vacancy, the appointed board members may make such appointment
4284 by a majority vote. Any board member previously appointed to the
4285 board or appointed to fill a vacancy may be reappointed in accordance
4286 with this section. Any board member may be removed for misfeasance,
4287 malfeasance or wilful neglect of duty at the sole direction of the
4288 appointing authority.

4289 (2) As a condition of qualifying as a member of the board of
4290 directors, each appointee shall, before entering upon such member's
4291 duties, take and subscribe the oath or affirmation required under
4292 section 1 of article eleventh of the Constitution of the state. A record of
4293 each such oath shall be filed in the office of the Secretary of the State.

4294 (3) Appointed board members may not designate a representative to
4295 perform in their absence their respective duties under sections 38a-
4296 1080 to 38a-1090, inclusive<u>, as amended by this act, and section 144 of</u>
4297 <u>this act</u>. The Governor shall select a chairperson from among the board

4298 members and the board members shall annually elect a vice-
4299 chairperson. **[**The chairperson shall schedule the first meeting of the
4300 board, which shall be held not later than August 1, 2011.**]** Meetings of
4301 the board of directors shall be held at such times as shall be specified
4302 in the bylaws adopted by the board and at such other time or times as
4303 the chairperson deems necessary. Any board member who fails to
4304 attend more than fifty per cent of all meetings held during any
4305 calendar year shall be deemed to have resigned from the board.

4306 (4) **[**Seven**]** Six board members shall constitute a quorum for the
4307 transaction of any business or the exercise of any power of the
4308 exchange. For the transaction of any business or the exercise of any
4309 power of the exchange, the exchange may act by a majority of the
4310 board members present at any meeting at which a quorum is in
4311 attendance. No vacancy in the membership of the board of directors
4312 shall impair the right of such board members to exercise all the rights
4313 and perform all the duties of the board. Except as otherwise provided,
4314 any action taken by the board under the provisions of sections 38a-
4315 1080 to 38a-1090, inclusive, as amended by this act, and section 144 of
4316 this act may be authorized by resolution approved by a majority of the
4317 board members present at any regular or special meeting, which
4318 resolution shall take effect immediately unless otherwise provided in
4319 the resolution.

4320 (5) Board members shall receive no compensation for their services
4321 but shall receive actual and necessary expenses incurred in the
4322 performance of their official duties.

4323 (6) Subject to the provisions of subdivision (2) of subsection (b) of
4324 this section, board members may engage in private employment or in a
4325 profession or business, subject to any applicable laws, rules and
4326 regulations of the state or federal government regarding official ethics
4327 or conflicts of interest.

4328 (7) Notwithstanding any provision of the general statutes, it shall

4329 not constitute a conflict of interest for a trustee, director, partner or
4330 officer of any person, firm or corporation, or any individual having a
4331 financial interest in a person, firm or corporation, to serve as a board
4332 member of the exchange, provided such trustee, director, partner,
4333 officer or individual shall abstain from deliberation, action or vote by
4334 the exchange in specific request to such person, firm or corporation.

4335 (8) Each board member shall execute a surety bond in the penal sum
4336 of fifty thousand dollars, or, in lieu thereof, the chairperson of the
4337 board shall execute a blanket position bond covering each board
4338 member, the chief executive officer and the employees of the exchange,
4339 each surety bond to be conditioned upon the faithful performance of
4340 the duties of the office or offices covered, to be executed by a surety
4341 company authorized to transact business in this state as surety and to
4342 be approved by the Attorney General and filed in the office of the
4343 Secretary of the State. The cost of each such bond shall be paid by the
4344 exchange.

4345 (9) No board member of the exchange shall, for one year after the
4346 end of such member's service on the board, accept employment with
4347 any health carrier that offers a qualified health benefit plan through
4348 the exchange.

4349 (d) (1) With respect to the initial appointment of a chief executive
4350 officer of the exchange, the board of directors shall nominate three
4351 candidates to the Governor, who shall make a selection from such
4352 nominations. After such initial appointment, the board shall select and
4353 appoint subsequent chief executive officers.

4354 (2) The chief executive officer shall be responsible for administering
4355 the exchange's programs and activities in accordance with the policies
4356 and objectives established by the board. The chief executive officer (A)
4357 may employ such other employees as shall be designated by the board
4358 of directors, and (B) shall attend all meetings of the board, keep a
4359 record of all proceedings and maintain and be custodian of all records,

4360 books, documents and papers filed with or compiled by the exchange.

4361 (e) (1) (A) No employee of the exchange shall be employed by, a
4362 consultant to, a member of the board of directors of, affiliated with or
4363 otherwise a representative of (i) an insurer, (ii) an insurance producer
4364 or broker, (iii) a health care provider, or (iv) a health care facility or
4365 health or medical clinic while serving on the staff of the exchange. For
4366 purposes of this subdivision, "health care provider" means any person
4367 that is licensed in this state, or operates or owns a facility or institution
4368 in this state, to provide health care or health care professional services
4369 in this state, or an officer, employee or agent thereof acting in the
4370 course and scope of such officer's, employee's or agent's employment.

4371 (B) No employee of the exchange shall be a member of, a member of
4372 the board of, a consultant to or an employee of a trade association of (i)
4373 insurers, (ii) insurance producers or brokers, (iii) health care providers,
4374 or (iv) health care facilities or health or medical clinics while serving
4375 on the staff of the exchange.

4376 (C) No employee of the exchange shall be a health care provider
4377 unless (i) (I) such employee receives no compensation for rendering
4378 services as a health care provider, or (II) the chief executive officer
4379 approves the hiring of such provider as an employee on the basis that
4380 such provider fills an area of need of expertise for the exchange, and
4381 (ii) such employee does not have an ownership interest in a
4382 professional health care practice.

4383 (2) No employee of the exchange shall, for one year after
4384 terminating employment with the exchange, accept employment with
4385 any health carrier that offers a qualified health benefit plan through
4386 the exchange.

4387 (3) Any employee of the exchange whose primary purpose is to
4388 assist individuals or small employers in selecting health insurance
4389 plans offered on the exchange to purchase shall be licensed as an
4390 insurance producer under chapter 701a not later than eighteen months

4391 after such employee begins employment with the exchange.

4392 (4) Any employee of the exchange may enroll in a group
4393 hospitalization and medical and surgical insurance plan under
4394 subsection (a) of section 5-259, provided the exchange reimburses the
4395 appropriate state agencies for all costs incurred by such enrollment.

4396 (f) The board may consult with such parties, public or private, as it
4397 deems desirable or necessary in exercising its duties under sections
4398 38a-1080 to 38a-1090, inclusive, as amended by this act, and section 144
4399 of this act.

4400 (g) The board may create such advisory committees as it deems
4401 necessary to provide input on issues that may include, but are not
4402 limited to, customer service needs and insurance producer concerns.

4403 Sec. 138. Subsection (a) of section 38a-1082 of the general statutes is
4404 repealed and the following is substituted in lieu thereof (*Effective from*
4405 *passage*):

4406 (a) The board of directors of the exchange shall adopt written
4407 procedures, in accordance with the provisions of section 1-121, for: (1)
4408 Adopting an annual budget and plan of operations, including a
4409 requirement of board approval before the budget or plan may take
4410 effect; (2) hiring, dismissing, promoting and compensating employees
4411 of the exchange, including an affirmative action policy and a
4412 requirement of board approval before a position may be created or a
4413 vacancy filled; (3) acquiring real and personal property and personal
4414 services, including a requirement of board approval for any
4415 nonbudgeted expenditure in excess of five thousand dollars; (4)
4416 contracting for financial, legal, bond underwriting and other
4417 professional services, including a requirement that the exchange solicit
4418 proposals at least once every three years for each such service **[**which**]**
4419 that it uses; (5) issuing and retiring bonds, bond anticipation notes and
4420 other obligations of the authority; (6) establishing requirements for
4421 certification of qualified health plans that include, but are not limited

4422 to, minimum standards for marketing practices, network adequacy,
4423 essential community providers in underserved areas, accreditation,
4424 quality improvement, uniform enrollment forms and descriptions of
4425 coverage, and quality measures for health benefit plan performance;
4426 **[**and**]** (7) implementing the provisions of sections 38a-1080 to 38a-1090,
4427 inclusive, as amended by this act, or other provisions of the general
4428 statutes. Any such written procedures adopted pursuant to this
4429 subdivision **[**(7) of this subsection**]** shall not conflict with or prevent
4430 the application of regulations promulgated by the Secretary under the
4431 Affordable Care Act; (8) implementing and administering the all-payer
4432 claims database program established pursuant to section 144 of this
4433 act. Any such written procedures adopted pursuant to this subdivision
4434 shall include reporting requirements for reporting entities, as defined
4435 in section 144 of this act; and (9) providing notice to a reporting entity,
4436 as defined in section 144 of this act, of, and the rules of practice for a
4437 hearing process for, such reporting entity's alleged failure to comply
4438 with reporting requirements.

4439 Sec. 139. Section 38a-1083 of the general statutes is repealed and the
4440 following is substituted in lieu thereof (*Effective from passage*):

4441 (a) For purposes of sections 38a-1080 to 38a-1090, inclusive, as
4442 amended by this act, and section 144 of this act, "purposes of the
4443 exchange" means the purposes of the exchange expressed in and
4444 pursuant to this section, which are hereby determined to be public
4445 purposes for which public funds may be expended. The powers
4446 enumerated in this section shall be interpreted broadly to effectuate
4447 the purposes of the exchange and shall not be construed as a limitation
4448 of powers.

4449 (b) The goals of the exchange shall be to reduce the number of
4450 individuals without health insurance in this state and assist
4451 individuals and small employers in the procurement of health
4452 insurance by, among other services, offering easily comparable and
4453 understandable information about health insurance options.

(c) The exchange is authorized and empowered to:

(1) Have perpetual successions as a body politic and corporate and to adopt bylaws for the regulation of its affairs and the conduct of its business;

(2) Adopt an official seal and alter the same at pleasure;

(3) Maintain an office in the state at such place or places as it may designate;

(4) Employ such assistants, agents, managers and other employees as may be necessary or desirable;

(5) Acquire, lease, purchase, own, manage, hold and dispose of real and personal property, and lease, convey or deal in or enter into agreements with respect to such property on any terms necessary or incidental to the carrying out of these purposes, provided all such acquisitions of real property for the exchange's own use with amounts appropriated by this state to the exchange or with the proceeds of bonds supported by the full faith and credit of this state shall be subject to the approval of the Secretary of the Office of Policy and Management and the provisions of section 4b-23;

(6) Receive and accept, from any source, aid or contributions, including money, property, labor and other things of value;

(7) Charge assessments or user fees to health carriers that are capable of offering a qualified health plan through the exchange or otherwise generate funding necessary to support the operations of the exchange <u>and impose interest and penalties on such health carriers for delinquent payments of such assessments or fees</u>;

(8) Procure insurance against loss in connection with its property and other assets in such amounts and from such insurers as it deems desirable;

(9) Invest any funds not needed for immediate use or disbursement in obligations issued or guaranteed by the United States of America or the state and in obligations that are legal investments for savings banks in the state;

(10) Issue bonds, bond anticipation notes and other obligations of the exchange for any of its corporate purposes, and to fund or refund the same and provide for the rights of the holders thereof, and to secure the same by pledge of revenues, notes and mortgages of others;

(11) Borrow money for the purpose of obtaining working capital;

(12) Account for and audit funds of the exchange and any recipients of funds from the exchange;

(13) Make and enter into any contract or agreement necessary or incidental to the performance of its duties and execution of its powers. The contracts entered into by the exchange shall not be subject to the approval of any other state department, office or agency, provided copies of all contracts of the exchange shall be maintained by the exchange as public records, subject to the proprietary rights of any party to the contract;

(14) To the extent permitted under its contract with other persons, consent to any termination, modification, forgiveness or other change of any term of any contractual right, payment, royalty, contract or agreement of any kind to which the exchange is a party;

(15) Award grants to **[**Navigators as described in subdivision (19) of section 38a-1084 and in accordance with section 38a-1087**]** <u>trained and certified individuals and institutions that will assist individuals, families and small employers and their employees in enrolling in appropriate coverage through the exchange</u>. Applications for grants from the exchange shall be made on a form prescribed by the board;

(16) Limit the number of plans offered, and use selective criteria in

4511 determining which plans to offer, through the exchange, provided
4512 individuals and employers have an adequate number and selection of
4513 choices;

4514 (17) Evaluate jointly with the SustiNet Health Care Cabinet the
4515 feasibility of implementing a basic health program option as set forth
4516 in Section 1331 of the Affordable Care Act;

4517 (18) Sue and be sued, plead and be impleaded;

4518 (19) Adopt regular procedures that are not in conflict with other
4519 provisions of the general statutes, for exercising the power of the
4520 exchange; and

4521 (20) Do all acts and things necessary and convenient to carry out the
4522 purposes of the exchange, provided such acts or things shall not
4523 conflict with the provisions of the Affordable Care Act, regulations
4524 adopted thereunder or federal guidance issued pursuant to the
4525 Affordable Care Act.

4526 Sec. 140. Section 38a-1084 of the general statutes is repealed and the
4527 following is substituted in lieu thereof (*Effective from passage*):

4528 The exchange shall:

4529 (1) Administer the exchange for both qualified individuals and
4530 qualified employers;

4531 (2) Commission surveys of individuals, small employers and health
4532 care providers on issues related to health care and health care
4533 coverage;

4534 (3) Implement procedures for the certification, recertification and
4535 decertification, consistent with guidelines developed by the Secretary
4536 under Section 1311(c) of the Affordable Care Act, and section 38a-1086,
4537 of health benefit plans as qualified health plans;

4538 (4) Provide for the operation of a toll-free telephone hotline to
4539 respond to requests for assistance;

4540 (5) Provide for enrollment periods, as provided under Section
4541 1311(c)(6) of the Affordable Care Act;

4542 (6) Maintain an Internet web site through which enrollees and
4543 prospective enrollees of qualified health plans may obtain
4544 standardized comparative information on such plans including, but
4545 not limited to, the enrollee satisfaction survey information under
4546 Section 1311(c)(4) of the Affordable Care Act and any other
4547 information or tools to assist enrollees and prospective enrollees
4548 evaluate qualified health plans offered through the exchange;

4549 (7) Publish the average costs of licensing, regulatory fees and any
4550 other payments required by the exchange and the administrative costs
4551 of the exchange, including information on **[**monies**]** <u>moneys</u> lost to
4552 waste, fraud and abuse, on an Internet web site to educate individuals
4553 on such costs;

4554 (8) **[**Assign**]** <u>On or before the open enrollment period for plan year</u>
4555 <u>2017, assign</u> a rating to each qualified health plan offered through the
4556 exchange in accordance with the criteria developed by the Secretary
4557 under Section 1311(c)(3) of the Affordable Care Act, and determine
4558 each qualified health plan's level of coverage in accordance with
4559 regulations issued by the Secretary under Section 1302(d)(2)(A) of the
4560 Affordable Care Act;

4561 (9) Use a standardized format for presenting health benefit options
4562 in the exchange, including the use of the uniform outline of coverage
4563 established under Section 2715 of the Public Health Service Act, 42
4564 USC 300gg-15, as amended from time to time;

4565 (10) Inform individuals, in accordance with Section 1413 of the
4566 Affordable Care Act, of eligibility requirements for the Medicaid
4567 program under Title XIX of the Social Security Act, as amended from

4568 time to time, the Children's Health Insurance Program (CHIP) under
4569 Title XXI of the Social Security Act, as amended from time to time, or
4570 any applicable state or local public program, and enroll an individual
4571 in such program if the exchange determines, through screening of the
4572 application by the exchange, that such individual is eligible for any
4573 such program;

4574 (11) Collaborate with the Department of Social Services, to the
4575 extent possible, to allow an enrollee who loses premium tax credit
4576 eligibility under Section 36B of the Internal Revenue Code and is
4577 eligible for HUSKY Plan, Part A or any other state or local public
4578 program, to remain enrolled in a qualified health plan;

4579 (12) Establish and make available by electronic means a calculator to
4580 determine the actual cost of coverage after application of any premium
4581 tax credit under Section 36B of the Internal Revenue Code and any
4582 cost-sharing reduction under Section 1402 of the Affordable Care Act;

4583 (13) Establish a program for small employers through which
4584 qualified employers may access coverage for their employees and that
4585 shall enable any qualified employer to specify a level of coverage so
4586 that any of its employees may enroll in any qualified health plan
4587 offered through the exchange at the specified level of coverage;

4588 (14) Offer enrollees and small employers the option of having the
4589 exchange collect and administer premiums, including through
4590 allocation of premiums among the various insurers and qualified
4591 health plans chosen by individual employers;

4592 (15) Grant a certification, subject to Section 1411 of the Affordable
4593 Care Act, attesting that, for purposes of the individual responsibility
4594 penalty under Section 5000A of the Internal Revenue Code, an
4595 individual is exempt from the individual responsibility requirement or
4596 from the penalty imposed by said Section 5000A because:

4597 (A) There is no affordable qualified health plan available through

4598 the exchange, or the individual's employer, covering the individual; or

4599 (B) The individual meets the requirements for any other such
4600 exemption from the individual responsibility requirement or penalty;

4601 (16) Provide to the Secretary of the Treasury of the United States the
4602 following:

4603 (A) A list of the individuals granted a certification under
4604 subdivision (15) of this section, including the name and taxpayer
4605 identification number of each individual;

4606 (B) The name and taxpayer identification number of each individual
4607 who was an employee of an employer but who was determined to be
4608 eligible for the premium tax credit under Section 36B of the Internal
4609 Revenue Code because:

4610 (i) The employer did not provide minimum essential health benefits
4611 coverage; or

4612 (ii) The employer provided the minimum essential coverage but it
4613 was determined under Section 36B(c)(2)(C) of the Internal Revenue
4614 Code to be unaffordable to the employee or not provide the required
4615 minimum actuarial value; and

4616 (C) The name and taxpayer identification number of:

4617 (i) Each individual who notifies the exchange under Section
4618 1411(b)(4) of the Affordable Care Act that such individual has changed
4619 employers; and

4620 (ii) Each individual who ceases coverage under a qualified health
4621 plan during a plan year and the effective date of that cessation;

4622 (17) Provide to each employer the name of each employee, as
4623 described in subparagraph (B) of subdivision (16) of this section, of the
4624 employer who ceases coverage under a qualified health plan during a

4625 plan year and the effective date of the cessation;

4626 (18) Perform duties required of, or delegated to, the exchange by the
4627 Secretary or the Secretary of the Treasury of the United States related
4628 to determining eligibility for premium tax credits, reduced cost-
4629 sharing or individual responsibility requirement exemptions;

4630 (19) Select entities qualified to serve as Navigators in accordance
4631 with Section 1311(i) of the Affordable Care Act and award grants to
4632 enable Navigators to:

4633 (A) Conduct public education activities to raise awareness of the
4634 availability of qualified health plans;

4635 (B) Distribute fair and impartial information concerning enrollment
4636 in qualified health plans and the availability of premium tax credits
4637 under Section 36B of the Internal Revenue Code and cost-sharing
4638 reductions under Section 1402 of the Affordable Care Act;

4639 (C) Facilitate enrollment in qualified health plans;

4640 (D) Provide referrals to the Office of the Healthcare Advocate or
4641 health insurance ombudsman established under Section 2793 of the
4642 Public Health Service Act, 42 USC 300gg-93, as amended from time to
4643 time, or any other appropriate state agency or agencies, for any
4644 enrollee with a grievance, complaint or question regarding the
4645 enrollee's health benefit plan, coverage or a determination under that
4646 plan or coverage; and

4647 (E) Provide information in a manner that is culturally and
4648 linguistically appropriate to the needs of the population being served
4649 by the exchange;

4650 (20) Review the rate of premium growth within and outside the
4651 exchange and consider such information in developing
4652 recommendations on whether to continue limiting qualified employer
4653 status to small employers;

4654 (21) Credit the amount, in accordance with Section 10108 of the
4655 Affordable Care Act, of any free choice voucher to the monthly
4656 premium of the plan in which a qualified employee is enrolled and
4657 collect the amount credited from the offering employer;

4658 (22) Consult with stakeholders relevant to carrying out the activities
4659 required under sections 38a-1080 to 38a-1090, inclusive, as amended by
4660 this act, including, but not limited to:

4661 (A) Individuals who are knowledgeable about the health care
4662 system, have background or experience in making informed decisions
4663 regarding health, medical and scientific matters and are enrollees in
4664 qualified health plans;

4665 (B) Individuals and entities with experience in facilitating
4666 enrollment in qualified health plans;

4667 (C) Representatives of small employers and self-employed
4668 individuals;

4669 (D) The Department of Social Services; and

4670 (E) Advocates for enrolling hard-to-reach populations;

4671 (23) Meet the following financial integrity requirements:

4672 (A) Keep an accurate accounting of all activities, receipts and
4673 expenditures and annually submit to the Secretary, the Governor, the
4674 Insurance Commissioner and the General Assembly a report
4675 concerning such accountings;

4676 (B) Fully cooperate with any investigation conducted by the
4677 Secretary pursuant to the Secretary's authority under the Affordable
4678 Care Act and allow the Secretary, in coordination with the Inspector
4679 General of the United States Department of Health and Human
4680 Services, to:

4681 (i) Investigate the affairs of the exchange;

4682 (ii) Examine the properties and records of the exchange; and

4683 (iii) Require periodic reports in relation to the activities undertaken
4684 by the exchange; and

4685 (C) Not use any funds in carrying out its activities under sections
4686 38a-1080 to 38a-1089, inclusive, as amended by this act, and section 144
4687 of this act that are intended for the administrative and operational
4688 expenses of the exchange, for staff retreats, promotional giveaways,
4689 excessive executive compensation or promotion of federal or state
4690 legislative and regulatory modifications;

4691 (24) Seek to include the most comprehensive health benefit plans
4692 that offer high quality benefits at the most affordable price in the
4693 exchange and may negotiate premiums with health carriers offering or
4694 seeking to offer qualified health plans through the exchange; **[**and**]**

4695 (25) Report at least annually to the General Assembly on the effect
4696 of adverse selection on the operations of the exchange and make
4697 legislative recommendations, if necessary, to reduce the negative
4698 impact from any such adverse selection on the sustainability of the
4699 exchange, including recommendations to ensure that regulation of
4700 insurers and health benefit plans are similar for qualified health plans
4701 offered through the exchange and health benefit plans offered outside
4702 the exchange. The exchange shall evaluate whether adverse selection is
4703 occurring with respect to health benefit plans that are grandfathered
4704 under the Affordable Care Act, self-insured plans, plans sold through
4705 the exchange and plans sold outside the exchange; **[**.**]** and

4706 (26) Seek funding for and oversee the planning, implementation and
4707 development of policies and procedures for the administration of the
4708 all-payer claims database program established under section 144 of
4709 this act.

4710 Sec. 141. Subsection (a) of section 38a-1088 of the general statutes is
4711 repealed and the following is substituted in lieu thereof (*Effective from*
4712 *passage*):

4713 (a) The state of Connecticut does hereby pledge to, and agree with,
4714 any person with whom the exchange may enter into contracts
4715 pursuant to the provisions of sections 38a-1080 to 38a-1090, inclusive,
4716 as amended by this act, and section 144 of this act that the state will not
4717 limit or alter the rights hereby vested in the exchange until such
4718 contracts and the obligations thereunder are fully met and performed
4719 on the part of the exchange, except that nothing in this subsection shall
4720 preclude such limitation or alteration if adequate provision shall be
4721 made by law for the protection of such persons entering into contracts
4722 with the exchange.

4723 Sec. 142. Subsection (a) of section 38a-1089 of the general statutes is
4724 repealed and the following is substituted in lieu thereof (*Effective from*
4725 *passage*):

4726 (a) Not later than January 1, 2012, and annually thereafter until
4727 January 1, 2014, the chief executive officer of the exchange shall report,
4728 in accordance with section 11-4a, to the Governor and the General
4729 Assembly on a plan, and any revisions or amendments to such plan, to
4730 establish a health insurance exchange in the state. Such report shall
4731 address:

4732 (1) Whether to establish two separate exchanges, one for the
4733 individual health insurance market and one for the small employer
4734 health insurance market, or to establish a single exchange;

4735 (2) Whether to merge the individual and small employer health
4736 insurance markets;

4737 (3) Whether to revise the definition of "small employer" from not
4738 more than fifty employees to not more than one hundred employees;

4739 (4) Whether to allow large employers to participate in the exchange
4740 beginning in 2017;

4741 (5) Whether to require qualified health plans to provide the essential
4742 health benefits package, as described in Section 1302(a) of the
4743 Affordable Care Act, or include additional state mandated benefits;

4744 (6) Whether to list dental benefits separately on the exchange's
4745 Internet web site where a qualified health plan includes dental
4746 benefits;

4747 (7) The relationship of the exchange to insurance producers;

4748 (8) The capacity of the exchange to award Navigator grants
4749 pursuant to section 38a-1087;

4750 (9) Ways to ensure that the exchange is financially sustainable by
4751 2015, as required by the Affordable Care Act including, but not limited
4752 to, assessments or user fees charged to carriers; **[**and**]**

4753 (10) Methods to independently evaluate consumers' experience,
4754 including, but not limited to, hiring consultants to act as secret
4755 shoppers; **[**.**]** and

4756 (11) The status of the implementation and administration of the all-
4757 payer claims database program established under section 144 of this
4758 act.

4759 Sec. 143. Section 38a-1090 of the general statutes is repealed and the
4760 following is substituted in lieu thereof (*Effective from passage*):

4761 (a) The exchange shall continue as long as it shall have legal
4762 authority to exist pursuant to the general statutes and until its
4763 existence is terminated by law. Upon the termination of the existence
4764 of the exchange, all its rights and properties shall pass to and be vested
4765 in the state of Connecticut.

4766 (b) The exchange shall be subject to the Freedom of Information Act,
4767 as defined in section 1-200, except that: [the]

4768 (1) The following information under sections 38a-1081 to 38a-1089,
4769 inclusive, as amended by this act, shall not be subject to disclosure
4770 under section 1-210: [(1)] (A) The names and applications of
4771 individuals and employers seeking coverage through the exchange;
4772 [(2)] (B) individuals' health information; and [(3)] (C) information
4773 exchanged between the exchange and the [(A)] (i) Departments of
4774 Social Services, Public Health and Revenue Services, [(B)] (ii) Insurance
4775 Department, [(C)] (iii) office of the Comptroller, or [(D)] (iv) any other
4776 state agency that is subject to confidentiality agreements under
4777 contracts entered into with the exchange; [.] and

4778 (2) (A) Any disclosures made pursuant to subdivision (4) of
4779 subsection (b) of section 144 of this act of health information, as
4780 defined in 45 CFR 160.103, as amended from time to time, provided
4781 such health information is permitted to be disclosed under the Health
4782 Insurance Portability and Accountability Act of 1996, P.L. 104-191, as
4783 amended from time to time, or regulations adopted thereunder, shall
4784 have identifiers removed, as set forth in 45 CFR 164.514, as amended
4785 from time to time; and

4786 (B) Any disclosures made pursuant to subdivision (4) of subsection
4787 (b) of section 144 of this act of information other than health
4788 information shall be made in a manner to protect the confidentiality of
4789 such other information as required by state and federal law.

4790 (c) Unless expressly specified, nothing in this section or sections 38a-
4791 1080 to 38a-1089, inclusive, and no action taken by the exchange
4792 pursuant to said sections shall be construed to preempt, supersede or
4793 affect the authority of the commissioner to regulate the business of
4794 insurance in the state. All health carriers offering qualified health plans
4795 in the state shall comply with all applicable health insurance laws of
4796 the state and regulations adopted and orders issued by the

4797 commissioner.

4798 Sec. 144. (NEW) (*Effective from passage*) (a) As used in this section:

4799 (1) "All-payer claims database" means a database that receives and
4800 stores data from a reporting entity relating to medical insurance
4801 claims, dental insurance claims, pharmacy claims and other insurance
4802 claims information from enrollment and eligibility files; and

4803 (2) (A) "Reporting entity" means:

4804 (i) An insurer, as described in section 38a-1 of the general statutes,
4805 licensed to do health insurance business in this state;

4806 (ii) A health care center, as defined in section 38a-175 of the general
4807 statutes;

4808 (iii) An insurer or health care center that provides coverage under
4809 Part C or Part D of Title XVIII of the Social Security Act, as amended
4810 from time to time, to residents of this state;

4811 (iv) A third-party administrator, as defined in section 38a-720 of the
4812 general statutes;

4813 (v) A pharmacy benefits manager, as defined in section 38a-479aaa
4814 of the general statutes;

4815 (vi) A hospital service corporation, as defined in section 38a-199 of
4816 the general statutes;

4817 (vii) A nonprofit medical service corporation, as defined in section
4818 38a-214 of the general statutes;

4819 (viii) A fraternal benefit society, as described in section 38a-595 of
4820 the general statutes, that transacts health insurance business in this
4821 state;

4822 (ix) A dental plan organization, as defined in section 38a-577 of the

4823 general statutes;

4824 (x) A preferred provider network, as defined in section 38a-479aa of
4825 the general statutes; and

4826 (xi) Any other person that administers health care claims and
4827 payments pursuant to a contract or agreement or is required by statute
4828 to administer such claims and payments.

4829 (B) "Reporting entity" does not include an employee welfare benefit
4830 plan, as defined in the federal Employee Retirement Income Security
4831 Act of 1974, as amended from time to time, that is also a trust
4832 established pursuant to collective bargaining subject to the federal
4833 Labor Management Relations Act.

4834 (b) (1) There is established an all-payer claims database program.
4835 The exchange shall: (A) Oversee the planning, implementation and
4836 administration of the all-payer claims database program for the
4837 purpose of collecting, assessing and reporting health care information
4838 relating to safety, quality, cost-effectiveness, access and efficiency for
4839 all levels of health care; (B) ensure that data received from reporting
4840 entities is securely collected, compiled and stored in accordance with
4841 state and federal law; and (C) conduct audits of data submitted by
4842 reporting entities in order to verify its accuracy.

4843 (2) The exchange shall seek funding from the federal government,
4844 other public sources and other private sources to cover costs associated
4845 with the planning, implementation and administration of the all-payer
4846 claims database program.

4847 (3) (A) Upon the adoption of reporting requirements as set forth in
4848 section 38a-1082 of the general statutes, as amended by this act, a
4849 reporting entity shall report health care information for inclusion in
4850 the all-payer claims database in a form and manner prescribed by the
4851 exchange. The exchange may, after notice and hearing, impose a civil
4852 penalty on any reporting entity that fails to report health care

4853 information as prescribed. Such civil penalty shall not exceed one
4854 thousand dollars per day for each day of violation and shall not be
4855 imposed as a cost for the purpose of rate determination or
4856 reimbursement by a third-party payer.

4857 (B) The chief executive officer may provide the name of any
4858 reporting entity on which such penalty has been imposed to the
4859 commissioner. After consultation with said officer, the commissioner
4860 may request the Attorney General to bring an action in the superior
4861 court for the judicial district of Hartford to recover any penalty
4862 imposed pursuant to subparagraph (A) of this subdivision.

4863 (4) The exchange shall: (A) Utilize data in the all-payer claims
4864 database to provide health care consumers in the state with
4865 information concerning the cost and quality of health care services that
4866 allows such consumers to make economically sound and medically
4867 appropriate health care decisions; and (B) make data in the all-payer
4868 claims database available to any state agency, insurer, employer,
4869 health care provider, consumer of health care services or researcher for
4870 the purpose of allowing such person or entity to review such data as it
4871 relates to health care utilization, costs or quality of health care services.
4872 Such disclosure shall be made in accordance with subdivision (2) of
4873 subsection (b) of section 38a-1090 of the general statutes, as amended
4874 by this act. The exchange may set a fee to be charged to each person or
4875 entity requesting access to data stored in the all-payer claims database.

4876 (5) The exchange may (A) in consultation with the All-Payer Claims
4877 Database Advisory Group set forth in subsection (c) of this section,
4878 enter into a contract with a person or entity to plan, implement or
4879 administer the all-payer claims database program, (B) enter into a
4880 contract or take any action that is necessary to obtain fee-for-service
4881 health claims data under the state medical assistance program or
4882 Medicare Part A or Part B, and (C) enter into a contract for the
4883 collection, management or analysis of data received from reporting
4884 entities. Any such contract for the collection, management or analysis

4885 of such data shall expressly prohibit the disclosure of such data for
4886 purposes other than the purposes described in this subdivision.

4887 (c) (1) There is established a working group to be known as the All-
4888 Payer Claims Database Advisory Group. Any member of the working
4889 group, as of June 30, 2013, shall continue to serve as a member of said
4890 group. Said group shall include, but not be limited to, the Secretary of
4891 the Office of Policy and Management, the Comptroller, the
4892 Commissioners of Public Health, Social Services and Mental Health
4893 and Addiction Services, the Insurance Commissioner, the Healthcare
4894 Advocate, the Chief Information Officer, a representative of the
4895 Connecticut State Medical Society, representatives of health insurance
4896 companies, health insurance purchasers, hospitals, consumer
4897 advocates and health care providers. The chief executive officer of the
4898 exchange, in concurrence with the chairperson of the exchange, may
4899 appoint additional members to said group.

4900 (2) The All-Payer Claims Database Advisory Group shall develop a
4901 plan to implement a state-wide multipayer data initiative to enhance
4902 the state's use of health care data from multiple sources to increase
4903 efficiency, enhance outcomes and improve the understanding of health
4904 care expenditures in the public and private sectors.

4905 Sec. 145. Section 19a-725 of the general statutes is repealed and the
4906 following is substituted in lieu thereof (*Effective from passage*):

4907 (a) There is established within the office of the Lieutenant Governor,
4908 the SustiNet Health Care Cabinet for the purpose of advising the
4909 Governor **[**and the Office of Health Reform and Innovation**]** on the
4910 matters set forth in subsection (c) of this section.

4911 (b) (1) The SustiNet Health Care Cabinet shall consist of the
4912 following members who shall be appointed on or before August 1,
4913 2011: (A) Five appointed by the Governor, two of whom may represent
4914 the health care industry and shall serve for terms of four years, one of
4915 whom shall represent community health centers and shall serve for a

term of three years, one of whom shall represent insurance producers and shall serve for a term of three years and one of whom shall be an at-large appointment and shall serve for a term of three years; (B) one appointed by the president pro tempore of the Senate, who shall be an oral health specialist engaged in active practice and shall serve for a term of four years; (C) one appointed by the majority leader of the Senate, who shall represent labor and shall serve for a term of three years; (D) one appointed by the minority leader of the Senate, who shall be an advanced practice registered nurse engaged in active practice and shall serve for a term of two years; (E) one appointed by the speaker of the House of Representatives, who shall be a consumer advocate and shall serve for a term of four years; (F) one appointed by the majority leader of the House of Representatives, who shall be a primary care physician engaged in active practice and shall serve for a term of four years; (G) one appointed by the minority leader of the House of Representatives, who shall represent the health information technology industry and shall serve for a term of three years; (H) five appointed jointly by the chairpersons of the SustiNet Health Partnership board of directors, one of whom shall represent faith communities, one of whom shall represent small businesses, one of whom shall represent the home health care industry, one of whom shall represent hospitals, and one of whom shall be an at-large appointment, all of whom shall serve for terms of five years; (I) the Lieutenant Governor; (J) the Secretary of the Office of Policy and Management, or the secretary's designee; the Comptroller, or the Comptroller's designee; the **[**Special Advisor to the Governor on Healthcare Reform, or the special advisor's designee**]** <u>chief executive officer of the Connecticut Health Insurance Exchange, or said officer's designee</u>; the Commissioners of Social Services and Public Health, or their designees; and the Healthcare Advocate, or the Healthcare Advocate's designee, all of whom shall serve as ex-officio voting members; and (K) the Commissioners of Children and Families, Developmental Services and Mental Health and Addiction Services, and the Insurance Commissioner, or their designees, and the nonprofit

4950 liaison to the Governor, or the nonprofit liaison's designee, all of whom
4951 shall serve as ex-officio nonvoting members.

4952 (2) Following the expiration of initial cabinet member terms,
4953 subsequent cabinet terms shall be for four years, commencing on
4954 August first of the year of the appointment. If an appointing authority
4955 fails to make an initial appointment to the cabinet or an appointment
4956 to fill a cabinet vacancy within ninety days of the date of such vacancy,
4957 the appointed cabinet members shall, by majority vote, make such
4958 appointment to the cabinet.

4959 (3) Upon the expiration of the initial terms of the five cabinet
4960 members appointed by SustiNet Health Partnership board of directors,
4961 five successor cabinet members shall be appointed as follows: (A) One
4962 appointed by the Governor; (B) one appointed by the president pro
4963 tempore of the Senate; (C) one appointed by the speaker of the House
4964 of Representatives; and (D) two appointed by majority vote of the
4965 appointed board members. Successor board members appointed
4966 pursuant to this subdivision shall be at-large appointments.

4967 (4) The Lieutenant Governor shall serve as the chairperson of the
4968 SustiNet Health Care Cabinet. The Lieutenant Governor shall schedule
4969 the first meeting of the SustiNet Health Care Cabinet, which meeting
4970 shall be held not later than September 1, 2011.

4971 (c) The SustiNet Health Care Cabinet shall advise the Governor **[**and
4972 the Office of Health Reform and Innovation**]** regarding the
4973 development of an integrated health care system for Connecticut and
4974 shall:

4975 (1) Evaluate the means of ensuring an adequate health care
4976 workforce in the state;

4977 (2) Jointly evaluate, with the chief executive officer of the
4978 Connecticut Health Insurance Exchange, the feasibility of
4979 implementing a basic health program option as set forth in Section

4980 1331 of the Affordable Care Act;

4981 (3) Identify short and long-range opportunities, issues and gaps
4982 created by the enactment of federal health care reform;

4983 (4) [Coordinate with the Office of Health Reform and Innovation
4984 concerning] Review the effectiveness of delivery system reforms and
4985 other efforts to control health care costs, including, but not limited to,
4986 reforms and efforts implemented by state agencies; and

4987 [(5) (A) Develop a business plan to be provided to the Governor and
4988 the Office of Health Reform and Innovation that takes into account
4989 feasibility and risk assessments conducted pursuant to subsection (h)
4990 of section 19a-724 and evaluates private or public mechanisms that will
4991 provide adequate health insurance products commencing on January
4992 1, 2014, including, but not limited to, for-profit and nonprofit
4993 organizations, insurance cooperatives and self-insurance, and (B)
4994 submit appropriate implementation recommendations for the
4995 Governor's consideration; and]

4996 [(6)] (5) Advise the Governor on matters relating to: (A) The design,
4997 implementation, actionable objectives and evaluation of state and
4998 federal health care policies, priorities and objectives relating to the
4999 state's efforts to improve access to health care, and (B) the quality of
5000 such care and the affordability and sustainability of the state's health
5001 care system.

5002 (d) The SustiNet Health Care Cabinet may convene working groups,
5003 which include volunteer health care experts, to make
5004 recommendations concerning the development and implementation of
5005 service delivery and health care provider payment reforms, including
5006 multipayer initiatives, medical homes, electronic health records and
5007 evidenced-based health care quality improvement.

5008 (e) The office of the Lieutenant Governor and the Office of the
5009 Healthcare Advocate shall provide support staff to the SustiNet Health

5010 Care Cabinet.

5011 Sec. 146. Section 14 of public act 11-53 is repealed and the following
5012 is substituted in lieu thereof (*Effective from passage*):

5013 (a) The **[**Office of Health Reform and Innovation, in consultation
5014 with the**]** board of directors of the Connecticut Health Insurance
5015 Exchange and the joint standing committees of the General Assembly
5016 having cognizance of matters relating to appropriations and the
5017 budgets of state agencies and insurance, shall prepare an analysis of
5018 the cost impact on the state and a cost-benefit analysis of the essential
5019 health benefits package, as described in Section 1302(a) of the Patient
5020 Protection and Affordable Care Act, P. L. 111-148, as amended from
5021 time to time, and coverage requirements under chapter 700c of the
5022 general statutes. Such analysis shall consider regulations issued by the
5023 Secretary of the United States Department of Health and Human
5024 Services pursuant to Section 1311 of the Patient Protection and
5025 Affordable Care Act, P. L. 111-148, as amended from time to time, and
5026 any applicable health benefit review report performed by the
5027 Insurance Department pursuant to section 38a-21 of the general
5028 statutes.

5029 (b) Not later than sixty days after said secretary publishes the
5030 essential health benefits required under Section 1302 of the Patient
5031 Protection and Affordable Care Act, P. L. 111-148, as amended from
5032 time to time, **[**the Office of Health Reform and Innovation shall submit
5033 such analysis to the Governor,**]** the board of directors of the
5034 Connecticut Health Insurance Exchange shall submit such analysis to
5035 the Governor and the joint standing committees of the General
5036 Assembly having cognizance of matters relating to appropriations and
5037 the budgets of state agencies and insurance.

5038 Sec. 147. Subsection (d) of section 3-123ddd of the general statutes is
5039 repealed and the following is substituted in lieu thereof (*Effective from*
5040 *passage*):

5041 (d) Nothing in sections 3-123aaa to 3-123hhh, inclusive, as amended
5042 by this act, 19a-654, [19a-724, 19a-724a,] 19a-725, 38a-513f, [or] 38a-513g
5043 or section 144 of this act shall diminish any right to retiree health
5044 insurance pursuant to a collective bargaining agreement or any other
5045 provision of the general statutes.

5046 Sec. 148. Subsection (b) of section 3-123hhh of the general statutes is
5047 repealed and the following is substituted in lieu thereof (*Effective from*
5048 *passage*):

5049 (b) Nothing in this section or sections 3-123aaa to 3-123ggg,
5050 inclusive, 19a-654, [19a-724, 19a-724a,] 19a-725, 38a-513f, [or] 38a-513g
5051 or section 144 of this act shall modify the state employee plan in any
5052 way without the written consent of the State Employees Bargaining
5053 Agent Coalition and the Secretary of the Office of Policy and
5054 Management.

5055 Sec. 149. Section 104 of house bill 6704 of the current session is
5056 amended to read as follows (*Effective from passage*):

5057 The sum of [$3,000,000] $5,700,000 shall be transferred from the
5058 State Banking Fund, established under section 36a-65 of the general
5059 statutes, and credited to the resources of the General Fund for the fiscal
5060 year ending June 30, 2015.

5061 Sec. 150. Section 103 of house bill 6704 of the current session is
5062 amended to read as follows *(Effective from passage)*:

5063 The sum of [$8,000,000] $10,700,000 shall be transferred from the
5064 State Banking Fund, established under section 36a-65 of the general
5065 statutes, and credited to the resources of the General Fund for the fiscal
5066 year ending June 30, 2014.

5067 Sec. 151. Subsections (a) and (b) of section 8-23 of the general
5068 statutes are repealed and the following is substituted in lieu thereof
5069 (*Effective from passage*):

5070 (a) (1) At least once every ten years, the commission shall prepare or
5071 amend and shall adopt a plan of conservation and development for the
5072 municipality. Following adoption, the commission shall regularly
5073 review and maintain such plan. The commission may adopt such
5074 geographical, functional or other amendments to the plan or parts of
5075 the plan, in accordance with the provisions of this section, as it deems
5076 necessary. The commission may, at any time, prepare, amend and
5077 adopt plans for the redevelopment and improvement of districts or
5078 neighborhoods which, in its judgment, contain special problems or
5079 opportunities or show a trend toward lower land values.

5080 (2) If a plan is not amended decennially, the chief elected official of
5081 the municipality shall submit a letter to the Secretary of the Office of
5082 Policy and Management and the Commissioners of Transportation,
5083 Environmental Protection and Economic and Community
5084 Development that explains why such plan was not amended. A copy
5085 of such letter shall be included in each application by the municipality
5086 for discretionary state funding submitted to any state agency.

5087 (3) Notwithstanding any provision of subdivisions (1) and (2) of this
5088 subsection, no commission shall be obligated to prepare or amend a
5089 plan of conservation and development for such municipality from July
5090 1, 2010, to June 30, **[**2013**]** 2014, inclusive.

5091 (b) On and after the first day of July following the adoption of the
5092 state Conservation and Development Policies Plan 2013-2018, in
5093 accordance with section 16a-30, a municipality that fails to comply
5094 with the requirements of subdivisions (1) and (2) of subsection (a) of
5095 this section shall be ineligible for discretionary state funding unless
5096 such prohibition is expressly waived by the secretary, except that any
5097 municipality that does not prepare or amend a plan of conservation
5098 and development pursuant to subdivision (3) of subsection (a) of this
5099 section shall continue to be eligible for discretionary state funding
5100 unless such municipality fails to comply with the requirements of said
5101 subdivisions (1) and (2) on or after July 1, **[**2014**]** 2015.

5102 Sec. 152. Section 10-262f of the general statutes is repealed and the
5103 following is substituted in lieu thereof (*Effective July 1, 2013*):

5104 Whenever used in this section and sections 10-262h to 10-262j,
5105 inclusive, as amended by this act:

5106 (1) "Adjusted equalized net grand list" means the equalized net
5107 grand list of a town multiplied by its income adjustment factor.

5108 (2) "Base aid ratio" means (A) for the fiscal years ending June 30,
5109 2008, to June 30, 2013, inclusive, one minus the ratio of a town's wealth
5110 to the state guaranteed wealth level, provided no town's aid ratio shall
5111 be less than nine one-hundredths, except for towns which rank from
5112 one to twenty when all towns are ranked in descending order from one
5113 to one hundred sixty-nine based on the ratio of the number of children
5114 below poverty to the number of children age five to seventeen,
5115 inclusive, the town's aid ratio shall not be less than thirteen one-
5116 hundredths when based on data used to determine the grants
5117 pursuant to section 10-262h of the general statutes, revision of 1958,
5118 revised to January 1, 2013, for the fiscal year ending June 30, 2008, and
5119 (B) for the fiscal year ending June 30, 2014, and each fiscal year
5120 thereafter, one minus the town's wealth adjustment factor, except that
5121 a town's aid ratio shall not be less than (i) ten one-hundredths for a
5122 town designated as an alliance district, as defined in section 10-262u,
5123 as amended by this act, and (ii) two one-hundredths for a town that is
5124 not designated as an alliance district.

5125 (3) "Income adjustment factor" means the average of a town's per
5126 capita income divided by the per capita income of the town with the
5127 highest per capita income in the state and a town's median household
5128 income divided by the median household income of the town with the
5129 highest median household income in the state.

5130 (4) "Median household income" for each town means that
5131 enumerated in the most recent federal decennial census of population
5132 or that enumerated in the current population report series issued by

5133 the United States Department of Commerce, Bureau of the Census,
5134 whichever is more recent and available on January first of the fiscal
5135 year two years prior to the fiscal year in which payment is to be made
5136 pursuant to section 10-262i, as amended by this act.

5137 (5) "Supplemental aid factor" means for each town the average of its
5138 percentage of children eligible under the temporary family assistance
5139 program and its grant mastery percentage.

5140 (6) "Percentage of children eligible under the temporary family
5141 assistance program" means the town's number of children under the
5142 temporary family assistance program divided by the number of
5143 children age five to seventeen, inclusive, in the town.

5144 (7) "Average mastery percentage" means for each school year the
5145 average of the three most recent mastery percentages available on
5146 December first of the school year.

5147 (8) "Equalized net grand list", for purposes of calculating the
5148 amount of grant to which any town is entitled in accordance with
5149 section 10-262h, as amended by this act, means the average of the net
5150 grand lists of the town upon which taxes were levied for the general
5151 expenses of the town two, three and four years prior to the fiscal year
5152 in which such grant is to be paid, provided such net grand lists are
5153 equalized in accordance with section 10-261a.

5154 (9) "Foundation" means (A) for the fiscal year ending June 30, 1990,
5155 three thousand nine hundred eighteen dollars, (B) for the fiscal year
5156 ending June 30, 1991, four thousand one hundred ninety-two dollars,
5157 (C) for the fiscal year ending June 30, 1992, four thousand four
5158 hundred eighty-six dollars, (D) for the fiscal years ending June 30,
5159 1993, June 30, 1994, and June 30, 1995, four thousand eight hundred
5160 dollars, (E) for the fiscal years ending June 30, 1996, June 30, 1997, and
5161 June 30, 1998, five thousand seven hundred eleven dollars, (F) for the
5162 fiscal year ending June 30, 1999, five thousand seven hundred seventy-
5163 five dollars, (G) for the fiscal years ending June 30, 2000, to June 30,

5164 2007, inclusive, five thousand eight hundred ninety-one dollars, [and]
5165 (H) for the fiscal years ending June 30, 2008, to June 30, 2013, inclusive,
5166 nine thousand six hundred eighty-seven dollars, and (I) for the fiscal
5167 year ending June 30, 2014, and each fiscal year thereafter, eleven
5168 thousand five hundred twenty-five dollars.

5169 (10) "Number of children age five to seventeen, inclusive" means
5170 that enumerated in the most recent federal decennial census of
5171 population or enumerated in the current population report series
5172 issued by the United States Department of Commerce, Bureau of the
5173 Census, whichever is more recent and available on January first of the
5174 fiscal year two years prior to the fiscal year in which payment is to be
5175 made pursuant to section 10-262i, as amended by this act.

5176 (11) "Supplemental aid ratio" means .04 times the supplemental aid
5177 factor of a town divided by the highest supplemental aid factor when
5178 all towns are ranked from low to high, provided any town whose
5179 percentage of children eligible under the temporary family assistance
5180 program exceeds twenty-five shall have a supplemental aid ratio of
5181 .04.

5182 (12) "Grant mastery percentage" means (A) for the school year
5183 ending June 30, 1989, average mastery percentage, and (B) for the
5184 school years ending June 30, 1990, through the school year ending June
5185 30, 1995, the average mastery percentage plus the mastery
5186 improvement bonus, and (C) for each school year thereafter, the
5187 average mastery percentage.

5188 (13) "Mastery count" of a town means for each school year the grant
5189 mastery percentage of the town multiplied by the number of resident
5190 students.

5191 (14) "Mastery improvement bonus" means for each school year
5192 through the school year ending June 30, 1995, seventy-five per cent of
5193 the difference between (A) the grant mastery percentage for the
5194 previous school year, and (B) the average mastery percentage for the

5195 school year, but not less than zero.

5196 (15) "Mastery percentage" of a town for any school year means,
5197 using the mastery test data of record for the examination administered
5198 in such year, the number obtained by dividing (A) the total number of
5199 valid tests with scores below the state-wide standard for remedial
5200 assistance as determined by the Department of Education in each
5201 subject of the examinations pursuant to subdivisions (1) and (2) of
5202 subsection (a) of section 10-14n taken by resident students, by (B) the
5203 total number of such valid tests taken by such students.

5204 (16) "Mastery test data of record" means (A) for any examination
5205 administered prior to the 2005-2006 school year, the data of record on
5206 the April thirtieth subsequent to the administration of the
5207 examinations pursuant to subdivisions (1) and (2) of subsection (a) of
5208 section 10-14n, except that school districts may, not later than the
5209 March first following the administration of an examination, file a
5210 request with the Department of Education for an adjustment of the
5211 mastery test data from such examination, and (B) for examinations
5212 administered in the 2005-2006 school year and each school year
5213 thereafter, the data of record on the December thirty-first subsequent
5214 to the administration of the examinations pursuant to subdivisions (1)
5215 and (2) of subsection (c) of section 10-14n, or such data adjusted by the
5216 Department of Education pursuant to a request by a local or regional
5217 board of education for an adjustment of the mastery test data from
5218 such examination filed with the department not later than the
5219 November thirtieth following the administration of the examination.

5220 (17) "Number of children under the temporary family assistance
5221 program" means the number obtained by adding together the
5222 unduplicated aggregate number of children five to eighteen years of
5223 age eligible to receive benefits under the temporary family assistance
5224 program or its predecessor federal program, as appropriate, in October
5225 and May of each fiscal year, and dividing by two, such number to be
5226 certified and submitted annually, no later than the first day of July of

5227 the succeeding fiscal year, to the Commissioner of Education by the
5228 Commissioner of Social Services.

5229 (18) "Per capita income" for each town means that enumerated in the
5230 most recent federal decennial census of population or that enumerated
5231 in the current population report series issued by the United States
5232 Department of Commerce, Bureau of the Census, whichever is more
5233 recent and available on January first of the fiscal year two years prior
5234 to the fiscal year in which payment is to be made pursuant to section
5235 10-262i, as amended by this act.

5236 (19) "Regional bonus" means, for any town which is a member of a
5237 regional school district and has students who attend such regional
5238 school district, an amount equal to one hundred dollars for each such
5239 student enrolled in the regional school district on October first or the
5240 full school day immediately preceding such date for the school year
5241 prior to the fiscal year in which the grant is to be paid multiplied by
5242 the ratio of the number of grades, kindergarten to grade twelve,
5243 inclusive, in the regional school district to thirteen.

5244 (20) "Regular program expenditures" means (A) total current
5245 educational expenditures less (B) expenditures for (i) special education
5246 programs pursuant to subsection (h) of section 10-76f, (ii) **[**pupil
5247 transportation eligible for reimbursement pursuant to section 10-266m,
5248 (iii)**]** land and capital building expenditures, and equipment otherwise
5249 supported by a state grant pursuant to chapter 173, including debt
5250 service, **[**(iv)**]** (iii) health services for nonpublic school children, **[**(v)**]**
5251 (iv) adult education, (C) expenditures directly attributable to (i) state
5252 grants received by or on behalf of school districts except grants for the
5253 categories of expenditures listed in subparagraphs (B)(i) to (B)(v),
5254 inclusive, of this subdivision and except grants received pursuant to
5255 section 10-262i, as amended by this act, and section 10-262c of the
5256 general statutes, revision of 1958, revised to January 1, 1987, and
5257 except grants received pursuant to chapter 173, (ii) federal grants
5258 received by or on behalf of school districts except for adult education

5259 and federal impact aid, and (iii) receipts from the operation of child
5260 nutrition services and student activities services, (D) expenditures of
5261 funds from private and other sources, and (E) tuition received on
5262 account of nonresident students. The town of Woodstock may include
5263 as part of the current expenses of its public schools for each school year
5264 the amount expended for current expenses in that year by Woodstock
5265 Academy from income from its endowment funds upon receipt from
5266 said academy of a certified statement of such current expenses. The
5267 town of Winchester may include as part of the current expenses of its
5268 public school for each school year the amount expended for current
5269 expenses in that year by the Gilbert School from income from its
5270 endowment funds upon receipt from said school of a certified
5271 statement of such current expenses.

5272 (21) "Regular program expenditures per need student" means, in
5273 any year, the regular program expenditures of a town for such year
5274 divided by the number of total need students in the town for such
5275 school year, provided for towns which are members of a kindergarten
5276 to grade twelve, inclusive, regional school district and for such
5277 regional school district, "regular program expenditures per need
5278 student" means, in any year, the regular program expenditures of such
5279 regional school district divided by the sum of the number of total need
5280 students in all such member towns.

5281 (22) "Resident students" means the number of pupils of the town
5282 enrolled in public schools at the expense of the town on October first
5283 or the full school day immediately preceding such date, provided the
5284 number shall be decreased by the Department of Education for failure
5285 to comply with the provisions of section 10-16 and shall be increased
5286 by one one-hundred-eightieth for each full-time equivalent school day
5287 in the school year immediately preceding such date of at least five
5288 hours of actual school work in excess of one hundred eighty days and
5289 nine hundred hours of actual school work and be increased by the full-
5290 time equivalent number of such pupils attending the summer sessions
5291 immediately preceding such date at the expense of the town; "enrolled"

5292 shall include pupils who are scheduled for vacation on the above date
5293 and who are expected to return to school as scheduled. Pupils
5294 participating in the program established pursuant to section 10-266aa
5295 shall be counted in accordance with the provisions of subsection (h) of
5296 section 10-266aa.

5297 (23) "Schools" means nursery schools, kindergarten and grades one
5298 to twelve, inclusive.

5299 (24) "State guaranteed wealth level" means (A) for the fiscal year
5300 ending June 30, 1990, 1.8335 times the town wealth of the town with
5301 the median wealth as calculated using the data of record on December
5302 first of the fiscal year prior to the year in which the grant is to be paid
5303 pursuant to section 10-262i, as amended by this act, (B) for the fiscal
5304 years ending June 30, 1991, and 1992, 1.6651 times the town wealth of
5305 the town with such median wealth, (C) for the fiscal years ending June
5306 30, 1993, June 30, 1994, and June 30, 1995, 1.5361 times the town wealth
5307 of the town with the median wealth, (D) for the fiscal years ending
5308 June 30, 1996, to June 30, 2007, inclusive, 1.55 times the town wealth of
5309 the town with the median wealth, and (E) for the fiscal year ending
5310 June 30, 2008, and each fiscal year thereafter, 1.75 times the town
5311 wealth of the town with the median wealth.

5312 (25) "Total need students" means the sum of (A) the number of
5313 resident students of the town for the school year, (B) (i) for any school
5314 year commencing prior to July 1, 1998, one-quarter the number of
5315 children under the temporary family assistance program for the prior
5316 fiscal year, and (ii) for the school years commencing July 1, 1998, to
5317 July 1, 2006, inclusive, one-quarter the number of children under the
5318 temporary family assistance program for the fiscal year ending June
5319 30, 1997, (C) for school years commencing July 1, 1995, to July 1, 2006,
5320 inclusive, one-quarter of the mastery count for the school year, (D) for
5321 school years commencing July 1, 1995, to July 1, 2006, inclusive, ten per
5322 cent of the number of eligible children, as defined in subdivision (1) of
5323 section 10-17e, for whom the board of education is not required to

provide a program pursuant to section 10-17f, (E) for the school [year] years commencing July 1, 2007, [and each school year thereafter] to July 1, 2012, inclusive, fifteen per cent of the number of eligible students, as defined in subdivision (1) of section 10-17e, for whom the board of education is not required to provide a program pursuant to section 10-17f, [and] (F) for the school [year] years commencing July 1, 2007, [and each school year thereafter] to July 1, 2012, inclusive, thirty-three per cent of the number of children below the level of poverty, and (G) for the school year commencing July 1, 2013, and each school year thereafter, thirty per cent of the number of children eligible for free or reduced price meals or free milk.

(26) "Town wealth" means the average of a town's adjusted equalized net grand list divided by its total need students for the fiscal year prior to the year in which the grant is to be paid and its adjusted equalized net grand list divided by its population.

(27) "Population" of a town means that enumerated in the most recent federal decennial census of population or that enumerated in the current population report series issued by the United States Department of Commerce, Bureau of the Census available on January first of the fiscal year two years prior to the fiscal year in which a grant is to be paid, whichever is most recent; except that any town whose enumerated population residing in state and federal institutions within such town and attributed to such town by the census exceeds forty per cent of such "population" shall have its population adjusted as follows: Persons who are incarcerated or in custodial situations, including, but not limited to jails, prisons, hospitals or training schools or persons who reside in dormitory facilities in schools, colleges, universities or on military bases shall not be counted in the "population" of a town.

(28) "Base revenue" for the fiscal year ending June 30, 1995, means the sum of the grant entitlements for the fiscal year ending June 30, 1995, of a town pursuant to section 10-262h of the general statutes, revision of 1958, revised to January 1, 2013, and subsection (a) of

5356 section 10-76g, including its proportional share, based on enrollment,
5357 of the revenue paid pursuant to section 10-76g, as amended by this act,
5358 to the regional district of which the town is a member, and for each
5359 fiscal year thereafter means the amount of each town's entitlement
5360 pursuant to section 10-262h of the general statutes, revision of 1958,
5361 revised to January 1, 2013, minus its density supplement, as
5362 determined pursuant to subdivision (6) of subsection (a) of section 10-
5363 262h of the general statutes, revision of 1958, revised to January 1,
5364 2013, except that for the fiscal year ending June 30, 2003, each town's
5365 entitlement shall be determined without using the adjustments made
5366 to the previous year's grant pursuant to subparagraph (M) of
5367 subdivision (6) of subsection (a) of section 10-262h of the general
5368 statutes, revision of 1958, revised to January 1, 2013, except that for the
5369 fiscal year ending June 30, 2004, each town's entitlement shall be
5370 determined without using the adjustments made to the previous year's
5371 grant pursuant to subparagraph (N) of subdivision (6) of subsection (a)
5372 of section 10-262h of the general statutes, revision of 1958, revised to
5373 January 1, 2013.

5374 (29) "Density" means the population of a town divided by the
5375 square miles of a town.

5376 (30) "Density aid ratio" means the product of (A) the density of a
5377 town divided by the density of the town in the state with the highest
5378 density, and (B) .006273.

5379 (31) "Mastery goal improvement count" means the product of (A)
5380 the difference between the percentage of state-wide mastery
5381 examination scores, pursuant to subdivisions (1) and (2) of subsection
5382 (a) of section 10-14n, at or above the mastery goal level for the most
5383 recently completed school year and the percentage of such scores for
5384 the prior school year, and (B) the resident students of the town, or
5385 zero, whichever is greater.

5386 (32) "Target aid" means the sum of (A) the product of a town's base

5387 aid ratio, the foundation level and the town's total need students for
5388 the fiscal year prior to the year in which the grant is to be paid, (B) the
5389 product of a town's supplemental aid ratio, the foundation level and
5390 the sum of the portion of its total need students count described in
5391 subparagraphs (B) and (C) of subdivision (25) of this section for the
5392 fiscal year prior to the fiscal year in which the grant is to be paid, and
5393 the adjustments to its resident student count described in subdivision
5394 (22) of this section relative to length of school year and summer school
5395 sessions, and (C) the town's regional bonus.

5396 (33) "Fully funded grant" means the sum of (A) the product of a
5397 town's base aid ratio, the foundation level and the town's total need
5398 students for the fiscal year prior to the year in which the grant is to be
5399 paid, and (B) the town's regional bonus.

5400 (34) "Number of children below the level of poverty" means the
5401 number of children, ages five to seventeen, inclusive, in families in
5402 poverty, as determined under Part A of Title I of the No Child Left
5403 Behind Act, P.L. 107-110. The count for member towns of regional
5404 school districts shall be the sum of towns' initial determination under
5405 Title I and the proportionate share of the regional districts
5406 determination based member enrollment in the regional district.

5407 (35) "Current program expenditures" means (A) total current
5408 educational expenditures less (B) expenditures for (i) land and capital
5409 building expenditures, and equipment otherwise supported by a state
5410 grant pursuant to chapter 173, including debt service, (ii) health
5411 services for nonpublic school children, and (iii) adult education, (C)
5412 expenditures directly attributable to (i) state grants received by or on
5413 behalf of school districts except grants for the categories of
5414 expenditures listed in subparagraphs (B)(i) to (B)(iii), inclusive, of this
5415 subdivision and except grants received pursuant to section 10-262i<u>, as</u>
5416 <u>amended by this act,</u> and section 10-262c of the general statutes,
5417 revision of 1958, revised to January 1, 1987, and except grants received
5418 pursuant to chapter 173, (ii) federal grants received by or on behalf of

5419 school districts except for adult education and federal impact aid, and
5420 (iii) receipts from the operation of child nutrition services and student
5421 activities services, (D) expenditures of funds from private and other
5422 sources, and (E) tuition received on account of nonresident students.
5423 The town of Woodstock may include as part of the current expenses of
5424 its public schools for each school year the amount expended for
5425 current expenses in that year by Woodstock Academy from income
5426 from its endowment funds upon receipt from said academy of a
5427 certified statement of such current expenses. The town of Winchester
5428 may include as part of the current expenses of its public school for
5429 each school year the amount expended for current expenses in that
5430 year by the Gilbert School from income from its endowment funds
5431 upon receipt from said school of a certified statement of such current
5432 expenses.

5433 (36) "Current program expenditures per resident student" means, in
5434 any year, the current program expenditures of a town for such year
5435 divided by the number of resident students in the town for such school
5436 year.

5437 (37) "Base aid" means the amount of the grant pursuant to section
5438 10-262h of the general statutes, revision of 1958, revised to January 1,
5439 2013, that a town was eligible to receive for the fiscal year ending June
5440 30, **[**2007**]** 2013.

5441 (38) "Local funding percentage" means that for the fiscal year two
5442 years prior to the fiscal year in which the grant is to be paid pursuant
5443 to section 10-262i, as amended by this act, the number obtained by
5444 dividing (A) total current educational expenditures less (i)
5445 expenditures for (I) land and capital building expenditures, and
5446 equipment otherwise supported by a state grant pursuant to chapter
5447 173, including debt service, (II) health services for nonpublic school
5448 children, and (III) adult education, (ii) expenditures directly
5449 attributable to (I) state grants received by or on behalf of school
5450 districts, except those grants for the categories of expenditures

5451 described in subparagraphs (A)(i)(I) to (A)(i)(III), inclusive, of this
5452 subdivision, and except grants received pursuant to chapter 173, (II)
5453 federal grants received by or on behalf of local or regional boards of
5454 education, except those grants for adult education and federal impact
5455 aid, and (III) receipts from the operation of child nutrition services and
5456 student activities services, (iii) expenditures of funds from private and
5457 other sources, and (iv) tuition received by the district for the education
5458 of nonresident students, by (B) total current educational expenditures
5459 less expenditures for (i) land and capital building expenditures, and
5460 equipment otherwise supported by a state grant pursuant to chapter
5461 173, including debt service, (ii) health services for nonpublic school
5462 children, and (iii) adult education.

5463 (39) "Minimum local funding percentage" means (A) for the fiscal
5464 year ending June 30, 2013, twenty per cent, (B) for the fiscal year
5465 ending June 30, 2014, twenty-one per cent, (C) for the fiscal year
5466 ending June 30, 2015, twenty-two per cent, (D) for the fiscal year
5467 ending June 30, 2016, twenty-three per cent, and (E) for the fiscal year
5468 ending June 30, 2017, twenty-four per cent.

5469 (40) "Number of children eligible for free or reduced price meals or
5470 free milk" means the number of pupils of the town enrolled in public
5471 schools at the expense of the town on October first or the full school
5472 day immediately preceding such date, in families that meet the income
5473 eligibility guidelines established by the federal Department of
5474 Agriculture for free or reduced price meals or free milk under the
5475 National School Lunch Program, established pursuant to P.L. 79-396.

5476 (41) "Equalized net grand list per capita" means the equalized net
5477 grand list of a town divided by the population of such town.

5478 (42) "Equalized net grand list adjustment factor" means the ratio of
5479 the town's equalized net grant list per capita to one and one-half times
5480 the town equalized net grand list per capita of the town with the
5481 median equalized net grand list per capita.

5482 (43) "Median household income adjustment factor" means the ratio
5483 of the median household income of the town to one and one-half times
5484 the median household income of the town with the median household
5485 income.

5486 (44) "Wealth adjustment factor" means the sum of a town's
5487 equalized net grand list adjustment factor multiplied by ninety one-
5488 hundredths per cent and a town's median household income
5489 adjustment factor multiplied by ten one-hundredths per cent.

5490 Sec. 153. Section 10-262h of the general statutes is repealed and the
5491 following is substituted in lieu thereof (*Effective July 1, 2013*):

5492 **[**(a) Each town maintaining public schools according to law shall be
5493 entitled to an equalization aid grant as follows:

5494 (1) For the fiscal year ending June 30, 1990, a grant in an amount
5495 equal to the sum of (A) the town's base aid and (B) twenty-one and
5496 one-half per cent of the difference between the town's target grant and
5497 its base aid;

5498 (2) For the fiscal year ending June 30, 1991, a grant in an amount
5499 equal to the sum of (A) the town's base aid and (B) forty-five per cent
5500 of the difference between the town's target grant and its base aid;

5501 (3) For the fiscal year ending June 30, 1992, a grant in an amount
5502 equal to the sum of (A) the town's base aid plus seventy-one per cent
5503 of the difference between the town's target grant aid and its base aid
5504 and (B) for towns whose minimum aid or enhancement aid, whichever
5505 is applicable, is more than the amount determined pursuant to
5506 subparagraph (A) of this subdivision, a percentage, determined
5507 pursuant to subparagraph (C) of this subdivision, of the difference
5508 between such minimum aid or enhancement aid, whichever is
5509 applicable, and the amount determined pursuant to said subparagraph
5510 (A). (C) Such percentage shall be determined as follows: (i) Towns
5511 whose minimum aid or enhancement aid, whichever is applicable, is

more than the amount determined pursuant to said subparagraph (A) shall be ranked in descending order based on the average of the grant mastery percentage of such town, as defined in subdivision (8) of section 10-262f, for the school year prior to the school year in which the grant is to be paid and the ratio of the number of children in such town under the aid to families with dependent children program, as defined in subdivision (14) of said section, to the resident students of such town, as defined in subdivision (19) of said section, for the school year two years prior to the fiscal year in which the grant is to be paid, (ii) based upon such ranking, a percentage of not more than eighty and not less than thirty-eight and two-tenths shall be determined for each town on a continuous scale, except that the percentage for minimum aid towns shall be twenty-five per cent;

(4) For the fiscal year ending June 30, 1993, a grant in the amount equal to the sum of (A) the product of the town's aid ratio, the foundation level and the town's total need students for the prior school year, and (B) the town's regional bonus, and (C) for any town whose grant is less than the grant it received in the previous fiscal year, the product of such difference and the sum of such town's grant mastery percentage, as defined in subdivision (8) of section 10-262f, for the school year prior to the school year in which the grant is to be paid and the ratio of the number of children in such town under the aid to families with dependent children program, as defined in subdivision (14) of said section 10-262f, to the resident students of such town, as defined in subdivision (19) of said section 10-262f, for the school year two years prior to the fiscal year in which the grant is to be paid, except such sum shall be adjusted to the greater amount as follows: (i) If such sum is forty or more it shall be multiplied by two, (ii) for towns whose rank when all towns are ranked in ascending order from one to one hundred sixty-nine based on equalized mill rate is greater than eighty-five, such sum shall be fifty and (iii) for towns which received payments pursuant to section 32-9s, during the fiscal year ending June 30, 1992, such sum shall be fifty, and (D) provided no town shall

5545 receive a grant greater than one hundred four and thirty-five
5546 hundredths per cent of its previous year's grant;

5547 (5) For the fiscal years ending June 30, 1994, and June 30, 1995, a
5548 grant in an amount equal to the sum of (A) the product of the town's
5549 aid ratio, the foundation level and the town's total need students for
5550 the prior fiscal year, and (B) the town's regional bonus, except that no
5551 town shall receive a grant smaller than the grant it received in the
5552 previous fiscal year;

5553 (6) For the fiscal year ending June 30, 1996, and each fiscal year
5554 thereafter, a grant in an amount equal to the sum of any amounts paid
5555 to the town pursuant to subdivision (1) of subsection (d) of section 10-
5556 66ee, and the amount of its target aid as described in subdivision (32)
5557 of section 10-262f except that such amount of target aid shall be capped
5558 in accordance with the following: (A) For the fiscal years ending June
5559 30, 1996, June 30, 1997, June 30, 1998, and June 30, 1999, for each town,
5560 the maximum percentage increase over its previous year's base
5561 revenue shall be the product of five per cent and the ratio of the wealth
5562 of the town ranked one hundred fifty-third when all towns are ranked
5563 in descending order to each town's wealth, provided no town shall
5564 receive an increase greater than five per cent. (B) For the fiscal years
5565 ending June 30, 2000, June 30, 2001, June 30, 2002, June 30, 2003, and
5566 June 30, 2004, for each town, the maximum percentage increase over its
5567 previous year's base revenue shall be the product of six per cent and
5568 the ratio of the wealth of the town ranked one hundred fifty-third
5569 when all towns are ranked in descending order to each town's wealth,
5570 provided no town shall receive an increase greater than six per cent.
5571 (C) No such cap shall be used for the fiscal year ending June 30, 2005,
5572 or any fiscal year thereafter. (D) For the fiscal year ending June 30,
5573 1996, for each town, the maximum percentage reduction from its
5574 previous year's base revenue shall be equal to the product of three per
5575 cent and the ratio of each town's wealth to the wealth of the town
5576 ranked seventeenth when all towns are ranked in descending order,
5577 provided no town's grant shall be reduced by more than three per cent.

5578 (E) For the fiscal years ending June 30, 1997, June 30, 1998, and June 30,
5579 1999, for each town, the maximum percentage reduction from its
5580 previous year's base revenue shall be equal to the product of five per
5581 cent and the ratio of each town's wealth to the wealth of the town
5582 ranked seventeenth when all towns are ranked in descending order,
5583 provided no town's grant shall be reduced by more than five per cent.
5584 (F) For the fiscal year ending June 30, 2000, and each fiscal year
5585 thereafter, no town's grant shall be less than the grant it received for
5586 the prior fiscal year. (G) For each fiscal year prior to the fiscal year
5587 ending June 30, 2008, except for the fiscal year ending June 30, 2004, in
5588 addition to the amount determined pursuant to this subdivision, a
5589 town shall be eligible for a density supplement if the density of the
5590 town is greater than the average density of all towns in the state. The
5591 density supplement shall be determined by multiplying the density aid
5592 ratio of the town by the foundation level and the town's total need
5593 students for the prior fiscal year provided, for the fiscal year ending
5594 June 30, 2000, and each fiscal year thereafter, no town's density
5595 supplement shall be less than the density supplement such town
5596 received for the prior fiscal year. (H) For the fiscal year ending June 30,
5597 1997, the grant determined in accordance with this subdivision for a
5598 town ranked one to forty-two when all towns are ranked in
5599 descending order according to town wealth shall be further reduced by
5600 one and two-hundredths of a per cent and such grant for all other
5601 towns shall be further reduced by fifty-six-hundredths of a per cent. (I)
5602 For the fiscal year ending June 30, 1998, and each fiscal year thereafter,
5603 no town whose school district is a priority school district shall receive a
5604 grant pursuant to this subdivision in an amount that is less than the
5605 amount received under such grant for the prior fiscal year. (J) For the
5606 fiscal year ending June 30, 2000, and each fiscal year through the fiscal
5607 year ending June 30, 2003, no town whose school district is a priority
5608 school district shall receive a grant pursuant to this subdivision that
5609 provides an amount of aid per resident student that is less than the
5610 amount of aid per resident student provided under the grant received
5611 for the prior fiscal year. (K) For the fiscal year ending June 30, 1998,

5612 and each fiscal year thereafter, no town whose school district is a
5613 priority school district shall receive a grant pursuant to this
5614 subdivision in an amount that is less than seventy per cent of the sum
5615 of (i) the product of a town's base aid ratio, the foundation level and
5616 the town's total need students for the fiscal year prior to the year in
5617 which the grant is to be paid, (ii) the product of a town's supplemental
5618 aid ratio, the foundation level and the sum of the portion of its total
5619 need students count described in subparagraphs (B) and (C) of
5620 subdivision (25) of section 10-262f for the fiscal year prior to the fiscal
5621 year in which the grant is to be paid, and the adjustments to its
5622 resident student count described in subdivision (22) of said section 10-
5623 262f relative to length of school year and summer school sessions, and
5624 (iii) the town's regional bonus. (L) For the fiscal year ending June 30,
5625 2000, and each fiscal year thereafter, no town whose school district is a
5626 transitional school district shall receive a grant pursuant to this
5627 subdivision in an amount that is less than forty per cent of the sum of
5628 (i) the product of a town's base aid ratio, the foundation level and the
5629 town's total need students for the fiscal year prior to the fiscal year in
5630 which the grant is to be paid, (ii) the product of a town's supplemental
5631 aid ratio, the foundation level and the sum of the portion of its total
5632 need students count described in subparagraphs (B) and (C) of
5633 subdivision (25) of section 10-262f for the fiscal year prior to the fiscal
5634 year in which the grant is to be paid, and the adjustments to its
5635 resident student count described in subdivision (22) of said section
5636 10-262f relative to length of school year and summer school sessions,
5637 and (iii) the town's regional bonus. (M) For the fiscal year ending June
5638 30, 2002, (i) each town whose target aid is capped pursuant to this
5639 subdivision shall receive a grant that includes a pro rata share of
5640 twenty-five million dollars based on the difference between its target
5641 aid and the amount of the grant determined with the cap, and (ii) all
5642 towns shall receive a grant that is at least 1.68 per cent greater than the
5643 grant they received for the fiscal year ending June 30, 2001. (N) For the
5644 fiscal year ending June 30, 2003, (i) each town whose target aid is
5645 capped pursuant to this subdivision shall receive a pro rata share of

5646 fifty million dollars based on the difference between its target aid and
5647 the amount of the grant determined with the cap, and (ii) each town
5648 shall receive a grant that is at least 1.2 per cent more than its base
5649 revenue, as defined in subdivision (28) of section 10-262f. (O) For the
5650 fiscal year ending June 30, 2003, each town shall receive a grant that is
5651 at least equal to the grant it received for the prior fiscal year. (P) For
5652 the fiscal year ending June 30, 2004, (i) each town whose target aid is
5653 capped pursuant to this subdivision shall receive a grant that includes
5654 a pro rata share of fifty million dollars based on the difference between
5655 its target aid and the amount of the grant determined with the cap, (ii)
5656 each town's grant including the cap supplement shall be reduced by
5657 three per cent, (iii) the towns of Bridgeport, Hartford and New Haven
5658 shall each receive a grant that is equal to the grant such towns received
5659 for the prior fiscal year plus one million dollars, (iv) those towns
5660 described in clause (i) of this subparagraph shall receive a grant that
5661 includes a pro rata share of three million dollars based on the same pro
5662 rata basis as used in said clause (i), (v) towns whose school districts are
5663 priority school districts pursuant to subsection (a) of section 10-266p or
5664 transitional school districts pursuant to section 10-263c or who are
5665 eligible for grants under section 10-276a or 10-263d for the fiscal years
5666 ending June 30, 2002, to June 30, 2004, inclusive, shall receive grants
5667 that are at least equal to the grants they received for the prior fiscal
5668 year, (vi) towns not receiving funds under clause (iii) of this
5669 subparagraph shall receive a pro rata share of any remaining funds
5670 based on their grant determined under this subparagraph. (Q) For the
5671 fiscal year ending June 30, 2005, (i) no town shall receive a grant
5672 pursuant to this subparagraph in an amount that is less than sixty per
5673 cent of the amount determined pursuant to the previous
5674 subparagraphs of this subdivision, (ii) notwithstanding the provisions
5675 of subparagraph (B) of this subdivision, each town shall receive a grant
5676 that is equal to the amount the town received for the prior fiscal year
5677 increased by twenty-three and twenty-seven hundredths per cent of
5678 the difference between the grant amount calculated pursuant to this
5679 subdivision and the amount the town received for the prior fiscal year,

5680 (iii) no town whose school district is a priority school district pursuant
5681 to subsection (a) of section 10-266p shall receive a grant pursuant to
5682 this subdivision that is less than three hundred seventy dollars per
5683 resident student, and (iv) each town shall receive a grant that is at least
5684 the greater of the amount of the grant it received for the fiscal year
5685 ending June 30, 2003, or the amount of the grant it received for the
5686 fiscal year ending June 30, 2004, increased by seven-tenths per cent,
5687 except that the town of Winchester shall not receive less than its fixed
5688 entitlement for the fiscal year ending June 30, 2003. (R)
5689 Notwithstanding the provisions of this subdivision, for the fiscal years
5690 ending June 30, 2006, and June 30, 2007, each town shall receive a grant
5691 that is equal to the amount of the grant the town received for the fiscal
5692 year ending June 30, 2005, increased by two per cent plus the amount
5693 specified in section 33 of public act 05-245, provided for the fiscal year
5694 ending June 30, 2007, no town shall receive a grant in an amount that is
5695 less than sixty per cent of the amount of its target aid as described in
5696 subdivision (32) of section 10-262f. (S) For the fiscal year ending June
5697 30, 2008, a grant in an amount equal to the sum of (i) the town's base
5698 aid, and (ii) seventeen and thirty-one one-hundredths per cent of the
5699 difference between the town's fully funded grant as described in
5700 subdivision (33) of section 10-262f, and its base aid, except that such
5701 per cent shall be adjusted for all towns so that no town shall receive a
5702 grant that is less than the amount of the grant the town received for the
5703 fiscal year ending June 30, 2007, increased by four and four-tenths per
5704 cent. (T) For the fiscal year ending June 30, 2009, a grant in an amount
5705 equal to the sum of (i) the town's base aid, and (ii) twenty-two and two
5706 one-hundredths per cent of the difference between the fully funded
5707 grant as described in said subdivision (33) of section 10-262f, and its
5708 base aid, except that such per cent shall be adjusted for all towns so
5709 that no town shall receive a grant that is less than the amount of the
5710 grant the town received for the fiscal year ending June 30, 2008,
5711 increased by four and four-tenths per cent;

5712 (7) For the fiscal year ending June 30, 1996, for towns that used an

5713 accrual method of accounting for the fiscal year ending June 30, 1995,
5714 the portion of the grant received pursuant to subdivision (6) of this
5715 subsection which is considered to be a reimbursement for special
5716 education expenses incurred in the fiscal year ending June 30, 1995,
5717 shall be equal to the ratio of the amount received for special education
5718 pursuant to subsection (a) of section 10-76g, in the fiscal year ending
5719 June 30, 1995, to the sum of such special education amount and the
5720 education equalization aid pursuant to this section for the fiscal year
5721 ending June 30, 1995. For the fiscal year ending June 30, 1997, and each
5722 fiscal year thereafter, such ratio shall be used to identify the amount of
5723 the grant pursuant to this section which is considered to be a
5724 reimbursement for special education expenses for the prior fiscal year.

5725 (b) Notwithstanding the provisions of subsection (a) of this section,
5726 for the fiscal year ending June 30, 1990, and the fiscal year ending June
5727 30, 1991, no town's equalization aid entitlement shall be less than its
5728 minimum aid or its education enhancement aid, whichever is
5729 applicable.

5730 (c) (1) Notwithstanding the provisions of this section, for the fiscal
5731 years ending June 30, 2010, and June 30, 2011, each town shall receive
5732 an equalization aid grant in amount provided for in subdivision (2) of
5733 this subsection.

5734 (2) Equalization aid grant amounts.

	Town	Grant for Fiscal Year 2010	Grant for Fiscal Year 2011
T1156			
T1157			
T1158			
T1159	Andover	2,330,856	2,330,856
T1160	Ansonia	15,031,668	15,031,668
T1161	Ashford	3,896,069	3,896,069
T1162	Avon	1,232,688	1,232,688
T1163	Barkhamsted	1,615,872	1,615,872
T1164	Beacon Falls	4,044,804	4,044,804

T1165	Berlin	6,169,410	6,169,410
T1166	Bethany	2,030,845	2,030,845
T1167	Bethel	8,157,837	8,157,837
T1168	Bethlehem	1,318,171	1,318,171
T1169	Bloomfield	5,410,345	5,410,345
T1170	Bolton	3,015,660	3,015,660
T1171	Bozrah	1,229,255	1,229,255
T1172	Branford	1,759,095	1,759,095
T1173	Bridgeport	164,195,344	164,195,344
T1174	Bridgewater	137,292	137,292
T1175	Bristol	41,657,314	41,657,314
T1176	Brookfield	1,530,693	1,530,693
T1177	Brooklyn	6,978,295	6,978,295
T1178	Burlington	4,295,578	4,295,578
T1179	Canaan	207,146	207,146
T1180	Canterbury	4,733,625	4,733,625
T1181	Canton	3,348,790	3,348,790
T1182	Chaplin	1,880,888	1,880,888
T1183	Cheshire	9,298,837	9,298,837
T1184	Chester	665,733	665,733
T1185	Clinton	6,465,651	6,465,651
T1186	Colchester	13,547,231	13,547,231
T1187	Colebrook	495,044	495,044
T1188	Columbia	2,550,037	2,550,037
T1189	Cornwall	85,322	85,322
T1190	Coventry	8,845,691	8,845,691
T1191	Cromwell	4,313,692	4,313,692
T1192	Danbury	22,857,956	22,857,956
T1193	Darien	1,616,006	1,616,006
T1194	Deep River	1,687,351	1,687,351
T1195	Derby	6,865,689	6,865,689
T1196	Durham	3,954,812	3,954,812
T1197	Eastford	1,109,873	1,109,873
T1198	East Granby	1,301,142	1,301,142

T1199	East Haddam	3,718,223	3,718,223
T1200	East Hampton	7,595,720	7,595,720
T1201	East Hartford	41,710,817	41,710,817
T1202	East Haven	18,764,125	18,764,125
T1203	East Lyme	7,100,611	7,100,611
T1204	Easton	593,868	593,868
T1205	East Windsor	5,482,135	5,482,135
T1206	Ellington	9,504,917	9,504,917
T1207	Enfield	28,380,144	28,380,144
T1208	Essex	389,697	389,697
T1209	Fairfield	3,590,008	3,590,008
T1210	Farmington	1,611,013	1,611,013
T1211	Franklin	941,077	941,077
T1212	Glastonbury	6,201,152	6,201,152
T1213	Goshen	218,188	218,188
T1214	Granby	5,394,276	5,394,276
T1215	Greenwich	3,418,642	3,418,642
T1216	Griswold	10,735,024	10,735,024
T1217	Groton	25,374,989	25,374,989
T1218	Guilford	3,058,981	3,058,981
T1219	Haddam	1,728,610	1,728,610
T1220	Hamden	23,030,761	23,030,761
T1221	Hampton	1,337,582	1,337,582
T1222	Hartford	187,974,890	187,974,890
T1223	Hartland	1,350,837	1,350,837
T1224	Harwinton	2,728,401	2,728,401
T1225	Hebron	6,872,931	6,872,931
T1226	Kent	167,342	167,342
T1227	Killingly	15,245,633	15,245,633
T1228	Killingworth	2,227,467	2,227,467
T1229	Lebanon	5,467,634	5,467,634
T1230	Ledyard	12,030,465	12,030,465
T1231	Lisbon	3,899,238	3,899,238
T1232	Litchfield	1,479,851	1,479,851

T1233	Lyme	145,556	145,556
T1234	Madison	1,576,061	1,576,061
T1235	Manchester	30,619,100	30,619,100
T1236	Mansfield	10,070,677	10,070,677
T1237	Marlborough	3,124,421	3,124,421
T1238	Meriden	53,783,711	53,783,711
T1239	Middlebury	684,186	684,186
T1240	Middlefield	2,100,239	2,100,239
T1241	Middletown	16,652,386	16,652,386
T1242	Milford	10,728,519	10,728,519
T1243	Monroe	6,572,118	6,572,118
T1244	Montville	12,549,431	12,549,431
T1245	Morris	657,975	657,975
T1246	Naugatuck	29,211,401	29,211,401
T1247	New Britain	73,929,296	73,929,296
T1248	New Canaan	1,495,604	1,495,604
T1249	New Fairfield	4,414,083	4,414,083
T1250	New Hartford	3,143,902	3,143,902
T1251	New Haven	142,509,525	142,509,525
T1252	Newington	12,632,615	12,632,615
T1253	New London	22,940,565	22,940,565
T1254	New Milford	11,939,587	11,939,587
T1255	Newtown	4,309,646	4,309,646
T1256	Norfolk	381,414	381,414
T1257	North Branford	8,117,122	8,117,122
T1258	North Canaan	2,064,592	2,064,592
T1259	North Haven	3,174,940	3,174,940
T1260	North Stonington	2,892,440	2,892,440
T1261	Norwalk	10,095,131	10,095,131
T1262	Norwich	32,316,543	32,316,543
T1263	Old Lyme	605,586	605,586
T1264	Old Saybrook	652,677	652,677
T1265	Orange	1,055,910	1,055,910
T1266	Oxford	4,606,861	4,606,861

T1267	Plainfield	15,353,204	15,353,204
T1268	Plainville	10,161,853	10,161,853
T1269	Plymouth	9,743,272	9,743,272
T1270	Pomfret	3,092,817	3,092,817
T1271	Portland	4,272,257	4,272,257
T1272	Preston	3,057,025	3,057,025
T1273	Prospect	5,319,201	5,319,201
T1274	Putnam	8,071,851	8,071,851
T1275	Redding	687,733	687,733
T1276	Ridgefield	2,063,814	2,063,814
T1277	Rocky Hill	3,355,227	3,355,227
T1278	Roxbury	158,114	158,114
T1279	Salem	3,099,694	3,099,694
T1280	Salisbury	187,266	187,266
T1281	Scotland	1,444,458	1,444,458
T1282	Seymour	9,836,508	9,836,508
T1283	Sharon	145,798	145,798
T1284	Shelton	4,975,852	4,975,852
T1285	Sherman	244,327	244,327
T1286	Simsbury	5,367,517	5,367,517
T1287	Somers	5,918,636	5,918,636
T1288	Southbury	2,422,233	2,422,233
T1289	Southington	19,839,108	19,839,108
T1290	South Windsor	12,858,826	12,858,826
T1291	Sprague	2,600,651	2,600,651
T1292	Stafford	9,809,424	9,809,424
T1293	Stamford	7,978,877	7,978,877
T1294	Sterling	3,166,394	3,166,394
T1295	Stonington	2,061,204	2,061,204
T1296	Stratford	20,495,602	20,495,602
T1297	Suffield	6,082,494	6,082,494
T1298	Thomaston	5,630,307	5,630,307
T1299	Thompson	7,608,489	7,608,489
T1300	Tolland	10,759,283	10,759,283

T1301	Torrington	23,933,343	23,933,343
T1302	Trumbull	3,031,988	3,031,988
T1303	Union	239,576	239,576
T1304	Vernon	17,645,165	17,645,165
T1305	Voluntown	2,536,177	2,536,177
T1306	Wallingford	21,440,233	21,440,233
T1307	Warren	99,777	99,777
T1308	Washington	240,147	240,147
T1309	Waterbury	113,617,182	113,617,182
T1310	Waterford	1,445,404	1,445,404
T1311	Watertown	11,749,383	11,749,383
T1312	Westbrook	427,677	427,677
T1313	West Hartford	16,076,120	16,076,120
T1314	West Haven	41,399,303	41,399,303
T1315	Weston	948,564	948,564
T1316	Westport	1,988,255	1,988,255
T1317	Wethersfield	8,018,422	8,018,422
T1318	Willington	3,676,637	3,676,637
T1319	Wilton	1,557,195	1,557,195
T1320	Winchester	7,823,991	7,823,991
T1321	Windham	24,169,717	24,169,717
T1322	Windsor	11,547,663	11,547,663
T1323	Windsor Locks	4,652,368	4,652,368
T1324	Wolcott	13,539,371	13,539,371
T1325	Woodbridge	721,370	721,370
T1326	Woodbury	876,018	876,018
T1327	Woodstock	5,390,055	5,390,055

5735 (3) The town of East Hartford shall not receive less than its fixed
5736 entitlement for the fiscal year ending June 30, 2009.

5737 (d) (1) Notwithstanding the provisions of this section, for the fiscal
5738 year ending June 30, 2012, each town shall receive an equalization aid
5739 grant in an amount provided for in subdivision (2) of this subsection,
5740 and for the fiscal year ending June 30, 2013, each town shall receive an

5741 equalization aid grant in an amount equal to the sum of any amounts
5742 paid to such town pursuant to subsection (c) and subdivision (1) of
5743 subsection (d) of section 10-66ee, and the amount provided for in
5744 subdivision (2) of this subsection.

5745 (2) Equalization aid grant amounts.

	Town	Grant for Fiscal Year 2012	Grant for Fiscal Year 2013
T1328			
T1329			
T1330			
T1331	Andover	2,330,856	2,367,466
T1332	Ansonia	15,031,668	15,571,383
T1333	Ashford	3,896,069	3,931,796
T1334	Avon	1,232,688	1,232,688
T1335	Barkhamsted	1,615,872	1,654,360
T1336	Beacon Falls	4,044,804	4,109,097
T1337	Berlin	6,169,410	6,280,132
T1338	Bethany	2,030,845	2,042,361
T1339	Bethel	8,157,837	8,228,760
T1340	Bethlehem	1,318,171	1,318,800
T1341	Bloomfield	5,410,345	5,614,895
T1342	Bolton	3,015,660	3,038,788
T1343	Bozrah	1,229,255	1,242,936
T1344	Branford	1,759,095	1,824,612
T1345	Bridgeport	164,195,344	168,599,571
T1346	Bridgewater	137,292	137,292
T1347	Bristol	41,657,314	43,047,496
T1348	Brookfield	1,530,693	1,545,179
T1349	Brooklyn	6,978,295	7,058,407
T1350	Burlington	4,295,578	4,354,540
T1351	Canaan	207,146	209,258
T1352	Canterbury	4,733,625	4,754,383
T1353	Canton	3,348,790	3,421,074
T1354	Chaplin	1,880,888	1,893,247
T1355	Cheshire	9,298,837	9,376,495

T1356	Chester	665,733	665,733
T1357	Clinton	6,465,651	6,502,667
T1358	Colchester	13,547,231	13,723,859
T1359	Colebrook	495,044	506,256
T1360	Columbia	2,550,037	2,563,631
T1361	Cornwall	85,322	85,322
T1362	Coventry	8,845,691	8,918,028
T1363	Cromwell	4,313,692	4,423,837
T1364	Danbury	22,857,956	24,554,515
T1365	Darien	1,616,006	1,616,006
T1366	Deep River	1,687,351	1,711,882
T1367	Derby	6,865,689	7,146,221
T1368	Durham	3,954,812	3,986,743
T1369	Eastford	1,109,873	1,116,844
T1370	East Granby	1,301,142	1,349,822
T1371	East Haddam	3,718,223	3,765,035
T1372	East Hampton	7,595,720	7,665,929
T1373	East Hartford	41,710,817	43,425,561
T1374	East Haven	18,764,125	19,253,992
T1375	East Lyme	7,100,611	7,132,157
T1376	Easton	593,868	593,868
T1377	East Windsor	5,482,135	5,650,470
T1378	Ellington	9,504,917	9,649,604
T1379	Enfield	28,380,144	28,810,492
T1380	Essex	389,697	389,697
T1381	Fairfield	3,590,008	3,590,008
T1382	Farmington	1,611,013	1,611,013
T1383	Franklin	941,077	948,235
T1384	Glastonbury	6,201,152	6,415,031
T1385	Goshen	218,188	218,188
T1386	Granby	5,394,276	5,477,633
T1387	Greenwich	3,418,642	3,418,642
T1388	Griswold	10,735,024	10,878,817
T1389	Groton	25,374,989	25,625,179

T1390	Guilford	3,058,981	3,058,981
T1391	Haddam	1,728,610	1,776,625
T1392	Hamden	23,030,761	23,913,747
T1393	Hampton	1,337,582	1,339,928
T1394	Hartford	187,974,890	192,783,001
T1395	Hartland	1,350,837	1,358,660
T1396	Harwinton	2,728,401	2,760,313
T1397	Hebron	6,872,931	6,969,354
T1398	Kent	167,342	167,342
T1399	Killingly	15,245,633	15,625,767
T1400	Killingworth	2,227,467	2,237,730
T1401	Lebanon	5,467,634	5,523,871
T1402	Ledyard	12,030,465	12,141,501
T1403	Lisbon	3,899,238	3,927,193
T1404	Litchfield	1,479,851	1,508,386
T1405	Lyme	145,556	145,556
T1406	Madison	1,576,061	1,576,061
T1407	Manchester	30,619,100	31,962,679
T1408	Mansfield	10,070,677	10,156,014
T1409	Marlborough	3,124,421	3,171,682
T1410	Meriden	53,783,711	55,561,122
T1411	Middlebury	684,186	714,234
T1412	Middlefield	2,100,239	2,132,776
T1413	Middletown	16,652,386	17,449,023
T1414	Milford	10,728,519	11,048,292
T1415	Monroe	6,572,118	6,592,969
T1416	Montville	12,549,431	12,715,670
T1417	Morris	657,975	657,975
T1418	Naugatuck	29,211,401	29,846,550
T1419	New Britain	73,929,296	76,583,631
T1420	New Canaan	1,495,604	1,495,604
T1421	New Fairfield	4,414,083	4,451,451
T1422	New Hartford	3,143,902	3,167,099
T1423	New Haven	142,509,525	146,351,428

T1424	Newington	12,632,615	12,895,927
T1425	New London	22,940,565	23,749,566
T1426	New Milford	11,939,587	12,080,862
T1427	Newtown	4,309,646	4,338,374
T1428	Norfolk	381,414	381,414
T1429	North Branford	8,117,122	8,225,632
T1430	North Canaan	2,064,592	2,091,544
T1431	North Haven	3,174,940	3,295,851
T1432	North Stonington	2,892,440	2,906,538
T1433	Norwalk	10,095,131	10,672,607
T1434	Norwich	32,316,543	33,341,525
T1435	Old Lyme	605,586	605,586
T1436	Old Saybrook	652,677	652,677
T1437	Orange	1,055,910	1,107,407
T1438	Oxford	4,606,861	4,667,270
T1439	Plainfield	15,353,204	15,560,284
T1440	Plainville	10,161,853	10,346,140
T1441	Plymouth	9,743,272	9,876,832
T1442	Pomfret	3,092,817	3,130,001
T1443	Portland	4,272,257	4,347,783
T1444	Preston	3,057,025	3,077,693
T1445	Prospect	5,319,201	5,377,654
T1446	Putnam	8,071,851	8,251,714
T1447	Redding	687,733	687,733
T1448	Ridgefield	2,063,814	2,063,814
T1449	Rocky Hill	3,355,227	3,481,162
T1450	Roxbury	158,114	158,114
T1451	Salem	3,099,694	3,114,216
T1452	Salisbury	187,266	187,266
T1453	Scotland	1,444,458	1,450,305
T1454	Seymour	9,836,508	10,004,094
T1455	Sharon	145,798	145,798
T1456	Shelton	4,975,852	5,146,279
T1457	Sherman	244,327	244,327

T1458	Simsbury	5,367,517	5,513,204
T1459	Somers	5,918,636	5,975,301
T1460	Southbury	2,422,233	2,518,902
T1461	Southington	19,839,108	20,191,195
T1462	South Windsor	12,858,826	13,017,444
T1463	Sprague	2,600,651	2,632,445
T1464	Stafford	9,809,424	9,930,162
T1465	Stamford	7,978,877	8,899,110
T1466	Sterling	3,166,394	3,211,166
T1467	Stonington	2,061,204	2,079,926
T1468	Stratford	20,495,602	21,072,199
T1469	Suffield	6,082,494	6,183,966
T1470	Thomaston	5,630,307	5,712,479
T1471	Thompson	7,608,489	7,674,408
T1472	Tolland	10,759,283	10,866,063
T1473	Torrington	23,933,343	24,402,168
T1474	Trumbull	3,031,988	3,195,332
T1475	Union	239,576	241,460
T1476	Vernon	17,645,165	18,316,776
T1477	Voluntown	2,536,177	2,550,166
T1478	Wallingford	21,440,233	21,712,580
T1479	Warren	99,777	99,777
T1480	Washington	240,147	240,147
T1481	Waterbury	113,617,182	118,012,691
T1482	Waterford	1,445,404	1,485,842
T1483	Watertown	11,749,383	11,886,760
T1484	Westbrook	427,677	427,677
T1485	West Hartford	16,076,120	16,996,060
T1486	West Haven	41,399,303	42,781,151
T1487	Weston	948,564	948,564
T1488	Westport	1,988,255	1,988,255
T1489	Wethersfield	8,018,422	8,313,255
T1490	Willington	3,676,637	3,710,213
T1491	Wilton	1,557,195	1,557,195

T1492	Winchester	7,823,991	8,031,362
T1493	Windham	24,169,717	24,933,574
T1494	Windsor	11,547,663	11,854,648
T1495	Windsor Locks	4,652,368	4,904,674
T1496	Wolcott	13,539,371	13,685,912
T1497	Woodbridge	721,370	721,370
T1498	Woodbury	876,018	895,683
T1499	Woodstock	5,390,055	5,453,688]

(a) For the fiscal year ending June 30, 2014, each town maintaining public schools according to law shall be entitled to an equalization aid grant as follows: (1) For a town not designated as an alliance district, as defined in section 10-262u, as amended by this act, a grant in an amount equal to the greater of (A) the grant the town received for the fiscal year ending June 30, 2013, pursuant to section 10-262h of the general statutes, revision of 1958, revised to January 1, 2013, or (B) the sum of the town's base aid and one one-hundredths per cent of the difference between the town's fully funded grant and the town's base aid, (2) for a town designated as an alliance district, a grant in an amount equal to the greater of (A) the grant the town received for the fiscal year ending June 30, 2013, pursuant to section 10-262h of the general statutes, revision of 1958, revised to January 1, 2013, or (B) the sum of the town's base aid and eight one-hundredths per cent of the difference between the town's fully funded grant and the town's base aid, and (3) for a town designated as an educational reform district, as defined in section 10-262u, as amended by this act, a grant in an amount equal to the greater of (A) the grant the town received for the fiscal year ending June 30, 2013, pursuant to section 10-262h of the general statutes, revision of 1958, revised to January 1, 2013, or (B) the sum of the town's base aid and twelve one-hundredths per cent of the difference between the town's fully funded grant and the town's base aid.

(b) For the fiscal year ending June 30, 2015, each town maintaining public schools according to law shall be entitled to an equalization aid

5771 grant as follows: (1) For a town not designated as an alliance district, a
5772 grant in an amount equal to the greater of (A) the grant the town
5773 received for the fiscal year ending June 30, 2013, pursuant to section
5774 10-262h of the general statutes, revision of 1958, revised to January 1,
5775 2013, or (B) the sum of the town's base aid and one and eight-tenths
5776 per cent of the difference between the town's fully funded grant and
5777 the town's base aid, (2) for a town designated as an alliance district, a
5778 grant in an amount equal to the greater of (A) the grant the town
5779 received for the fiscal year ending June 30, 2013, pursuant to section
5780 10-262h of the general statutes, revision of 1958, revised to January 1,
5781 2013, or (B) the sum of the town's base aid and fourteen and four-
5782 tenths per cent of the difference between the town's fully funded grant
5783 and the town's base aid, and (3) for a town designated as an
5784 educational reform district, a grant in an amount equal to the greater
5785 of (A) the grant the town received for the fiscal year ending June 30,
5786 2013, pursuant to section 10-262h of the general statutes, revision of
5787 1958, revised to January 1, 2013, or (B) the sum of the town's base aid
5788 and twenty-one and six-tenths per cent of the difference between the
5789 town's fully funded grant and the town's base aid.

5790 Sec. 154. Section 10-262i of the general statutes is repealed and the
5791 following is substituted in lieu thereof (*Effective July 1, 2013*):

5792 (a) For the fiscal year ending June 30, 1990, and for each fiscal year
5793 thereafter, each town shall be paid a grant equal to the amount the
5794 town is entitled to receive under the provisions of section 10-262h, as
5795 amended by this act. Such grant, excluding any amounts paid to a
5796 town pursuant to subdivision (1) of subsection (c) and subdivision (1)
5797 of subsection (d) of section 10-66ee, shall be calculated using the data
5798 of record as of the December first prior to the fiscal year such grant is
5799 to be paid, adjusted for the difference between the final entitlement for
5800 the prior fiscal year and the preliminary entitlement for such fiscal
5801 year as calculated using the data of record as of the December first
5802 prior to the fiscal year when such grant was paid.

5803 (b) (1) Except as provided in subdivision (2) of this subsection, the
5804 amount due each town pursuant to the provisions of subsection (a) of
5805 this section shall be paid by the Comptroller, upon certification of the
5806 Commissioner of Education, to the treasurer of each town entitled to
5807 such aid in installments during the fiscal year as follows: Twenty-five
5808 per cent of the grant in October, twenty-five per cent of the grant in
5809 January and the balance of the grant in April. The balance of the grant
5810 due towns under the provisions of this subsection shall be paid in
5811 March rather than April to any town which has not adopted the
5812 uniform fiscal year and which would not otherwise receive such final
5813 payment within the fiscal year of such town.

5814 (2) Any amount due to a town pursuant to subdivision (1) of
5815 subsection (c) and subdivision (1) of subsection (d) of section 10-66ee
5816 shall be paid by the Comptroller, upon certification of the
5817 Commissioner of Education, to the treasurer of each town entitled to
5818 such amount pursuant to the schedule established in section 10-66ee.

5819 (c) All aid distributed to a town pursuant to the provisions of this
5820 section shall be expended for educational purposes only and shall be
5821 expended upon the authorization of the local or regional board of
5822 education. For the fiscal year ending June 30, 1999, and each fiscal year
5823 thereafter, if a town receives an increase in funds pursuant to this
5824 section over the amount it received for the prior fiscal year, such
5825 increase shall not be used to supplant local funding for educational
5826 purposes. The budgeted appropriation for education in any town
5827 receiving an increase in funds pursuant to this section shall be not less
5828 than the amount appropriated for education for the prior year plus
5829 such increase in funds.

5830 **[**(d) Notwithstanding the provisions of subsection (c) of this section,
5831 for the fiscal years ending June 30, 2008, and June 30, 2009, the
5832 budgeted appropriation for education in any town receiving an
5833 increase in funds pursuant to this section shall be not less than the
5834 amount appropriated for education for the prior year plus the

5835 percentage of such increase in funds as determined under subsection
5836 (f) of this section.

5837 (e) For the fiscal years ending June 30, 2010, and June 30, 2011, the
5838 budgeted appropriation for education shall be not less than the
5839 budgeted appropriation for education for the fiscal year ending June
5840 30, 2009, minus any reductions made pursuant to section 19 of public
5841 act 09-1 of the June 19 special session, except that for the fiscal year
5842 ending June 30, 2010, those districts with a number of resident
5843 students for the school year commencing July 1, 2009, that is lower
5844 than such district's number of resident students for the school year
5845 commencing July 1, 2008, may reduce such district's budgeted
5846 appropriation for education by the difference in number of resident
5847 students for such school years multiplied by three thousand.

5848 (f) (1) Except as otherwise provided under the provisions of
5849 subdivisions (3) and (4) of this subsection, for the fiscal year ending
5850 June 30, 2012, the budgeted appropriation for education shall be not
5851 less than the budgeted appropriation for education for the fiscal year
5852 ending June 30, 2011, plus any reductions made pursuant to section 19
5853 of public act 09-1 of the June 19 special session, except that (A) for the
5854 fiscal year ending June 30, 2012, any district with a number of resident
5855 students for the school year commencing July 1, 2011, that is lower
5856 than such district's number of resident students for the school year
5857 commencing July 1, 2010, may reduce such district's budgeted
5858 appropriation for education by the difference in number of resident
5859 students for such school years multiplied by three thousand, provided
5860 such reduction shall not exceed one-half of one per cent of the district's
5861 budgeted appropriation for education for the fiscal year ending June
5862 30, 2011, and (B) for the fiscal year ending June 30, 2012, any district
5863 that (i) does not maintain a high school and pays tuition to another
5864 school district pursuant to section 10-33 for resident students to attend
5865 high school in another district, and (ii) the number of resident students
5866 attending high school for such district for the school year commencing
5867 July 1, 2011, is lower than such district's number of resident students

5868 attending high school for the school year commencing July 1, 2010,
5869 may reduce such district's budgeted appropriation for education by
5870 the difference in number of resident students attending high school for
5871 such school years multiplied by the tuition paid per student pursuant
5872 to section 10-33.

5873 (2) Except as otherwise provided under the provisions of
5874 subdivisions (3) to (5), inclusive, of this subsection, for the fiscal year
5875 ending June 30, 2013, the budgeted appropriation for education shall
5876 be not less than the budgeted appropriation for education for the fiscal
5877 year ending June 30, 2012, except that a town may reduce its budgeted
5878 appropriation for education for the fiscal year ending June 30, 2013, by
5879 one of the following: (A) Any district with a number of resident
5880 students for the school year commencing July 1, 2012, that is lower
5881 than such district's number of resident students for the school year
5882 commencing July 1, 2011, may reduce such district's budgeted
5883 appropriation for education by the difference in number of resident
5884 students for such school years multiplied by three thousand, provided
5885 such reduction shall not exceed one-half of one per cent of the district's
5886 budgeted appropriation for education for the fiscal year ending June
5887 30, 2012, (B) any district that (i) does not maintain a high school and
5888 pays tuition to another school district pursuant to section 10-33 for
5889 resident students to attend high school in another district, and (ii) the
5890 number of resident students attending high school for such district for
5891 the school year commencing July 1, 2012, is lower than such district's
5892 number of resident students attending high school for the school year
5893 commencing July 1, 2011, may reduce such district's budgeted
5894 appropriation for education by the difference in number of resident
5895 students attending high school for such school years multiplied by the
5896 tuition paid per student pursuant to section 10-33, or (C) any district
5897 that realizes new and documentable savings through increased
5898 intradistrict efficiencies approved by the Commissioner of Education
5899 or through regional collaboration or cooperative arrangements
5900 pursuant to section 10-158a may reduce such district's budgeted

5901 appropriation for education in an amount equal to half of the savings
5902 experienced as a result of such intradistrict efficiencies, regional
5903 collaboration or cooperative arrangement, provided such reduction
5904 shall not exceed one-half of one per cent of the district's budgeted
5905 appropriation for education for the fiscal year ending June 30, 2012.

5906 (3) The Commissioner of Education may permit a district to reduce
5907 its budgeted appropriation for education for the fiscal year ending
5908 June 30, 2012, or June 30, 2013, in an amount determined by the
5909 commissioner if such district has permanently ceased operations and
5910 closed one or more schools in the district due to declining enrollment
5911 at such closed school or schools in the fiscal year ending June 30, 2011,
5912 June 30, 2012, or June 30, 2013.

5913 (4) Except as otherwise provided in subdivision (5) of this
5914 subsection, no town shall be eligible to reduce its budgeted
5915 appropriation for education for the fiscal years ending June 30, 2012,
5916 and June 30, 2013, pursuant to this subsection if (A) the school district
5917 for the town is in its third year or more of being identified as in need of
5918 improvement pursuant to section 10-223e, and (i) has failed to make
5919 adequate yearly progress in mathematics or reading at the whole
5920 district level, or (ii) has satisfied the requirements for adequate yearly
5921 progress in mathematics or reading pursuant to Section 1111(b)(2)(I) of
5922 Subpart 1 of Part A of Title I of the No Child Left Behind Act, P.L. 107-
5923 110, as amended from time to time, or (B) the school district for the
5924 town (i) has been identified as in need of improvement pursuant to
5925 section 10-223e, and (ii) has a poverty rate greater than ten per cent.
5926 For purposes of this subparagraph, "poverty rate" means the quotient
5927 of the number of related children ages five to seventeen, inclusive, in
5928 families in poverty in a school district, divided by the total school age
5929 population of such school district based on the 2009 population
5930 estimate produced by the Bureau of Census of the United States
5931 Department of Commerce.

5932 (5) For the fiscal year ending June 30, 2013, the budgeted

5933 appropriation for a town designated as an alliance district, as defined
5934 in section 10-262u, shall be not less than the sum of (A) the budgeted
5935 appropriation for the fiscal year ending June 30, 2012, and (B) the
5936 amount necessary to meet the minimum local funding percentage, as
5937 defined in subdivision (39) of section 10-262f, except the commissioner
5938 may permit a town designated as an alliance district to reduce its
5939 budgeted appropriation for education if such town can demonstrate
5940 that its local contribution for the fiscal year ending June 30, 2013, has
5941 increased when compared to the local contribution used in
5942 determining its local funding percentage, as defined in subdivision
5943 (38) of section 10-262f.

5944 (g) (1) Except as provided for in subdivisions (2), (3) and (4) of this
5945 subsection, for the fiscal years ending June 30, 2008, to June 30, 2012,
5946 inclusive, the percentage of the increase in aid pursuant to this section
5947 applicable under subsection (d) of this section shall be the average of
5948 the results of (A) (i) a town's current program expenditures per
5949 resident student pursuant to subdivision (36) of section 10-262f,
5950 subtracted from the highest current program expenditures per resident
5951 student in this state, (ii) divided by the difference between the highest
5952 current program expenditures per resident student in this state and the
5953 lowest current program expenditures per resident student in this state,
5954 (iii) multiplied by thirty per cent, (iv) plus fifty percentage points, (B)
5955 (i) a town's wealth pursuant to subdivision (26) of section 10-262f,
5956 subtracted from the wealth of the town with the highest wealth of all
5957 towns in this state, (ii) divided by the difference between the wealth of
5958 the town with the highest wealth of all towns in this state and the
5959 wealth of the town with the lowest wealth of all towns in this state, (iii)
5960 multiplied by thirty per cent, (iv) plus fifty percentage points, and (C)
5961 (i) a town's grant mastery percentage pursuant to subdivision (12) of
5962 section 10-262f, subtracted from one, subtracted from one minus the
5963 grant mastery percentage of the town with the highest grant mastery
5964 percentage in this state, (ii) divided by the difference between one
5965 minus the grant mastery percentage of the town with the highest grant

5966 mastery percentage in this state and one minus the grant mastery
5967 percentage of the town with the lowest grant mastery percentage in
5968 this state, (iii) multiplied by thirty per cent, (iv) plus fifty percentage
5969 points.

5970 (2) For the fiscal year ending June 30, 2009, any town whose school
5971 district is in its third year or more of being identified as in need of
5972 improvement pursuant to section 10-223e, and has failed to make
5973 adequate yearly progress in mathematics or reading at the whole
5974 district level, the percentage determined pursuant to subdivision (1) of
5975 this subsection for such town shall be increased by an additional
5976 twenty percentage points.

5977 (3) For the fiscal year ending June 30, 2010, any town whose school
5978 district is in its third year or more of being identified as in need of
5979 improvement pursuant to section 10-223e, and has failed to make
5980 adequate yearly progress in mathematics or reading at the whole
5981 district level, the percentage of the increase in aid pursuant to this
5982 section applicable under subsection (d) of this section shall be the
5983 percentage of the increase determined under subdivision (1) of this
5984 subsection for such town, plus twenty percentage points, or eighty per
5985 cent, whichever is greater.

5986 (4) Notwithstanding the provisions of this section, for the fiscal year
5987 ending June 30, 2008, and each fiscal year thereafter, any town that (A)
5988 is a member of a regional school district that serves only grades seven
5989 to twelve, inclusive, or grades nine to twelve, inclusive, (B)
5990 appropriates at least the minimum percentage of increase in aid
5991 pursuant to the provisions of this section, and (C) has a reduced
5992 assessment from the previous fiscal year for students enrolled in such
5993 regional school district, excluding debt service for such students, shall
5994 be considered to be in compliance with the provisions of this section.

5995 (5) Notwithstanding any provision of the general statutes, charter,
5996 special act or home rule ordinance, on or before September 15, 2007,

5997 for the fiscal year ending June 30, 2008, a town may request the
5998 Commissioner of Education to defer a portion of the town's increase in
5999 aid over the prior fiscal year pursuant to this section to be expended in
6000 the subsequent fiscal year. If the commissioner approves such request,
6001 the deferred amount shall be credited to the increase in aid for the
6002 fiscal year ending June 30, 2009, rather than the fiscal year ending June
6003 30, 2008. Such funds shall be expended in the fiscal year ending June
6004 30, 2009, in accordance with the provisions of this section. In no case
6005 shall a town be allowed to defer increases in aid required to be spent
6006 for education as a result of failure to make adequate yearly progress in
6007 accordance with the provisions of subdivisions (2) and (3) of this
6008 subsection.]

6009 (d) (1) Except as otherwise provided under the provisions of
6010 subdivisions (3) and (4) of this subsection, for the fiscal year ending
6011 June 30, 2014, the budgeted appropriation for education shall be not
6012 less than the budgeted appropriation for education for the fiscal year
6013 ending June 30, 2013, plus any aid increase described in subsection (e)
6014 of this section, except that a town may reduce its budgeted
6015 appropriation for education for the fiscal year ending June 30, 2014, by
6016 one of the following: (A) Any district with a resident student count for
6017 October 1, 2012, using the data of record as of January 31, 2013, that is
6018 lower than such district's resident student count for October 1, 2011,
6019 using the data of record as of January 31, 2013, may reduce such
6020 district's budgeted appropriation for education by the difference in
6021 number of resident students for such years multiplied by three
6022 thousand, provided such reduction shall not exceed one-half of one
6023 per cent of the district's budgeted appropriation for education for the
6024 fiscal year ending June 30, 2013, (B) any district that (i) does not
6025 maintain a high school and pays tuition to another school district
6026 pursuant to section 10-33 for resident students to attend high school in
6027 another district, and (ii) the number of resident students attending
6028 high school for such district for October 1, 2012, using the data of
6029 record as of January 31, 2013, is lower than such district's number of

6030 resident students attending high school for October 1, 2011, using the
6031 data of record as of January 31, 2013, may reduce such district's
6032 budgeted appropriation for education by the difference in number of
6033 resident students attending high school for such years multiplied by
6034 the tuition paid per student pursuant to section 10-33, or (C) any
6035 district that realizes new and documentable savings through increased
6036 intradistrict efficiencies approved by the Commissioner of Education
6037 or through regional collaboration or cooperative arrangements
6038 pursuant to section 10-158a may reduce such district's budgeted
6039 appropriation for education in an amount equal to half of the savings
6040 experienced as a result of such intradistrict efficiencies, regional
6041 collaboration or cooperative arrangement, provided such reduction
6042 shall not exceed one-half of one per cent of the district's budgeted
6043 appropriation for education for the fiscal year ending June 30, 2013.

6044 (2) Except as otherwise provided under the provisions of
6045 subdivisions (3) and (5) of this subsection, for the fiscal year ending
6046 June 30, 2015, the budgeted appropriation for education shall be not
6047 less than the budgeted appropriation for education for the fiscal year
6048 ending June 30, 2014, plus any aid increase received pursuant to
6049 subsection (e) of this section, except that a town may reduce its
6050 budgeted appropriation for education for the fiscal year ending June
6051 30, 2015, by one of the following: (A) Any district with a resident
6052 student count for October 1, 2013, using the data of record as of
6053 January 31, 2014, that is lower than such district's resident student
6054 count for October 1, 2012, using the data of record as of January 31,
6055 2014, may reduce such district's budgeted appropriation for education
6056 by the difference in number of resident students for such years
6057 multiplied by three thousand, provided such reduction shall not
6058 exceed one-half of one per cent of the district's budgeted appropriation
6059 for education for the fiscal year ending June 30, 2014, (B) any district
6060 that (i) does not maintain a high school and pays tuition to another
6061 school district pursuant to section 10-33 for resident students to attend
6062 high school in another district, and (ii) the number of resident students

6063 attending high school for such district for October 1, 2013, using the
6064 data of record as of January 31, 2014, is lower than such district's
6065 number of resident students attending high school for October 1, 2012,
6066 using the data of record as of January 31, 2014, may reduce such
6067 district's budgeted appropriation for education by the difference in
6068 number of resident students attending high school for such years
6069 multiplied by the tuition paid per student pursuant to section 10-33, or
6070 (C) any district that realizes new and documentable savings through
6071 increased intradistrict efficiencies approved by the Commissioner of
6072 Education or through regional collaboration or cooperative
6073 arrangements pursuant to section 10-158a may reduce such district's
6074 budgeted appropriation for education in an amount equal to half of the
6075 savings experienced as a result of such intradistrict efficiencies,
6076 regional collaboration or cooperative arrangement, provided such
6077 reduction shall not exceed one-half of one per cent of the district's
6078 budgeted appropriation for education for the fiscal year ending June
6079 30, 2013.

6080 (3) The Commissioner of Education may permit a district to reduce
6081 its budgeted appropriation for education for the fiscal years ending
6082 June 30, 2014, and June 30, 2015, inclusive, in an amount determined
6083 by the commissioner if such district has permanently ceased
6084 operations and closed one or more schools in the district due to
6085 declining enrollment at such closed school or schools in the fiscal year
6086 ending June 30, 2011, June 30, 2012, or June 30, 2013.

6087 (4) For the fiscal year ending June 30, 2014, the budgeted
6088 appropriation for a town designated as an alliance district, as defined
6089 in section 10-262u, as amended by this act, shall be not less than the
6090 sum of (A) the budgeted appropriation for the fiscal year ending June
6091 30, 2013, and (B) the amount necessary to meet the minimum local
6092 funding percentage, as defined in subdivision (39) of section 10-262f, as
6093 amended by this act, except the commissioner may permit a town
6094 designated as an alliance district to reduce its budgeted appropriation
6095 for education if such town can demonstrate that its local contribution

6096 for the fiscal year ending June 30, 2014, has increased when compared
6097 to the local contribution used in determining its local funding
6098 percentage, as defined in subdivision (38) of section 10-262f, as
6099 amended by this act.

6100 (5) For the fiscal year ending June 30, 2015, the budgeted
6101 appropriation for a town designated as an alliance district, as defined
6102 in section 10-262u, as amended by this act, shall be not less than the
6103 sum of (A) the budgeted appropriation for the fiscal year ending June
6104 30, 2014, and (B) the amount necessary to meet the minimum local
6105 funding percentage, as defined in section 10-262f, as amended by this
6106 act, except the commissioner may permit a town designated as an
6107 alliance district to reduce its budgeted appropriation for education if
6108 such town can demonstrate that its local contribution for the fiscal year
6109 ending June 30, 2015, has increased when compared to the local
6110 contribution used in determining its local funding percentage, as
6111 defined in section 10-262f, as amended by this act.

6112 (e) For the fiscal year ending June 30, 2014, and each fiscal year
6113 thereafter, the amount paid to a town pursuant to subsection (a) of this
6114 section minus the amount paid to such town under said subsection for
6115 the prior fiscal year shall be the aid increase for such town for such
6116 fiscal year.

6117 **[**(h)**]** (f) Upon a determination by the State Board of Education that a
6118 town or kindergarten to grade twelve, inclusive, regional school
6119 district failed in any fiscal year to meet the requirements pursuant to
6120 subsection (c), (d) **[**,**]** or (e) **[**or (f)**]** of this section, the town or
6121 kindergarten to grade twelve, inclusive, regional school district shall
6122 forfeit an amount equal to two times the amount of the shortfall. The
6123 amount so forfeited shall be withheld by the Department of Education
6124 from the grant payable to the town in the second fiscal year
6125 immediately following such failure by deducting such amount from
6126 the town's equalization aid grant payment pursuant to this section,
6127 except that in the case of a kindergarten to grade twelve, inclusive,

6128 regional school district, the amount so forfeited shall be withheld by
6129 the Department of Education from the grants payable pursuant to this
6130 section to the towns which are members of such regional school
6131 district. The amounts deducted from such grants to each member town
6132 shall be proportional to the number of resident students in each
6133 member town. Notwithstanding the provisions of this subsection, the
6134 State Board of Education may waive such forfeiture upon agreement
6135 with the town or kindergarten to grade twelve, inclusive, regional
6136 school district that the town or kindergarten to grade twelve, inclusive,
6137 regional school district shall increase its budgeted appropriation for
6138 education during the fiscal year in which the forfeiture would occur by
6139 an amount not less than the amount of said forfeiture or for other good
6140 cause shown. Any additional funds budgeted pursuant to such an
6141 agreement shall not be included in a district's budgeted appropriation
6142 for education for the purpose of establishing any future minimum
6143 budget requirement.

6144 Sec. 155. Subsections (c) and (d) of section 10-262u of the general
6145 statutes are repealed and the following is substituted in lieu thereof
6146 (*Effective July 1, 2013*):

6147 (c) (1) (A) For the fiscal year ending June 30, 2013, **[**and each fiscal
6148 year thereafter,**]** the Comptroller shall withhold from a town
6149 designated as an alliance district any increase in funds received over
6150 the amount the town received for the prior fiscal year pursuant to
6151 section 10-262h, as amended by this act. The Comptroller shall transfer
6152 such funds to the Commissioner of Education. (B) For the fiscal years
6153 ending June 30, 2014, and June 30, 2015, the Comptroller shall
6154 withhold from a town designated as an alliance district any increase in
6155 funds received over the amount the town received for the fiscal year
6156 ending June 30, 2012, pursuant to subsection (a) of section 10-262i, as
6157 amended by this act. The Comptroller shall transfer such funds to the
6158 Commissioner of Education.

6159 (2) Upon receipt of an application pursuant to subsection (d) of this

section, the Commissioner of Education may pay such funds to the town designated as an alliance district and such town shall pay such funds to the local or regional board of education for such town on the condition that such funds shall be expended in accordance with the plan described in subsection (d) of this section and any guidelines developed by the State Board of Education for such funds. Such funds shall be used to improve student achievement in such alliance district and to offset any other local education costs approved by the commissioner.

(d) The local or regional board of education for a town designated as an alliance district may apply to the Commissioner of Education, at such time and in such manner as the commissioner prescribes, to receive any increase in funds received over the amount the town received for the prior fiscal year pursuant to **[**section 10-262h**]** subsection (a) of section 10-262i, as amended by this act. Applications pursuant to this subsection shall include objectives and performance targets and a plan that may include, but not be limited to, the following: (1) A tiered system of interventions for the schools under the jurisdiction of such board based on the needs of such schools, (2) ways to strengthen the foundational programs in reading to ensure reading mastery in kindergarten to grade three, inclusive, with a focus on standards and instruction, proper use of data, intervention strategies, current information for teachers, parental engagement, and teacher professional development, (3) additional learning time, including extended school day or school year programming administered by school personnel or external partners, (4) a talent strategy that includes, but is not limited to, teacher and school leader recruitment and assignment, career ladder policies that draw upon guidelines for a model teacher evaluation program adopted by the State Board of Education, pursuant to section 10-151b, and adopted by each local or regional board of education. Such talent strategy may include provisions that demonstrate increased ability to attract, retain, promote and bolster the performance of staff in accordance with

performance evaluation findings and, in the case of new personnel, other indicators of effectiveness, (5) training for school leaders and other staff on new teacher evaluation models, (6) provisions for the cooperation and coordination with early childhood education providers to ensure alignment with district expectations for student entry into kindergarten, including funding for an existing local Head Start program, (7) provisions for the cooperation and coordination with other governmental and community programs to ensure that students receive adequate support and wraparound services, including community school models, (8) provisions for implementing and furthering state-wide education standards adopted by the State Board of Education and all activities and initiatives associated with such standards, and **[**(8)**]** (9) any additional categories or goals as determined by the commissioner. Such plan shall demonstrate collaboration with key stakeholders, as identified by the commissioner, with the goal of achieving efficiencies and the alignment of intent and practice of current programs with conditional programs identified in this subsection. The commissioner may require changes in any plan submitted by a local or regional board of education before the commissioner approves an application under this subsection.

Sec. 156. Subsection (i) of section 10-217a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(i) Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2008, to June 30, **[**2013**]** 2015, inclusive, the amount of the grants payable to local or regional boards of education in accordance with this section shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for purposes of this section.

Sec. 157. Subsection (b) of section 10-281 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

6225 (b) Notwithstanding the provisions of this section, for the fiscal
6226 years ending June 30, 2004, to June 30, **[**2013**]** 2015, inclusive, the
6227 amount of the grants payable to local or regional boards of education
6228 in accordance with this section shall be reduced proportionately if the
6229 total of such grants in such year exceeds the amount appropriated for
6230 purposes of this section.

6231 Sec. 158. Subsection (d) of section 10-71 of the general statutes is
6232 repealed and the following is substituted in lieu thereof (*Effective July*
6233 *1, 2013*):

6234 (d) Notwithstanding the provisions of this section, for the fiscal
6235 years ending June 30, 2004, to June 30, **[**2013**]** 2015, inclusive, the
6236 amount of the grants payable to towns, regional boards of education or
6237 regional educational service centers in accordance with this section
6238 shall be reduced proportionately if the total of such grants in such year
6239 exceeds the amount appropriated for the purposes of this section for
6240 such year.

6241 Sec. 159. Section 10-17g of the general statutes is repealed and the
6242 following is substituted in lieu thereof (*Effective July 1, 2013*):

6243 Annually, the board of education for each local and regional school
6244 district that is required to provide a program of bilingual education,
6245 pursuant to section 10-17f, may make application to the State Board of
6246 Education and shall thereafter receive a grant in an amount equal to
6247 the product obtained by multiplying the total appropriation available
6248 for such purpose by the ratio which the number of eligible children in
6249 the school district bears to the total number of such eligible children
6250 state-wide. The board of education for each local and regional school
6251 district receiving funds pursuant to this section shall annually, on or
6252 before September first, submit to the State Board of Education a
6253 progress report which shall include (1) measures of increased
6254 educational opportunities for eligible students, including language
6255 support services and language transition support services provided to

6256 such students, (2) program evaluation and measures of the
6257 effectiveness of its bilingual education and English as a second
6258 language programs, including data on students in bilingual education
6259 programs and students educated exclusively in English as a second
6260 language programs, and (3) certification by the board of education
6261 submitting the report that any funds received pursuant to this section
6262 have been used for the purposes specified. The State Board of
6263 Education shall annually evaluate programs conducted pursuant to
6264 section 10-17f. For purposes of this section, measures of the
6265 effectiveness of bilingual education and English as a second language
6266 programs include state-wide mastery examination results and
6267 graduation and school dropout rates. Notwithstanding the provisions
6268 of this section, for the fiscal years ending June 30, 2009, to June 30,
6269 **[**2013**]** 2015, inclusive, the amount of grants payable to local or regional
6270 boards of education under this section shall be reduced
6271 proportionately if the total of such grants in such year exceeds the
6272 amount appropriated for such grants for such year.

6273 Sec. 160. Subsection (e) of section 10-66j of the general statutes is
6274 repealed and the following is substituted in lieu thereof (*Effective July*
6275 *1, 2013*):

6276 (e) Notwithstanding the provisions of this section, for the fiscal
6277 years ending June 30, 2004, to June 30, **[**2013**]** 2015, inclusive, the
6278 amount of grants payable to regional educational service centers shall
6279 be reduced proportionately if the total of such grants in such year
6280 exceeds the amount appropriated for such grants for such year.

6281 Sec. 161. Subdivision (2) of subsection (e) of section 10-76d of the
6282 general statutes is repealed and the following is substituted in lieu
6283 thereof (*Effective July 1, 2013*):

6284 (2) For purposes of this subdivision, "public agency" includes the
6285 offices of a government of a federally recognized Native American
6286 tribe. Notwithstanding any other provisions of the general statutes, for

6287 the fiscal year ending June 30, 1987, and each fiscal year thereafter,
6288 whenever a public agency, other than a local or regional board of
6289 education, the State Board of Education or the Superior Court acting
6290 pursuant to section 10-76h, places a child in a foster home, group
6291 home, hospital, state institution, receiving home, custodial institution
6292 or any other residential or day treatment facility, and such child
6293 requires special education, the local or regional board of education
6294 under whose jurisdiction the child would otherwise be attending
6295 school or, if no such board can be identified, the local or regional board
6296 of education of the town where the child is placed, shall provide the
6297 requisite special education and related services to such child in
6298 accordance with the provisions of this section. Within one business day
6299 of such a placement by the Department of Children and Families or
6300 offices of a government of a federally recognized Native American
6301 tribe, said department or offices shall orally notify the local or regional
6302 board of education responsible for providing special education and
6303 related services to such child of such placement. The department or
6304 offices shall provide written notification to such board of such
6305 placement within two business days of the placement. Such local or
6306 regional board of education shall convene a planning and placement
6307 team meeting for such child within thirty days of the placement and
6308 shall invite a representative of the Department of Children and
6309 Families or offices of a government of a federally recognized Native
6310 American tribe to participate in such meeting. (A) The local or regional
6311 board of education under whose jurisdiction such child would
6312 otherwise be attending school shall be financially responsible for the
6313 reasonable costs of such special education and related services in an
6314 amount equal to the lesser of one hundred per cent of the costs of such
6315 education or the average per pupil educational costs of such board of
6316 education for the prior fiscal year, determined in accordance with the
6317 provisions of subsection (a) of section 10-76f. The State Board of
6318 Education shall pay on a current basis, except as provided in
6319 subdivision (3) of this subsection, any costs in excess of such local or
6320 regional board's basic contributions paid by such board of education in

6321 accordance with the provisions of this subdivision. (B) Whenever a
6322 child is placed pursuant to this subdivision, on or after July 1, 1995, by
6323 the Department of Children and Families and the local or regional
6324 board of education under whose jurisdiction such child would
6325 otherwise be attending school cannot be identified, the local or
6326 regional board of education under whose jurisdiction the child
6327 attended school or in whose district the child resided at the time of
6328 removal from the home by said department shall be responsible for the
6329 reasonable costs of special education and related services provided to
6330 such child, for one calendar year or until the child is committed to the
6331 state pursuant to section 46b-129 or 46b-140 or is returned to the child's
6332 parent or guardian, whichever is earlier. If the child remains in such
6333 placement beyond one calendar year the Department of Children and
6334 Families shall be responsible for such costs. During the period the local
6335 or regional board of education is responsible for the reasonable cost of
6336 special education and related services pursuant to this subparagraph,
6337 the board shall be responsible for such costs in an amount equal to the
6338 lesser of one hundred per cent of the costs of such education and
6339 related services or the average per pupil educational costs of such
6340 board of education for the prior fiscal year, determined in accordance
6341 with the provisions of subsection (a) of section 10-76f. The State Board
6342 of Education shall pay on a current basis, except as provided in
6343 subdivision (3) of this subsection, any costs in excess of such local or
6344 regional board's basic contributions paid by such board of education in
6345 accordance with the provisions of this subdivision. The costs for
6346 services other than educational shall be paid by the state agency which
6347 placed the child. The provisions of this subdivision shall not apply to
6348 the school districts established within the Department of Children and
6349 Families, pursuant to section 17a-37, the Department of Correction,
6350 pursuant to section 18-99a, or the Department of Developmental
6351 Services, pursuant to section 17a-240, provided in any case in which
6352 special education is being provided at a private residential institution,
6353 including the residential components of regional educational service
6354 centers, to a child for whom no local or regional board of education

6355 can be found responsible under subsection (b) of this section, Unified
6356 School District #2 shall provide the special education and related
6357 services and be financially responsible for the reasonable costs of such
6358 special education instruction for such children. Notwithstanding the
6359 provisions of this subdivision, for the fiscal years ending June 30, 2004,
6360 to June 30, 2007, inclusive, and for the fiscal years ending June 30, 2010,
6361 to June 30, **[**2013**]** 2015, inclusive, the amount of the grants payable to
6362 local or regional boards of education in accordance with this
6363 subdivision shall be reduced proportionately if the total of such grants
6364 in such year exceeds the amount appropriated for the purposes of this
6365 subdivision for such year.

6366 Sec. 162. Subsection (d) of section 10-76g of the general statutes is
6367 repealed and the following is substituted in lieu thereof (*Effective July*
6368 *1, 2013*):

6369 (d) Notwithstanding the provisions of this section, for the fiscal
6370 years ending June 30, 2004, to June 30, 2007, inclusive, and for the fiscal
6371 years ending June 30, 2010, to June 30, **[**2013**]** 2015, inclusive, the
6372 amount of the grants payable to local or regional boards of education
6373 in accordance with this section, except grants paid in accordance with
6374 subdivision (2) of subsection (a) of this section, for the fiscal years
6375 ending June 30, 2006, and June 30, 2007, and for the fiscal years ending
6376 June 30, 2010, to June 30, **[**2013**]** 2015, inclusive, shall be reduced
6377 proportionately if the total of such grants in such year exceeds the
6378 amount appropriated for the purposes of this section for such year.

6379 Sec. 163. Subsection (b) of section 10-253 of the general statutes is
6380 repealed and the following is substituted in lieu thereof (*Effective July*
6381 *1, 2013*):

6382 (b) The board of education of the school district under whose
6383 jurisdiction a child would otherwise be attending school shall be
6384 financially responsible for the reasonable costs of education for a child
6385 placed out by the Commissioner of Children and Families or by other

6386 agencies, including, but not limited to, offices of a government of a
6387 federally recognized Native American tribe, in a private residential
6388 facility when such child requires educational services other than
6389 special education services. Such financial responsibility shall be the
6390 lesser of one hundred per cent of the costs of such education or the
6391 average per pupil educational costs of such board of education for the
6392 prior fiscal year, determined in accordance with subsection (a) of
6393 section 10-76f. Any costs in excess of the board's basic contribution
6394 shall be paid by the State Board of Education on a current basis. The
6395 costs for services other than educational shall be paid by the state
6396 agency which placed the child. Application for the grant to be paid by
6397 the state for costs in excess of the local or regional board of education's
6398 basic contribution shall be made in accordance with the provisions of
6399 subdivision (5) of subsection (e) of section 10-76d. Notwithstanding the
6400 provisions of this subsection, for the fiscal years ending June 30, 2004,
6401 to June 30, 2007, inclusive, and for the fiscal years ending June 30, 2010,
6402 to June 30, **[**2013**]** 2015, inclusive, the amount of the grants payable to
6403 local or regional boards of education in accordance with this
6404 subsection shall be reduced proportionately if the total of such grants
6405 in such year exceeds the amount appropriated for the purposes of this
6406 subsection for such year.

6407 Sec. 164. Subdivision (1) of subsection (d) of section 10-66ee of the
6408 general statutes is repealed and the following is substituted in lieu
6409 thereof (*Effective July 1, 2013*):

6410 (d) (1) For the purposes of equalization aid grants pursuant to
6411 section 10-262h, as amended by this act, the state shall pay in
6412 accordance with this subsection, to the town in which a state charter
6413 school is located for each student enrolled in such school, for the fiscal
6414 year ending June 30, 2013, ten thousand two hundred dollars, for the
6415 fiscal year ending June 30, 2014, **[**eleven thousand**]** ten thousand five
6416 hundred dollars, and for the fiscal year ending June 30, 2015, and each
6417 fiscal year thereafter, eleven thousand **[**five hundred**]** dollars. Such
6418 payments shall be made as follows: Twenty-five per cent of the

amount not later than July fifteenth and September first based on estimated student enrollment on May first, and twenty-five per cent of the amount not later than January first and the remaining amount not later than April fifteenth, each based on student enrollment on October first. Notwithstanding the provisions of this subdivision, the payment of the remaining amount made not later than April 15, 2013, shall be within available appropriations and may be adjusted for each student on a pro rata basis.

Sec. 165. Subsection (b) of section 10-4b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(b) If, after conducting an inquiry in accordance with subsection (a) of this section, the state board finds that a local or regional board of education has failed or is unable to implement the educational interests of the state in accordance with section 10-4a, the state board shall (1) require the local or regional board of education to engage in a remedial process whereby such local or regional board of education shall develop and implement a plan of action through which compliance may be attained, or (2) order the local or regional board of education to take reasonable steps where such local or regional board has failed to comply with subdivision (3) of section 10-4a. Where a local or regional board of education is required to implement a remedial process pursuant to subdivision (1) of this subsection, upon request of such local or regional board, the state board shall make available to such local or regional board materials and advice to assist in such remedial process. If the state board finds that a local governmental body or its agent is responsible for such failure or inability, the state board may order such governmental body or agent to take reasonable steps to comply with the requirements of section 10-4a. The state board may not order an increase in the **[**regular program expenditures, as defined in section 10-262f,**]** <u>budgeted appropriations for education</u> of such local or regional board of education if such **[**expenditures**]** <u>budgeted appropriations</u> are in an amount at least

6452 equal to the minimum [expenditure] budget requirement in
6453 accordance with section [10-262j, provided that an increase in
6454 expenditures may be ordered in accordance with section 10-76d] 10-
6455 262i. If the state board finds that the state is responsible for such
6456 failure, the state board shall so notify the Governor and the General
6457 Assembly.

6458 Sec. 166. Subparagraphs (D) and (E) of subdivision (3) of subsection
6459 (c) of section 10-264*l* of the general statutes are repealed and the
6460 following is substituted in lieu thereof (*Effective July 1, 2013*):

6461 (D) Each interdistrict magnet school operated by (i) a regional
6462 educational service center, (ii) the Board of Trustees of the
6463 Community-Technical Colleges on behalf of a regional community-
6464 technical college, (iii) the Board of Trustees of the Connecticut State
6465 University System on behalf of a state university, (iv) the Board of
6466 Trustees for The University of Connecticut on behalf of the university,
6467 (v) the board of governors for an independent college or university, as
6468 defined in section 10a-37, or the equivalent of such a board, on behalf
6469 of the independent college or university, (vi) cooperative arrangements
6470 pursuant to section 10-158a, (vii) any other third-party not-for-profit
6471 corporation approved by the commissioner, and (viii) the Hartford
6472 school district for the operation of Great Path Academy on behalf of
6473 Manchester Community College, that enrolls less than sixty per cent of
6474 its students from Hartford pursuant to the 2008 stipulation and order
6475 for Milo Sheff, et al. v. William A. O'Neill, et al., shall receive a per
6476 pupil grant in the amount of (I) nine thousand six hundred ninety-five
6477 dollars for the fiscal year ending June 30, 2010, and (II) ten thousand
6478 four hundred forty-three dollars for the fiscal years ending June 30,
6479 2011, to June 30, [2013] 2015, inclusive.

6480 (E) Each interdistrict magnet school operated by [the Hartford
6481 school district] a local or regional board of education, pursuant to the
6482 2008 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et
6483 al., shall receive a per pupil grant for each enrolled student who is not

6484 a resident of the district in the amount of (i) twelve thousand dollars
6485 for the fiscal year ending June 30, 2010, and (ii) thirteen thousand fifty-
6486 four dollars for the fiscal years ending June 30, 2011, to June 30, **[**2013**]**
6487 2015, inclusive.

6488 Sec. 167. Subsection (o) of section 10-264*l* of the general statutes is
6489 repealed and the following is substituted in lieu thereof (*Effective July*
6490 *1, 2013*):

6491 (o) For the school years commencing July 1, 2009, to July 1, **[**2012**]**
6492 2014, inclusive, **[**the Hartford school district**]** any local or regional
6493 board of education operating an interdistrict magnet school pursuant
6494 to the 2008 stipulation and order for Milo Sheff, et al. v. William
6495 O'Neill, et al. shall not charge tuition for any student enrolled in a
6496 preschool program or in kindergarten to grade twelve, inclusive, in an
6497 interdistrict magnet school operated by such school district, except the
6498 Hartford school district may charge tuition for any student enrolled in
6499 the Great Path Academy.

6500 Sec. 168. Subdivision (2) of subsection (g) of section 10-266aa of the
6501 general statutes is repealed and the following is substituted in lieu
6502 thereof (*Effective July 1, 2013*):

6503 (2) For the fiscal year ending June 30, 2013, and each fiscal year
6504 thereafter, the department shall provide, within available
6505 appropriations, an annual grant to the local or regional board of
6506 education for each receiving district if one of the following conditions
6507 are met as follows: (A) Three thousand dollars for each out-of-district
6508 student who attends school in the receiving district under the program
6509 if the number of such out-of-district students is less than two per cent
6510 of the total student population of such receiving district, (B) four
6511 thousand dollars for each out-of-district student who attends school in
6512 the receiving district under the program if the number of such out-of-
6513 district students is greater than or equal to two per cent but less than
6514 three per cent of the total student population of such receiving district,

6515 (C) six thousand dollars for each out-of-district student who attends
6516 school in the receiving district under the program if the number of
6517 such out-of-district students is greater than or equal to three per cent
6518 but less than four per cent of the total student population of such
6519 receiving district, [or] (D) six thousand dollars for each out-of-district
6520 student who attends school in the receiving district under the program
6521 if the Commissioner of Education determines that the receiving district
6522 has an enrollment of greater than four thousand students and has
6523 increased the number of students in the program by at least fifty per
6524 cent [on October 1, 2012] from the previous fiscal year, or (E) eight
6525 thousand dollars for each out-of-district student who attends school in
6526 the receiving district under the program if the number of such out-of-
6527 district students is greater than or equal to four per cent of the total
6528 student population of such receiving district.

6529 Sec. 169. Subdivisions (3) and (4) of subsection (a) of section 10-264i
6530 of the general statutes are repealed and the following is substituted in
6531 lieu thereof (*Effective from passage*):

6532 (3) For districts assisting the state in meeting the goals of the 2008
6533 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al.,
6534 as determined by the commissioner, (i) for the fiscal year ending June
6535 30, 2010, the amount of such grant shall not exceed an amount equal to
6536 the number of such children transported multiplied by one thousand
6537 four hundred dollars, and (ii) for the fiscal years ending June 30, 2011,
6538 to June 30, [2013] 2015, inclusive, the amount of such grant shall not
6539 exceed an amount equal to the number of such children transported
6540 multiplied by two thousand dollars.

6541 (4) [For the fiscal years ending June 30, 2009, and June 30, 2010, in]
6542 In addition to the grants otherwise provided pursuant to this section,
6543 the Commissioner of Education may provide supplemental
6544 transportation grants to regional educational service centers for the
6545 purposes of transportation to interdistrict magnet schools. Any such
6546 grant shall be provided within available appropriations and after the

6547 commissioner has reviewed and approved the total interdistrict
6548 magnet school transportation budget for a regional educational service
6549 center, including all revenue and expenditure estimates. For the fiscal
6550 year ending June 30, 2010, in addition to the grants otherwise provided
6551 pursuant to this section, the Commissioner of Education, with the
6552 approval of the Secretary of the Office of Policy and Management, may
6553 provide supplemental transportation grants to the Hartford school
6554 district and the Capitol Region Education Council for the purposes of
6555 transportation of students who are not residents of Hartford to
6556 interdistrict magnet schools operated by the Capitol Region Education
6557 Council or the Hartford school district. For the fiscal year ending June
6558 30, 2012, in addition to the grants otherwise provided pursuant to this
6559 section, the Commissioner of Education may provide supplemental
6560 transportation grants to regional educational service centers for the
6561 purposes of transportation to interdistrict magnet schools that assist
6562 the state in meeting the goals of the 2008 stipulation and order for Milo
6563 Sheff, et al. v. William A. O'Neill, et al. Any such grant shall be
6564 provided within available appropriations and upon a comprehensive
6565 financial review of all transportation activities as prescribed by the
6566 commissioner. The commissioner may require the regional educational
6567 service center to provide an independent financial review, by an
6568 auditor selected by the Commissioner of Education, the costs of which
6569 may be paid from funds that are part of the supplemental
6570 transportation grant. Any such grant shall be paid as follows: Up to
6571 fifty per cent of the grant on or before June 30, 2012, and the balance on
6572 or before September 1, 2012, upon completion of the comprehensive
6573 financial review. <u>For the fiscal year ending June 30, 2013, in addition to</u>
6574 <u>the grants otherwise provided pursuant to this section, the</u>
6575 <u>Commissioner of Education may provide supplemental transportation</u>
6576 <u>to interdistrict magnet schools that assist the state in meeting the goals</u>
6577 <u>of the 2008 stipulation and order for Milo Sheff, et al. v. William</u>
6578 <u>O'Neill, et al. and for transportation provided by EASTCONN to</u>
6579 <u>interdistrict magnet schools. Any such grant shall be provided within</u>
6580 <u>available appropriations and upon a comprehensive financial review,</u>

6581 by an auditor selected by the Commissioner of Education, the costs of
6582 such review may be paid from funds that are part of the supplemental
6583 transportation grant. Any such grant shall be paid as follows: Up to
6584 fifty per cent of the grant on or before June 30, 2013, and the balance on
6585 or before September 1, 2013, upon completion of the comprehensive
6586 financial review.

6587 Sec. 170. Section 10-65 of the general statutes is repealed and the
6588 following is substituted in lieu thereof (*Effective July 1, 2013*):

6589 (a) Each local or regional school district operating an agricultural
6590 science and technology education center approved by the State Board
6591 of Education for program, educational need, location and area to be
6592 served shall be eligible for the following grants: (1) In accordance with
6593 the provisions of chapter 173, through progress payments in
6594 accordance with the provisions of section 10-287i, (A) for projects for
6595 which an application was filed prior to July 1, 2011, ninety-five per
6596 cent, and (B) for projects for which an application was filed on or after
6597 July 1, 2011, eighty per cent of the net eligible costs of constructing,
6598 acquiring, renovating and equipping approved facilities to be used for
6599 such agricultural science and technology education center, for the
6600 expansion or improvement of existing facilities or for the replacement
6601 or improvement of equipment therein, and (2) subject to the provisions
6602 of section 10-65b, in an amount equal to **[**one thousand seven hundred
6603 fifty**]** two thousand seven hundred fifty dollars per student for every
6604 secondary school student who was enrolled in such center on October
6605 first of the previous year.

6606 (b) Each local or regional board of education not maintaining an
6607 agricultural science and technology education center shall provide
6608 opportunities for its students to enroll in one or more such centers in a
6609 number that is at least equal to the number specified in any written
6610 agreement with each such center or centers, or in the absence of such
6611 an agreement, a number that is at least equal to the average number of
6612 its students that the board of education enrolled in each such center or

6613 centers during the previous three school years, provided, in addition
6614 to such number, each such board of education shall provide
6615 opportunities for its students to enroll in the ninth grade in a number
6616 that is at least equal to the number specified in any written agreement
6617 with each such center or centers, or in the absence of such an
6618 agreement, a number that is at least equal to the average number of
6619 students that the board of education enrolled in the ninth grade in each
6620 such center or centers during the previous three school years. If a local
6621 or regional board of education provided opportunities for students to
6622 enroll in more than one center for the school year commencing July 1,
6623 2007, such board of education shall continue to provide such
6624 opportunities to students in accordance with this subsection. The
6625 board of education operating an agricultural science and technology
6626 education center may charge, subject to the provisions of section 10-
6627 65b, tuition for a school year in an amount not to exceed **[**eighty-two
6628 and five-tenths**]** sixty-two and forty-seven one-hundredths per cent of
6629 the foundation level pursuant to subdivision (9) of section 10-262f, per
6630 student for the fiscal year in which the tuition is paid, except that such
6631 board may charge tuition for (1) students enrolled under shared-time
6632 arrangements on a pro rata basis, and (2) special education students
6633 which shall not exceed the actual costs of educating such students
6634 minus the amounts received pursuant to subdivision (2) of subsection
6635 (a) of this section and subsection (c) of this section. Any tuition paid by
6636 such board for special education students in excess of the tuition paid
6637 for non-special-education students shall be reimbursed pursuant to
6638 section 10-76g.

6639 (c) In addition to the grants described in subsection (a) of this
6640 section, within available appropriations, (1) each local or regional
6641 board of education operating an agricultural science and technology
6642 education center in which more than one hundred fifty of the students
6643 in the prior school year were out-of-district students shall be eligible to
6644 receive a grant in an amount equal to five hundred dollars for every
6645 secondary school student enrolled in such center on October first of the

6646 previous year, (2) on and after July 1, 2000, if a local or regional board
6647 of education operating an agricultural science and technology
6648 education center that received a grant pursuant to subdivision (1) of
6649 this subsection no longer qualifies for such a grant, such local or
6650 regional board of education shall receive a grant in an amount
6651 determined as follows: (A) For the first fiscal year such board of
6652 education does not qualify for a grant under said subdivision (1), a
6653 grant in the amount equal to four hundred dollars for every secondary
6654 school student enrolled in its agricultural science and technology
6655 education center on October first of the previous year, (B) for the
6656 second successive fiscal year such board of education does not so
6657 qualify, a grant in an amount equal to three hundred dollars for every
6658 such secondary school student enrolled in such center on said date, (C)
6659 for the third successive fiscal year such board of education does not so
6660 qualify, a grant in an amount equal to two hundred dollars for every
6661 such secondary school student enrolled in such center on said date,
6662 and (D) for the fourth successive fiscal year such board of education
6663 does not so qualify, a grant in an amount equal to one hundred dollars
6664 for every such secondary school student enrolled in such center on
6665 said date, and (3) each local and regional board of education operating
6666 an agricultural science and technology education center that does not
6667 receive a grant pursuant to subdivision (1) or (2) of this subsection
6668 shall receive a grant in an amount equal to sixty dollars for every
6669 secondary school student enrolled in such center on said date.

6670 (d) (1) If there are any remaining funds after the amount of the
6671 grants described in subsections (a) and (c) of this section are calculated,
6672 within available appropriations, each local or regional board of
6673 education operating an agricultural science and technology education
6674 center shall be eligible to receive a grant in an amount equal to one
6675 hundred dollars for each student enrolled in such center on October
6676 first of the previous school year. (2) If there are any remaining funds
6677 after the amount of the grants described in subdivision (1) of this
6678 subsection are calculated, within available appropriations, each local

6679 or regional board of education operating an agricultural science and
6680 technology education center that had more than one hundred fifty out-
6681 of-district students enrolled in such center on October first of the
6682 previous school year shall be eligible to receive a grant based on the
6683 ratio of the number of out-of-district students in excess of one hundred
6684 fifty out-of-district students enrolled in such center on said date to the
6685 total number of out-of-district students in excess of one hundred fifty
6686 out-of-district students enrolled in all agricultural science and
6687 technology education centers that had in excess of one hundred fifty
6688 out-of-district students enrolled on said date.

6689 (e) For the fiscal years ending June 30, 2012, and June 30, 2013, the
6690 Department of Education shall allocate five hundred thousand dollars
6691 to local or regional boards of education operating an agricultural
6692 science and technology education center in accordance with the
6693 provisions of subsections (b) to (d), inclusive, of this section.

6694 (f) For the fiscal year ending June 30, 2013, and each fiscal year
6695 thereafter, if a local or regional board of education receives an increase
6696 in funds pursuant to this section over the amount it received for the
6697 prior fiscal year such increase shall not be used to supplant local
6698 funding for educational purposes.

6699 (g) Notwithstanding the provisions of sections 10-51 and 10-222, for
6700 the fiscal year ending June 30, **[**2013**]** 2014, any amount received by a
6701 local or regional board of education pursuant to subdivision (2) of
6702 subsection (a) of this section that exceeds the amount appropriated for
6703 education by the municipality or the amount in the budget approved
6704 by such regional board of education for purposes of said subdivision
6705 (2) of subsection (a) of this section, shall be available for use by such
6706 local or regional board of education, provided such excess amount is
6707 spent in accordance with the provisions of subdivision (2) of
6708 subsection (a) of this section.

6709 Sec. 171. Subsection (i) of section 10-266p of the general statutes is

repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(i) In addition to the amounts allocated in subsection (a) and subsections (c) to (h), inclusive, of this section, for the fiscal year ending June 30, 2008, and each fiscal year thereafter, the State Board of Education shall allocate **[**six hundred fifty thousand**]** two million twenty thousand dollars to the town ranked sixth when all towns are ranked from highest to lowest in population, based on the most recent federal decennial census.

Sec. 172. (NEW) (*Effective July 1, 2013*) The State Department of Education shall authorize the adult education programs located in the cities of New Haven and Bridgeport to provide additional instructional services including, but not limited to, training in technology, technical skills, literacy and numeracy and counseling.

Sec. 173. (NEW) (*Effective July 1, 2013*) Up to two hundred thousand dollars of the amount appropriated in section 1 of this act for the fiscal years ending June 30, 2014, and June 30, 2015, to the State Department of Education for the alternative high school and adult incentive program account shall be used for a grant to Literacy How located in the town of North Haven for the provision of adult literacy services for each of said fiscal years.

Sec. 174. Subsection (a) of section 10a-1d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) There is established an Office of Higher Education. **[**Such office shall be within the Board of Regents for Higher Education for administrative purposes only.**]** The Office of Higher Education shall administer the programs set forth in sections 10-19g, 10-155d, 10a-10a, 10a-11, 10a-11a, 10a-17d, 10a-34 to 10a-34f, inclusive, 10a-35, **[**10a-36 to 10a-42g, inclusive, 10a-164a,**]** 10a-166, **[**and**]** 10a-168a, **[**to 10a-170, inclusive**]** 10a-169a, 10a-169b and section 182 of this act. The State

Board of Education shall be responsible for approving any action taken pursuant to sections 10a-34 to 10a-34f, inclusive.

Sec. 175. Subsections (a) to (c), inclusive, of section 10a-1e of the general statutes are repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) Wherever the term "Board of Governors of Higher Education" is used or referred to in the following sections of the general statutes, the term "Board of Regents for Higher Education" shall be substituted in lieu thereof: 3-22e, 4-38c, 4-67x, 4-89, as amended by this act, 4-186, 4d-80, 4d-82, 5-160, 5-177, 10-16p, 10-19, 10-145a, 10-145b, 10-145m, 10-145n, 10-145p, 10-155e, 10-155*l*, 10-183n, 10-220a, 10-235, 10a-6, 10a-7, 10a-10, **[**10a-12b,**]** 10a-13, 10a-16, 10a-19i, 10a-20a, 10a-22, 10a-25j, 10a-25o, 10a-25p, 10a-31, 10a-33, **[**10a-36, 10a-42b,**]** 10a-43, 10a-44b, 10a-45, 10a-46, 10a-48, 10a-48b, 10a-49, 10a-51, 10a-54, 10a-66, 10a-74, 10a-78, 10a-132a, 10a-149, 10a-161, 10a-162a, **[**10a-163,**]** 10a-163b, 10a-166, 10a-168, **[**10a-169, 10a-170b, 10a-170d, 10a-170*l*, 10a-170m, 10a-170u, 10a-170v,**]** 10a-170w, 10a-171, 10a-203, 10a-210, 12-407, 19a-75, 20-37a, 20-206bb, 30-20a and 52-279.

(b) Wherever the term "Department of Higher Education" is used or referred to in the following sections of the general statutes, the term "Board of Regents for Higher Education" shall be substituted in lieu thereof: 4-89, as amended by this act, 4-124x, 4-124y, 4-124aa, 4a-11, 4d-82, 5-155a, 5-198, 10-8c, 10-76i, 10-145b, 10-221a, 10a-1, 10a-8b, 10a-8c, 10a-10, 10a-12, 10a-14, 10a-17, 10a-19c, 10a-19e, 10a-19f, **[**10a-19g,**]** 10a-19i, 10a-25, 10a-25n, 10a-48, 10a-54, 10a-55g, 10a-65, 10a-77a, 10a-99a, 10a-109i, 10a-151, 10a-161b, **[**10a-163,**]** 10a-163b, 10a-169a, 10a-169b, **[**10a-170a, 10a-170e, 10a-170i, 10a-170*l*, 10a-170r, 10a-170t, 10a-170u,**]** 11-1, 17a-52, 17a-215c and 20-206bb.

(c) Wherever the term "Commissioner of Higher Education" is used or referred to in the following sections of the general statutes, the term "president of the Board of Regents for Higher Education" shall be

substituted in lieu thereof: 3-22e, 4-124x, 4-124y, 4-124aa, 10-1, 10-16p, 10-16z, 10a-19d, 10a-19e, 10a-19f, **[**10a-19h,**]** 10a-48, 10a-48b, 10a-55a, 10a-77a, 10a-99a, 10a-109i, 10a-112g, 10a-144, 10a-150, 10a-150b, 10a-161a, 10a-161b, **[**10a-163,**]** 10a-169a, 10a-169b, **[**10a-170c, 10a-170d, 10a-170i, 10a-170k, 10a-170s, 10a-170t,**]** 10a-203, 10a-224, 12-413b, 17a-52, 32-4f, 32-35 and 32-39.

Sec. 176. Subsection (a) of section 10a-1f of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) Wherever the term "Office of Financial and Academic Affairs for Higher Education" is used or referred to in the following sections of the general statutes, the term "Office of Higher Education" shall be substituted in lieu thereof: 10-155d, 10a-1d, 10a-10a, 10a-11, 10a-11a, 10a-22d, 10a-22r, 10a-22s, 10a-22u, 10a-34, 10a-34a, 10a-34c, 10a-34d, 10a-34e, 10a-34f, 10a-35, 10a-38, 10a-39, 10a-40, 10a-42, 10a-42g, 10a-48a, <u>as amended by this act,</u> 10a-104 **[**, 10a-163a, 10a-164a,**]** <u>and</u> 10a-168a<u>.</u> **[**, 10a-169 and 10a-170.**]**

Sec. 177. Section 10a-48a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

[(a)**]** There is established within the Office of Higher Education a student community service fellowship program to develop community service leadership and activities for students at institutions of higher education in the state. For each fiscal year in which funds are appropriated the program shall provide a fellowship or fellowships. Fellowships shall be awarded for one academic year, except that fellowships to undergraduate students shall be awarded on a semester basis. Fellowship recipients shall work throughout the state to develop and coordinate programs in which students provide community service, train students who are providing or are interested in providing community service, be responsible for publicizing opportunities for students to provide community service, work with faculty and

6803 administrators at institutions of higher education in the state to
6804 promote student community service and assist in the implementation
6805 of the provisions of section 10a-48. To be eligible for a fellowship
6806 pursuant to this subsection, an applicant's residence shall be as defined
6807 in section 10a-28.

6808 **[**(b) Not later than January 1, 1991, each institution of higher
6809 education which receives funds for student financial assistance
6810 pursuant to section 10a-40 or 10a-164a, shall have a coordinator for
6811 student community service, provided each such institution may
6812 designate either an employee or a student as such coordinator.**]**

6813 Sec. 178. Subsection (a) of section 10a-55i of the general statutes is
6814 repealed and the following is substituted in lieu thereof (*Effective July*
6815 *1, 2013*):

6816 (a) There is established a Higher Education Consolidation
6817 Committee which shall be convened by the chairpersons of the joint
6818 standing committee of the General Assembly having cognizance of
6819 matters relating to higher education or such chairpersons' designee,
6820 who shall be a member of such joint standing committee. The
6821 membership of the Higher Education Consolidation Committee shall
6822 consist of the higher education subcommittee on appropriations and
6823 the chairpersons, vice chairpersons and ranking members of the joint
6824 standing committees of the General Assembly having cognizance of
6825 matters relating to higher education and appropriations. The Higher
6826 Education Consolidation Committee shall establish a meeting and
6827 public hearing schedule for purposes of receiving updates from the
6828 Board of Regents for Higher Education on the progress of the
6829 consolidation of the state system of higher education pursuant to
6830 section 4-9c, subsection (a) of section 4d-90, subsection (g) of section 5-
6831 160, section 5-199d, subsection (a) of section 7-323k, subsection (a) of
6832 section 7-608, subsection (a) of section 10-9, section 10-155d,
6833 subdivision (14) of section 10-183b, sections 10a-1a to 10a-1d, inclusive,
6834 10a-3 and 10a-3a, subsection (a) of section 10a-6a, sections 10a-6b, 10a-

8, 10a-10a to 10a-11a, inclusive, 10a-17d and 10a-22a, subsections (f) and (h) of section 10a-22b, subsections (c) and (d) of section 10a-22d, sections 10a-22h and 10a-22k, subsection (a) of section 10a-22n, sections 10a-22r, 10a-22s, 10a-22u, 10a-22v, 10a-22x and 10a-34 to 10a-35a, inclusive, **[**subsection (e) of section 10a-37, sections 10a-38 to 10a-40, inclusive, 10a-42 and 10a-42g,**]** subsection (a) of section 10a-48a, as amended by this act, sections 10a-55i, as amended by this act, 10a-71 and 10a-72, subsections (c) and (f) of section 10a-77, section 10a-88, subsection (a) of section 10a-89, subsection (c) of section 10a-99 and sections 10a-102, 10a-104, 10a-105, 10a-109e, 10a-143 **[**, 10a-163a, 10a-164a,**]** and 10a-168a. **[**and 10a-170.**]** The Higher Education Consolidation Committee shall convene its first meeting on or before September 15, 2011, and meet not less than once every two months until September 15, 2012.

Sec. 179. Subsection (f) of section 4-89 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(f) The provisions of this section shall not apply to appropriations to the Office of Higher Education for student financial assistance for **[**the scholarship program established under section 10a-169, or for the high technology graduate scholarship program established under section 10a-170a,**]** the Governor's Scholarship program established under section 182 of this act, or to the Board of Regents for Higher Education for Connecticut higher education centers of excellence established under section 10a-25h, to the Office of Higher Education for the minority advancement program established under subsection (b) of section 10a-11, to the Board of Regents for Higher Education for the high technology doctoral fellowship program established under section 10a-25n, or to the operating funds of the constituent units of the state system of higher education established pursuant to sections 10a-105, 10a-99 and 10a-77. Such appropriations shall not lapse until the end of the fiscal year succeeding the fiscal year of the appropriation except that centers of excellence appropriations deposited by the Board

of Regents for Higher Education in the Endowed Chair Investment Fund, established under section 10a-20a, shall not lapse but shall be held permanently in the Endowed Chair Investment Fund and any moneys remaining in higher education operating funds of the constituent units of the state system of higher education shall not lapse but shall be held permanently in such funds. On or before September first, annually, the Office of Higher Education and Board of Regents for Higher Education shall submit a report to the joint standing committee of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies, through the Office of Fiscal Analysis, concerning the amount of each such appropriation carried over from the preceding fiscal year.

Sec. 180. Section 10a-161 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

The **[**Board of Regents for**]** Office of Higher Education shall: (1) Establish state-wide policy pertaining to student financial assistance; **[**under sections 10a-163 and 10a-167 to 10a-169, inclusive;**]** (2) establish procedure by regulation, for the award of financial assistance under **[**sections**]** section 10a-167 and **[**10a-169**]** section 182 of this act; (3) review and approve applications for financial assistance under **[**sections 10a-163,**]** section 10a-168 and **[**10a-169**]** section 182 of this act; (4) receive and review records of all financial assistance granted pursuant to section 10a-167; (5) increase the availability of the state financial assistance programs to all segments of the state population, with significant attention to those with special needs; and (6) assist financial aid officers at institutions of higher education and secondary school guidance counselors in becoming better informed about matters concerning student financial assistance affairs. **[**The Board of Regents for Higher Education shall appoint a seven-member advisory committee on student financial assistance matters. At least one member shall be a financial aid officer at a public institution of higher education; at least one member shall be a financial aid officer at an independent institution of higher education; at least one member shall

6901 be a Connecticut student from a public institution of higher education
6902 in the state; at least one member shall be a Connecticut student from an
6903 independent college or university in the state; and, at least one
6904 member shall be a public secondary school guidance counselor.]

6905 Sec. 181. Section 10a-168 of the general statutes is repealed and the
6906 following is substituted in lieu thereof (*Effective July 1, 2013*):

6907 If the [Board of Regents for] Office of Higher Education determines
6908 that no approved program of teacher education within the state is
6909 available for the preparation of teachers of children requiring special
6910 education as defined in part V of chapter 164, said [board of regents]
6911 office may provide scholarship aid for such undergraduate and
6912 graduate students as it may designate to attend approved programs in
6913 institutions in other states. The [board] office may determine the
6914 amount of such scholarship aid in each case. [, without regard to the
6915 limitations of section 10a-169.] In order to be eligible for such
6916 scholarship aid, any applicant shall agree to teach children requiring
6917 special education in Connecticut for at least three years.

6918 Sec. 182. (NEW) (*Effective July 1, 2013*) (a) For the purposes of this
6919 section:

6920 (1) "Family contribution" means the expected family contribution for
6921 educational costs as computed from the student's Free Application for
6922 Federal Student Aid;

6923 (2) "Full-time or part-time undergraduate student" means a student
6924 who is enrolled at an institution of higher education in a course of
6925 study leading to such student's first associate or bachelor degree and
6926 who is carrying, for a full-time student, twelve or more semester credit
6927 hours, or, for a part-time student, between six and eleven semester
6928 credit hours at such institution of higher education;

6929 (3) "Independent institution of higher education" means a nonprofit
6930 institution established in this state (A) that has degree-granting

6931 authority in this state; (B) that has its main campus located in this state;
6932 (C) that is not included in the Connecticut system of public higher
6933 education; and (D) whose primary function is not the preparation of
6934 students for religious vocation;

6935 (4) "Public institution of higher education" means the constituent
6936 units of the state system of higher education identified in subdivisions
6937 (1) to (4), inclusive, of section 10a-1 of the general statutes;

6938 (5) "Eligible educational costs" means the tuition and required fees
6939 for an individual student that are published by each institution of
6940 higher education participating in the grant program established under
6941 this section, plus a fixed amount for required books and educational
6942 supplies as determined by the Office of Higher Education.

6943 (b) The state, acting through the Office of Higher Education, shall
6944 establish the Governor's Scholarship program to annually make need-
6945 based financial aid available for eligible educational costs for
6946 Connecticut residents enrolled at Connecticut's public and
6947 independent institutions of higher education as full-time or part-time
6948 undergraduate students beginning with new or transfer students in the
6949 fiscal year ending June 30, 2014. Any award made to a student in the
6950 fiscal year ending June 30, 2013, under the capitol scholarship grant
6951 program, established under section 10a-169 of the general statutes,
6952 revision of 1958, revised to January 1, 2013, the Connecticut aid to
6953 public college students grant program, established under section 10a-
6954 164a of the general statutes, revision of 1958, revised to January 1, 2013,
6955 Connecticut aid to Charter Oak, established under subsection (c) of
6956 section 10a-164a of the general statutes, revision of 1958, revised to
6957 January 1, 2013, or the Connecticut independent college student grant
6958 program, established under section 10a-36 of the general statutes,
6959 revision of 1958, revised to January 1, 2013, shall be offered under the
6960 Governor's Scholarship program and be renewable for the life of the
6961 original award, provided such student meets and continues to meet
6962 the need and academic standards established for purposes of the

6963 program under which such student received the original award.

6964 (c) Within available appropriations, the Governor's Scholarship
6965 program shall be comprised of a need and merit-based grant, a need-
6966 based grant, a Charter Oak grant, and a performance incentive pool.
6967 The need and merit-based grant shall be funded at not less than twenty
6968 per cent of available appropriations. The need-based grant shall be
6969 funded at up to eighty per cent of available appropriations. The
6970 Charter Oak grant shall be not less than one hundred thousand dollars
6971 of available appropriations. The incentive pool shall be not less than
6972 two and one-half per cent of available appropriations. There shall be
6973 an administrative allowance based on one-quarter of one per cent of
6974 the available appropriations, but not less than one hundred thousand
6975 dollars. Not less than thirty-eight per cent of the annual appropriation
6976 shall be allocated to the independent institutions of higher education
6977 for the fiscal year ending June 30, 2014, and not less than thirty-six per
6978 cent of such appropriation shall be allocated to such institutions for the
6979 fiscal year ending June 30, 2015.

6980 (d) The Governor's Scholarship need and merit-based grant shall be
6981 available to any Connecticut resident who is a full-time or part-time
6982 undergraduate student at any public or independent institution of
6983 higher education beginning in the fiscal year ending June 30, 2014. The
6984 Office of Higher Education shall determine eligibility by financial need
6985 based on family contribution and eligibility by merit based on either
6986 previous high school academic achievement or performance on
6987 standardized academic aptitude tests. The Office of Higher Education
6988 shall make awards according to a sliding scale, annually determined
6989 by said office, up to a maximum family contribution and based on
6990 available appropriations and eligible students. The Governor's
6991 Scholarship need and merit-based grant shall be awarded in a higher
6992 amount than the need-based grant awarded pursuant to subsection (e)
6993 of this section. Recipients of the need and merit-based grant shall not
6994 be eligible to receive an additional need-based award. The accepting
6995 institution of higher education shall disburse sums awarded under

6996 such grant for payment of the student's eligible educational costs.

6997 (e) The Governor's Scholarship need-based grant shall be available
6998 to any Connecticut resident who is a full-time or part-time
6999 undergraduate student at any public or independent institution of
7000 higher education beginning in the fiscal year ending June 30, 2014. The
7001 Office of Higher Education shall determine eligibility based on family
7002 contribution. The amount of the annual appropriation to be allocated
7003 to each institution of higher education shall be determined by its actual
7004 eligible enrollment based on family contribution during the fiscal year
7005 one year prior to the grant year. Participating institutions of higher
7006 education shall make awards according to a sliding scale, annually
7007 determined by the Office of Higher Education, up to a maximum
7008 family contribution and based on available appropriations and the
7009 number of eligible students. Each participating institution of higher
7010 education shall expend all of the moneys received under the
7011 Governor's Scholarship program as direct financial assistance only for
7012 eligible educational costs based on the sliding scale determined by the
7013 Office of Higher Education and the maximum award amounts set by
7014 said office.

7015 (f) Participating institutions of higher education shall annually
7016 provide the Office of Higher Education with data and reports on all
7017 Connecticut students who applied for financial aid, including, but not
7018 limited to, students receiving a Governor's Scholarship grant, in a form
7019 and at a time determined by said office. If an institution of higher
7020 education fails to submit information to the Office of Higher Education
7021 as directed, such institution shall be prohibited from participating in
7022 the scholarship program in the fiscal year following the fiscal year in
7023 which such institution failed to submit such information. Each
7024 participating institution of higher education shall maintain, for a
7025 period of not less than three years, records substantiating the reported
7026 number of Connecticut students and documentation utilized by the
7027 institution of higher education in determining eligibility of the student
7028 grant recipients. Such records shall be subject to audit. Funds not

7029 obligated by an institution of higher education shall be returned by
7030 February fifteenth in the fiscal year the grant was made to the Office of
7031 Higher Education for reallocation. Financial aid provided to
7032 Connecticut residents under this program shall be designated as a
7033 grant from the Governor's Scholarship program.

7034 (g) The Governor's Scholarship Charter Oak grant shall be available
7035 to any full-time or part-time undergraduate student enrolled in
7036 Charter Oak State College beginning in the fiscal year ending June 30,
7037 2014. The Office of Higher Education shall allocate any appropriation
7038 to Charter Oak State College to be used to provide grants for eligible
7039 educational costs to residents of this state who demonstrate substantial
7040 financial need and who are matriculated in a degree program at
7041 Charter Oak State College. Individual awards shall not exceed a
7042 student's calculated eligible educational costs. Financial aid provided
7043 to Connecticut residents under this program shall be designated as a
7044 grant from the Governor's Scholarship program.

7045 (h) The Governor's Scholarship incentive pool shall be created to
7046 encourage retention and completion for any student who (1) receives
7047 the Governor's Scholarship need-based grant, (2) returns with
7048 sufficient credits to complete such student's associate degree in two
7049 years or bachelor degree in four years, and (3) exceeds the minimum
7050 satisfactory academic performance standards as determined by the
7051 Office of Higher Education. Such student shall be eligible beginning in
7052 the second year of such student's need-based grant. The pool shall be
7053 distributed to participating institutions of higher education based on
7054 eligibility as determined by the Office of Higher Education.

7055 (i) In administering the Governor's Scholarship program, the Office
7056 of Higher Education shall develop and utilize fiscal procedures
7057 designed to ensure accountability of the public funds expended. Such
7058 procedures shall include provisions for compliance audits that shall be
7059 conducted by the Office of Higher Education on any institution of
7060 higher education that participates in the program. Commencing with

7061 the fiscal year ending June 30, 2015, and biennially thereafter, each
7062 such institution of higher education shall submit the results of an audit
7063 done by an independent certified public accountant for each year of
7064 participation in the program. Any institution of higher education
7065 determined by the Office of Higher Education not to be in substantial
7066 compliance with the provisions of the Governor's Scholarship program
7067 shall be ineligible to receive funds under the program for the fiscal
7068 year following the fiscal year in which the institution of higher
7069 education was determined not to be in substantial compliance.
7070 Funding shall be restored when the Office of Higher Education
7071 determines that the institution of higher education has returned to
7072 substantial compliance.

7073 Sec. 183. Subsection (a) of section 10-21c of the general statutes is
7074 repealed and the following is substituted in lieu thereof (*Effective July*
7075 *1, 2013*):

7076 (a) Any local or regional board of education that has a demonstrated
7077 shortage of certified teachers in those fields designated by the State
7078 Board of Education **[**pursuant to the provisions of section 10a-163**]** or
7079 that elects to expand the academic offerings to students in the areas
7080 identified by the Labor Commissioner and the Office of Workforce
7081 Competitiveness pursuant to the provisions of section 4-124w may
7082 solicit and accept qualified private sector specialists, not necessarily
7083 certified to teach, whose services to teach in shortage areas have been
7084 donated by business firms, as defined in section 12-631. Private sector
7085 specialists who donate their services may be permitted to offer
7086 instruction in existing or specially designed curricula, provided no
7087 private sector specialist shall be permitted to work more than one-half
7088 of the maximum classroom hours of a full-time certified teacher, and
7089 provided further no private sector specialist teaching in an area
7090 identified by the Labor Commissioner and the Office of Workforce
7091 Competitiveness pursuant to section 4-124w shall have sole
7092 responsibility for a classroom. No certified teacher may be terminated,
7093 transferred or reassigned due to the utilization of any private sector

7094 specialist. Local or regional boards of education shall annually review
7095 the need for private sector specialists and shall not renew or place a
7096 private sector specialist if certified teachers are available.

7097 Sec. 184. Subsection (a) of section 10a-6 of the general statutes is
7098 repealed and the following is substituted in lieu thereof (*Effective July*
7099 *1, 2013*):

7100 (a) The Board of Regents for Higher Education shall: (1) Establish
7101 state-wide policy and guidelines for Connecticut's system of public
7102 higher education; (2) develop a master plan for higher education and
7103 postsecondary education, consistent with the goals in subsection (b) of
7104 this section; (3) establish state-wide tuition and student fee policies;
7105 **[**(4) establish state-wide student financial aid policies; (5)**]** (4) monitor
7106 and evaluate institutional effectiveness and viability in accordance
7107 with criteria established by the board; **[**(6)**]** (5) merge or close
7108 institutions within the Connecticut State University System, the
7109 regional community-technical college system and the Board for State
7110 Academic Awards in accordance with criteria established by the
7111 board, provided (A) such recommended merger or closing shall
7112 require a two-thirds vote of the board and (B) notice of such
7113 recommended merger or closing shall be sent to the committee having
7114 cognizance over matters relating to education and to the General
7115 Assembly; **[**(7)**]** (6) review and approve mission statements for the
7116 Connecticut State University System, the regional community-
7117 technical college system and the Board for State Academic Awards and
7118 role and scope statements for the individual institutions and campuses
7119 of such constituent units; **[**(8)**]** (7) review and approve any
7120 recommendations for the establishment of new academic programs
7121 submitted to the board by the constituent unit boards of trustees, and,
7122 in consultation with the affected constituent units, provide for the
7123 initiation, consolidation or termination of academic programs. The
7124 Board of Regents for Higher Education shall notify the board of
7125 trustees affected by the proposed termination of an academic program.
7126 Within ninety days of receipt of such notice, said trustees shall accept

7127 or reject the termination proposal and shall notify the Board of Regents
7128 for Higher Education of its action. If the termination proposal is
7129 rejected by the trustees, the Board of Regents for Higher Education
7130 may override the rejection by a two-thirds vote; **[**(9)**]** (8) develop
7131 criteria to ensure acceptable quality in programs and institutions and
7132 enforce standards through licensing and accreditation; **[**(10)**]** (9)
7133 prepare and present to the Governor and General Assembly, in
7134 accordance with section 10a-8, consolidated operating and capital
7135 expenditure budgets for public higher education developed in
7136 accordance with the provisions of said section 10a-8; **[**(11)**]** (10) review
7137 and make recommendations on plans received from the constituent
7138 unit boards of trustees for the continuing development and maximum
7139 utilization of the state's public higher education resources; **[**(12)**]** (11)
7140 appoint advisory committees to assist in defining and suggesting
7141 solutions for the problems and needs of higher education; **[**(13)**]** (12)
7142 establish an advisory council for higher education with representatives
7143 from public and private institutions to study methods and proposals
7144 for coordinating efforts of all such institutions in providing a
7145 stimulating and enriched educational environment for the citizens of
7146 the state, including measures to improve educational opportunities
7147 through alternative and nontraditional approaches such as external
7148 degrees and credit by examination; **[**(14)**]** (13) coordinate programs and
7149 services throughout public higher education and between public and
7150 independent institutions, including procedures to evaluate the impact
7151 on independent institutions of higher education of proposals affecting
7152 public institutions of higher education; **[**(15)**]** (14) make or enter into
7153 contracts, leases or other agreements in connection with its
7154 responsibilities under this part, provided all acquisitions of real estate
7155 by lease or otherwise shall be subject to the provisions of section 4b-23;
7156 **[**(16)**]** (15) be responsible for the care and maintenance of permanent
7157 records of institutions of higher education dissolved after September 1,
7158 1969; **[**(17)**]** (16) prepare and present to the Governor and General
7159 Assembly legislative proposals affecting public higher education,
7160 including proposals which utilize programs and facilities of

independent institutions of higher education; [(18)] (17) develop and maintain a central higher education information system and establish definitions and data requirements for the state system of higher education; and [(19)] (18) undertake such studies and other activities as will best serve the higher educational interests of the state.

Sec. 185. Section 10a-87 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

The Board of Trustees of the Connecticut State University System shall maintain: Western Connecticut State University, Southern Connecticut State University, Eastern Connecticut State University and Central Connecticut State University. The board of trustees shall offer curricula which shall prepare persons who have successfully completed the same to teach in the schools of the state at any of said institutions as the board shall deem appropriate and, in addition, programs of study in academic and career fields, provided the board of trustees shall submit to the Board of Regents for Higher Education for review and approval recommendations for program terminations at any of said institutions in accordance with the provisions of subdivision [(8)] (7) of subsection (a) of section 10a-6, as amended by this act. The board of trustees shall establish policies which protect academic freedom and the content of course and degree programs, provided such policies shall be consistent with state-wide policy and guidelines established by the Board of Regents for Higher Education. Each of said institutions shall confer such degrees in education and in academic and career fields as are appropriate to the curricula of said institution and as are usually conferred by the institutions; honorary degrees may be conferred by said institutions upon approval of each honorary degree recipient by the Board of Trustees of the Connecticut State University System.

Sec. 186. Subsection (a) of section 10a-55i of the general statutes, as amended by substitute house bill 5423 of the current session, as amended by house amendment schedule A, is repealed and the

following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) There is established a Higher Education Consolidation Committee which shall be convened by the chairpersons of the joint standing committee of the General Assembly having cognizance of matters relating to higher education or such chairpersons' designee, who shall be a member of such joint standing committee. The membership of the Higher Education Consolidation Committee shall consist of the higher education subcommittee on appropriations and the chairpersons, vice chairpersons and ranking members of the joint standing committees of the General Assembly having cognizance of matters relating to higher education and appropriations. The Higher Education Consolidation Committee shall establish a meeting and public hearing schedule for purposes of receiving updates from (1) the Board of Regents for Higher Education on **[**(1)**]** the progress of the consolidation of the state system of higher education pursuant to section 4-9c, subsection (a) of section 4d-90, subsection (g) of section 5-160, section 5-199d, subsection (a) of section 7-323k, subsection (a) of section 7-608, subsection (a) of section 10-9, section 10-155d, subdivision (14) of section 10-183b, sections 10a-1a to 10a-1d, inclusive, 10a-3 and 10a-3a, subsection (a) of section 10a-6a, sections 10a-6b, 10a-8, 10a-10a to 10a-11a, inclusive, 10a-17d and 10a-22a, subsections (f) and (h) of section 10a-22b, subsections (c) and (d) of section 10a-22d, sections 10a-22h and 10a-22k, subsection (a) of section 10a-22n, sections 10a-22r, 10a-22s, 10a-22u, 10a-22v, 10a-22x and 10a-34 to 10a-35a, inclusive, subsection (e) of section 10a-37, sections 10a-38 to 10a-40, inclusive, 10a-42 and 10a-42g, subsection (a) of section 10a-48a, sections 10a-55i, 10a-71 and 10a-72, subsections (c) and (f) of section 10a-77, section 10a-88, subsection (a) of section 10a-89, subsection (c) of section 10a-99 and sections 10a-102, 10a-104, 10a-105, 10a-109e, 10a-143, 10a-163a, 10a-164a, 10a-168a and 10a-170, and (2) the Board of Regents for Higher Education and The University of Connecticut on the program approval process for the constituent units. The Higher Education Consolidation Committee shall convene its first meeting on

7226 or before September 15, 2011, and meet not less than once every two
7227 months.

7228 Sec. 187. Subsection (b) of section 10a-34 of the general statutes, as
7229 amended by substitute house bill 5423 of the current session, as
7230 amended by house amendment schedule A, is repealed and the
7231 following is substituted in lieu thereof (*Effective July 1, 2013*):

7232 (b) The Office of Higher Education shall establish regulations
7233 concerning the requirements for licensure and accreditation, such
7234 regulations to concern administration, finance, faculty, curricula,
7235 library, student admission and graduation, plant and equipment,
7236 records, catalogs, program announcements and any other criteria
7237 pertinent thereto, as well as the periods for which licensure and
7238 accreditation may be granted, and the costs and procedures of
7239 evaluations as provided in subsections (c) and (d) of this section. Said
7240 office may establish an advisory council for accreditation composed of
7241 representatives of public and private institutions of higher learning
7242 and the public at large to advise the office regarding existing or
7243 proposed regulations. For each individual appeal, the executive
7244 director of said office, or the executive director's designee, shall select a
7245 commission that is comprised of four higher education representatives
7246 and five business and industry representatives chosen from a panel of
7247 **[**twenty-five**]** <u>thirty-five</u> members, who shall be appointed as follows:
7248 (1) The Governor shall appoint five members; (2) the speaker of the
7249 House of Representatives shall appoint five members; (3) the president
7250 pro tempore of the Senate shall appoint five members; (4) the majority
7251 leader of the House of Representatives shall appoint five members; (5)
7252 the majority leader of the Senate shall appoint five members; (6) the
7253 minority leader of the House of Representatives shall appoint five
7254 members; and (7) the minority leader of the Senate shall appoint five
7255 members. The executive director of said office, or the executive
7256 director's designee, shall ensure that each commission contains at least
7257 one member appointed by each of the appointing authorities. Each
7258 appointing authority shall select both higher education representatives

7259 and business and industry representatives, but not more than three
7260 from either category of representatives.

7261 Sec. 188. Section 10-5c of the general statutes is repealed and the
7262 following is substituted in lieu thereof (*Effective July 1, 2013*):

7263 (a) The Department of Education [may] shall establish [a board
7264 examination series pilot] an academic advancement program to allow
7265 local and regional boards of education to permit students in grades
7266 [nine to] eleven and twelve [, inclusive,] to substitute (1) achievement
7267 of a passing score on [a] an existing national examination, as
7268 determined by the department, or series of examinations approved by
7269 the State Board of Education, (2) a cumulative grade point average
7270 determined by the State Board of Education, and (3) at least three
7271 letters of recommendation from school professionals, as defined in
7272 section 10-66dd, for the high school graduation requirements pursuant
7273 to section 10-221a. The State Board of Education shall issue [a board
7274 examination] an academic advancement program certificate to any
7275 student who has successfully completed such program. Such [board
7276 examination] academic advancement program certificate shall be
7277 considered in the same manner as a high school diploma for purposes
7278 of determining eligibility of a student for enrollment at a public
7279 institution of higher education in this state.

7280 (b) Notwithstanding the high school graduation requirements
7281 pursuant to section 10-221a, for the school year commencing July 1,
7282 [2011] 2014, and each school year thereafter, a local or regional board
7283 of education shall permit a student to graduate from high school upon
7284 the successful completion of the [board examination series] academic
7285 advancement program described in subsection (a) of this section.

7286 Sec. 189. Subsection (g) of section 10-221a of the general statutes is
7287 repealed and the following is substituted in lieu thereof (*Effective July*
7288 *1, 2013*):

7289 (g) Only courses taken in grades nine [through] to twelve, inclusive,

shall satisfy this graduation requirement, except that a local or regional board of education may grant a student credit (1) toward meeting a specified course requirement upon the successful completion in grade seven or eight of any course, the primary focus of which corresponds directly to the subject matter of a specified course requirement in grades nine to twelve, inclusive; (2) toward meeting the high school graduation requirement upon the successful completion of a world language course (A) in grade six, seven or eight, (B) through on-line coursework, or (C) offered privately through a nonprofit provider, provided such student achieves a passing grade on an examination prescribed, within available appropriations, by the Commissioner of Education and such credits do not exceed four; (3) toward meeting the high school graduation requirement upon achievement of a passing grade on a subject area proficiency examination identified and approved, within available appropriations, by the Commissioner of Education, regardless of the number of hours the student spent in a public school classroom learning such subject matter; (4) toward meeting the high school graduation requirement upon the successful completion of coursework at an institution accredited by the Board of Regents for Higher Education or State Board of Education or regionally accredited. One three-credit semester course, or its equivalent, at such an institution shall equal one-half credit for purposes of this section; (5) toward meeting the high school graduation requirement upon the successful completion of on-line coursework, provided the local or regional board of education has adopted a policy in accordance with this subdivision for the granting of credit for on-line coursework. Such a policy shall ensure, at a minimum, that (A) the workload required by the on-line course is equivalent to that of a similar course taught in a traditional classroom setting, (B) the content is rigorous and aligned with curriculum guidelines approved by the State Board of Education, where appropriate, (C) the course engages students and has interactive components, which may include, but are not limited to, required interactions between students and their teachers, participation in on-

line demonstrations, discussion boards or virtual labs, (D) the program of instruction for such on-line coursework is planned, ongoing and systematic, and (E) the courses are (i) taught by teachers who are certified in the state or another state and have received training on teaching in an on-line environment, or (ii) offered by institutions of higher education that are accredited by the Board of Regents for Higher Education or State Board of Education or regionally accredited; or (6) toward meeting the high school graduation requirement upon the successful completion of the **[**board examination series**]** academic advancement program, pursuant to section 10-5c, as amended by this act.

Sec. 190. Subdivision (28) of section 4e-1 of the general statutes, as amended by substitute senate bill 1096 of the current session, as amended by senate amendment schedule A, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(28) "State contracting agency" means any executive branch agency, board, commission, department, office, institution or council. "State contracting agency" does not include the judicial branch, the legislative branch, the offices of the Secretary of the State, the State Comptroller, the Attorney General, the State Treasurer, with respect to their constitutional functions, any state agency with respect to contracts specific to the constitutional and statutory functions of the office of the State Treasurer. For the purposes of section 4e-16, "state contracting agency" includes any constituent unit of the state system of higher education and for the purposes of section 4e-19, "state contracting agency" includes the State Education Resource Center, established under section 10-4q, as amended by this act; **[**, and any regional educational service centers, as described in section 10-66a;**]**

Sec. 191. Subsections (a) and (b) of section 84 of public act 13-3, as amended by section 15 of public act 13-122, are repealed and the following is substituted in lieu thereof (*Effective from passage*):

7355 (a) For the fiscal years ending June 30, 2013, to June 30, 2015,
7356 inclusive, the Departments of Emergency Services and Public
7357 Protection, Construction Services and Education shall jointly
7358 administer a school security infrastructure competitive grant program
7359 to reimburse towns for certain expenses for schools under the
7360 jurisdiction of the town's school district incurred on or after January 1,
7361 2013, for: (1) The development or improvement of the security
7362 infrastructure of schools, based on the results of school building
7363 security assessments pursuant to subsection **[**(b)**]** (c) of this section,
7364 including, but not limited to, the installation of surveillance cameras,
7365 penetration resistant vestibules, ballistic glass, solid core doors, double
7366 door access, computer-controlled electronic locks, entry door buzzer
7367 systems, scan card systems, panic alarms or other systems; and (2) (A)
7368 the training of school personnel in the operation and maintenance of
7369 the security infrastructure of school buildings, or (B) the purchase of
7370 portable entrance security devices, including, but not limited to, metal
7371 detector wands and screening machines and related training.

7372 (b) On and after the effective date of this section, each local and
7373 regional board of education may, on behalf of its town or its member
7374 towns, apply, at such time and in such manner as the Commissioner of
7375 Emergency Services and Public Protection prescribes, to the
7376 Department of Emergency Services and Public Protection for a grant
7377 for certain expenses for schools under the jurisdiction of such board of
7378 education incurred on and after January 1, 2013, for the purposes
7379 described in subsection (a) of this section. Prior to the date that the
7380 School Safety Infrastructure Council makes its initial submission of the
7381 school safety infrastructure standards, pursuant to subsection (c) of
7382 section 80 of **[**this act**]** public act 13-3, the Commissioner of Emergency
7383 Services and Public Protection, in consultation with the Commissioners
7384 of Construction Services and Education, shall determine which
7385 expenses are eligible for reimbursement under the program. On and
7386 after the date that the School Safety Infrastructure Council submits the
7387 school safety infrastructure standards, the decision to approve or deny

7388 an application and the determination of which expenses are eligible for
7389 reimbursement under the program shall be in accordance with the
7390 most recent submission of the school safety infrastructure standards,
7391 pursuant to subsection (c) of section 80 of **[**this act**]** public act 13-3.

7392 Sec. 192. (NEW) (*Effective July 1, 2013*) (a) For the fiscal year ending
7393 June 30, 2014, and each fiscal year thereafter, each local and regional
7394 board of education shall annually make available on the Internet web
7395 site of such local or regional board of education the aggregate
7396 spending on salaries, employee benefits, instructional supplies,
7397 educational media supplies, instructional equipment, regular
7398 education tuition, special education tuition, purchased services and all
7399 other expenditure items, excluding debt service, for each school under
7400 the jurisdiction of such local or regional board of education.

7401 (b) For the fiscal year ending June 30, 2014, and each fiscal year
7402 thereafter, each regional educational service center shall annually
7403 make available on the Internet web site of such regional educational
7404 service center the aggregate spending on salaries, employee benefits,
7405 instructional supplies, educational media supplies, instructional
7406 equipment, regular education tuition, special education tuition,
7407 purchased services and all other expenditure items, excluding debt
7408 service, for each school under the jurisdiction of such regional
7409 educational service center.

7410 (c) For the fiscal year ending June 30, 2014, and each fiscal year
7411 thereafter, the governing authority for each state charter school shall
7412 annually make available on the Internet web site of such governing
7413 authority the aggregate spending on salaries, employee benefits,
7414 instructional supplies, educational media supplies, instructional
7415 equipment, regular education tuition, special education tuition,
7416 purchased services and all other expenditure items, excluding debt
7417 service, for each state charter school under the jurisdiction of such
7418 governing authority.

7419 Sec. 193. (NEW) (*Effective July 1, 2013*) Any school-based health
7420 center may (1) extend its hours of operation, (2) provide services to
7421 students who do not reside in the school district that such school-based
7422 health center is located, (3) provide behavioral health services, (4)
7423 expand the health care services provided by such school-based health
7424 center, (5) conduct community outreach relating to services provided
7425 by such school-based health center, and (6) receive reimbursement for
7426 services from private insurance. Any services provided by a school-
7427 based health center under this section shall be provided in accordance
7428 with the terms of any license issued by the Department of Public
7429 Health to such school-based health center.

7430 Sec. 194. (*Effective July 1, 2013*) The amounts appropriated in section
7431 1 of this act to the Department of Education, for Neighborhood Youth
7432 Centers, for the fiscal years ending June 30, 2014, and June 30, 2015,
7433 shall be made available in each of said fiscal years for grants to the
7434 following: $70,586 to Boys and Girls Clubs of Southeastern
7435 Connecticut; $94,115 to Boys and Girls Clubs of Bridgeport; $70,000 to
7436 Bridgeport Housing Authority; $80,468 to Catholic Family Services;
7437 $804,685 to Connecticut Alliance of Boys and Girls Clubs; $71,057 to
7438 Central Connecticut Coast YMCA; $20,117 to Rivera Memorial
7439 Foundation Incorporated; $20,117 to Saint Margaret Willow Plaza; and
7440 $40,234 to Valley Shore YMCA Incorporated.

7441 Sec. 195. Section 4b-1b of the general statutes is repealed and the
7442 following is substituted in lieu thereof *(Effective July 1, 2013)*:

7443 **[**(a) There is established a Department of Construction Services. The
7444 department head shall be the Commissioner of Construction Services,
7445 who shall be appointed by the Governor, in accordance with the
7446 provisions of sections 4-5 to 4-8, inclusive, with the powers and duties
7447 prescribed in sections 4-5 to 4-8, inclusive.**]**

7448 **[**(b)**]** (a) The Department of Construction Services shall constitute a
7449 successor department to the Department of Public Works in

accordance with the provisions of sections 4-38d, 4-38e and 4-39 with respect to those duties and functions of the Department of Public Works concerning construction and construction management pursuant to any provision of the general statutes.

[(c)**]** (b) The Department of Construction Services shall constitute a successor department to the Department of Public Safety with respect to the Division of Fire, Emergency and Building Services within the Department of Public Safety, except the portion of said division concerning emergency services, in accordance with the provisions of sections 4-38d, 4-38e and 4-39.

[(d)**]** (c) The Department of Construction Services shall constitute a successor department to the Department of Education in accordance with the provisions of sections 4-38d, 4-38e and 4-39 with respect to the issuance of school construction grants in accordance with chapter 173. On and after July 1, 2011, any regulation of the State Board of Education adopted pursuant to chapter 173 shall continue in force and effect until the Commissioner of Education, in consultation with the Commissioner of Construction Services, determines which regulations need to be transferred to the Department of Construction Services in accordance with chapter 54 and either the Department of Construction Services or the State Board of Education amends such regulations to effect such transfer. Where any order or regulation of said departments conflict, the Commissioner of Construction Services or the Commissioner of Education may implement policies or procedures consistent with the provisions of chapter 173 while in the process of adopting such policies or procedures in regulation form, provided notice of intent to adopt such regulations is printed in the Connecticut Law Journal not later than twenty days after implementation. Any such policies or procedures shall be valid until the time final regulations are adopted.

[(e) Where any order or regulation of the Department of Public Works concerning construction or construction management or the

7482 Department of Public Safety, pursuant to chapter 541, conflict, the
7483 Commissioner of Construction Services may implement policies and
7484 procedures consistent with the provisions of this act while in the
7485 process of adopting the policies or procedures in regulation form,
7486 provided notice of intention to adopt regulations is printed in the
7487 Connecticut Law Journal not later than twenty days after
7488 implementation. Any such policies or procedures shall be valid until
7489 the time final regulations are effective.

7490 (f) The commissioner may, within available appropriations, employ
7491 any other personnel that may be necessary in the performance of the
7492 department's functions.

7493 (g) The commissioner may enter into contracts for the furnishing by
7494 any person or agency, public or private, of services necessary for the
7495 proper execution of the duties of the department. Any such contract
7496 that has a cost of three thousand dollars or more shall be subject to the
7497 approval of the Attorney General.

7498 (h) The commissioner may perform any other acts that may be
7499 necessary and appropriate to carry out the functions of the department
7500 as set forth in this section.**]**

7501 <u>(d) All powers and duties transferred to the Department of</u>
7502 <u>Construction Services by this section are transferred to the Department</u>
7503 <u>of Administrative Services, in accordance with the provisions of</u>
7504 <u>section 4-38d, 4-38e and 4-39.</u>

7505 Sec. 196. Section 4a-1 of the general statutes is repealed and the
7506 following is substituted in lieu thereof *(Effective July 1, 2013)*:

7507 (a) There shall be a Department of Administrative Services. The
7508 department head shall be the Commissioner of Administrative
7509 Services, who shall be appointed by the Governor in accordance with
7510 the provisions of sections 4-5, 4-6, 4-7 and 4-8, <u>as amended by this act,</u>
7511 with the powers and the duties therein prescribed.

7512 (b) The Department of Administrative Services shall constitute a
7513 successor department to the Department of Public Works, except those
7514 duties relating to construction and construction management, in
7515 accordance with the provisions of sections 4-38d, 4-38e and 4-39.
7516 Where any order or regulation of said departments conflict, the
7517 Commissioner of Administrative Services may implement policies or
7518 procedures consistent with the provisions of this title and title 4b while
7519 in the process of adopting such policies or procedures in regulation
7520 form, provided notice of intent to adopt such regulations is printed in
7521 the Connecticut Law Journal not later than twenty days after
7522 implementation. Any such policies or procedures shall be valid until
7523 the time final regulations are adopted.

7524 (c) The Department of Administrative Services shall constitute a
7525 successor department to the Department of Information Technology in
7526 accordance with the provisions of sections 4-38d, 4-38e and 4-39.
7527 Where any order or regulation of said departments conflict, the
7528 Commissioner of Administrative Services may implement policies or
7529 procedures consistent with the provisions of title 4d while in the
7530 process of adopting such policies or procedures in regulation form,
7531 provided notice of intent to adopt such regulations is printed in the
7532 Connecticut Law Journal not later than twenty days after
7533 implementation. Any such policies or procedures shall be valid until
7534 the time final regulations are adopted.

7535 (d) The Department of Administrative Services shall constitute a
7536 successor department to the Department of Construction Services in
7537 accordance with the provisions of sections 4-38d, 4-38e, 4-39 and 4b-1b,
7538 as amended by this act. Where any order or regulation of said
7539 departments conflict, the Commissioner of Administrative Services
7540 may implement policies or procedures consistent with the provisions
7541 of title 4b while in the process of adopting such policies or procedures
7542 in regulation form, provided notice of intent to adopt such regulations
7543 is printed in the Connecticut Law Journal not later than twenty days
7544 after implementation. Any such policies or procedures shall be valid

7545 until the time final regulations are adopted.

7546 Sec. 197. Section 4a-2 of the general statutes is repealed and the
7547 following is substituted in lieu thereof *(Effective July 1, 2013)*:

7548 (a) The Commissioner of Administrative Services shall have the
7549 following general duties and responsibilities:

7550 (1) The establishment of personnel policy and responsibility for the
7551 personnel administration of state employees;

7552 (2) The purchase and provision of supplies, materials, equipment
7553 and contractual services, as defined in section 4a-50;

7554 (3) The publishing, printing or purchasing of laws, stationery, forms
7555 and reports;

7556 (4) The collection of sums due the state for public assistance;

7557 (5) The purchase and contracting for information systems and
7558 telecommunication system facilities, equipment and services for state
7559 agencies, in accordance with chapter 61;

7560 (6) The purchase, sale, lease, sublease and acquisition of property
7561 and space to house state agencies and the construction, maintenance
7562 and development of such property, in accordance with chapters 59 and
7563 60;

7564 (7) Subject to the provisions of section 4b-21, the sale or exchange of
7565 any land or interest in land belonging to the state;

7566 (8) The supervision of the care and control of building and grounds
7567 owned or leased by the state in Hartford, except (A) the buildings and
7568 grounds of the State Capitol and the Legislative Office Building and
7569 parking garage and related structures and facilities and grounds, as
7570 provided in section 2-71h, (B) any property of the Connecticut
7571 Marketing Authority, and (C) property under the supervision of the

7572 Office of the Chief Court Administrator as provided in section 4b-11;
7573 and

7574 (9) The establishing and maintaining of security standards for all
7575 facilities housing the offices and equipment of the state except (A)
7576 Department of Transportation mass transit, marine and aviation
7577 facilities, (B) the State Capitol and Legislative Office Building and
7578 related facilities, (C) facilities under the care and control of The
7579 University of Connecticut or other constituent units of the state system
7580 of higher education, (D) Judicial Department facilities, (E) Department
7581 of Emergency Services and Public Protection facilities, (F) Military
7582 Department facilities, (G) Department of Correction facilities, (H)
7583 Department of Children and Families client-occupied facilities, (I)
7584 facilities occupied by the Governor, Lieutenant Governor, Attorney
7585 General, Comptroller, Secretary of the State and Treasurer, and (J)
7586 facilities occupied by the Board of Pardons and Paroles. As used in this
7587 subdivision, "security" has the same meaning as provided in section
7588 4b-30.

7589 (b) Notwithstanding any other provision of the general statutes, the
7590 commissioner may supervise the care and control of (1) any state-
7591 owned or leased office building, and related buildings and grounds,
7592 outside the city of Hartford, used as district offices, except any state-
7593 owned or leased office building, and such buildings and grounds, used
7594 by the Judicial Department or The University of Connecticut, and (2)
7595 any other state-owned or leased property, other than property of The
7596 University of Connecticut, on a temporary or permanent basis, if the
7597 commissioner, the Secretary of the Office of Policy and Management
7598 and the executive head of the department or agency supervising the
7599 care and control of such property agree, in writing, to such
7600 supervision.

7601 (c) Subject to the provisions of chapter 67, the Commissioner of
7602 Administrative Services may appoint such employees as are necessary
7603 for carrying out the duties prescribed to said commissioner by the

7604 general statutes.

7605 Sec. 198. Section 4-5 of the general statutes is repealed and the
7606 following is substituted in lieu thereof *(Effective July 1, 2013)*:

7607 As used in sections 4-6, 4-7 and 4-8, the term "department head"
7608 means Secretary of the Office of Policy and Management,
7609 Commissioner of Administrative Services, Commissioner of Revenue
7610 Services, Banking Commissioner, Commissioner of Children and
7611 Families, **[**Commissioner of Construction Services,**]** Commissioner of
7612 Consumer Protection, Commissioner of Correction, Commissioner of
7613 Economic and Community Development, State Board of Education,
7614 Commissioner of Emergency Services and Public Protection,
7615 Commissioner of Energy and Environmental Protection,
7616 Commissioner of Agriculture, Commissioner of Public Health,
7617 Insurance Commissioner, Labor Commissioner, Liquor Control
7618 Commission, Commissioner of Mental Health and Addiction Services,
7619 Commissioner of Social Services, Commissioner of Developmental
7620 Services, Commissioner of Motor Vehicles, Commissioner of
7621 Transportation, Commissioner of Veterans' Affairs, Commissioner of
7622 Housing, Commissioner of Rehabilitation Services and the executive
7623 director of the Office of Military Affairs. As used in sections 4-6 and 4-
7624 7, "department head" also means the Commissioner of Education and
7625 the president of the Board of Regents for Higher Education.

7626 Sec. 199. Section 4-38c of the general statutes is repealed and the
7627 following is substituted in lieu thereof *(Effective July 1, 2013)*:

7628 There shall be within the executive branch of state government the
7629 following departments: Office of Policy and Management, Department
7630 of Administrative Services, Department of Revenue Services,
7631 Department of Banking, Department of Agriculture, Department of
7632 Children and Families, Department of Consumer Protection,
7633 Department of Correction, Department of Economic and Community
7634 Development, State Board of Education, Department of Emergency

Services and Public Protection, Department of Energy and Environmental Protection, Department of Public Health, Board of Regents for Higher Education, Insurance Department, Labor Department, Department of Mental Health and Addiction Services, Department of Developmental Services, Department of Social Services, Department of Transportation, Department of Motor Vehicles **[**,**]** and Department of Veterans' Affairs. **[**and Department of Construction Services.**]**

Sec. 200. Section 4a-1a of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(a) (1) Wherever the term "Commissioner of Public Works" or "Public Works Commissioner" is used in the following sections of the general statutes, the term "Commissioner of Administrative Services" shall be substituted in lieu thereof; and (2) wherever the term "Department of Public Works" is used in the following sections of the general statutes, the term "Department of Administrative Services" shall be substituted in lieu thereof: 1-205, 1-210, 2-71h, 3-10, 3-14b, 4-87, 4b-2, 4b-4, 4b-12, 4b-13, 4b-17, 4b-21, 4b-24a, 4b-25, 4b-27, 4b-29, 4b-30, 4b-30a, 4b-33, 4b-34, 4b-35, 4b-46, 4b-65, 4b-67, 4b-68, 4b-69, 4b-71, 4b-72, 4b-73, 4b-74, 4b-130, 4b-132, 8-37y, 10a-89, 10a-150, 13a-80i, 13b-42, 13b-55, 16a-38h, 17b-655, 18-31b, 20-68, 20-311b, 20-503, 22a-324, 31-250, 32-6, 32-228, 45a-80, 46a-29, 51-27a, 51-27c, 51-27d, 51-51k and 51-279.

(b) (1) Wherever the term "Commissioner of Construction Services" is used in the following sections of the general statutes, the term "Commissioner of Administrative Services" shall be substituted in lieu thereof; and (2) wherever the term "Department of Construction Services" is used in the following sections of the general statutes, the term "Department of Administrative Services" shall be substituted in lieu thereof: 3-20, 3-21d, 4-61, 4-89, 4b-1, 4b-1a, 4b-16, 4b-22a, 4b-24b, 4b-51, 4b-51a, 4b-53, 4b-54, 4b-55, 4b-55a, 4b-56, 4b-60, 4b-63, 4b-70, 4b-91, 4b-100, 4b-100a, 4b-102, 4b-103, 4b-133, 4b-134, 5-198, 7-323p, 10-

220, 10-282, 10-283, 10-283b, 10-284, 10-285d, 10-285e, 10-285g, 10-286, 10-286d, 10-286e, 10-286g, 10-286h, 10-287, 10-287c, 10-287d, 10-287i, 10-289h, 10-290a, 10-290b, 10-290e, 10-290f, 10-291, 10-291a, 10-292q, 10a-90, 10a-91, 10a-91c, 10a-91d, 10a-109ff, 13b-20n, 15-120qq, 16a-37v, 16a-38, 16a-38a, 16a-38b, 16a-38d, 16a-38i, 16a-38j, 16a-38k, 16a-38*l*, 16a-39, 17a-27, 17a-27d, 17a-154, 17a-451b, 17b-739, 20-330, 21a-86f, 22-64, 22a-6, 22a-12, 22a-439a, 22a-459, 26-3, 27-45, 27-131, 29-109, 29-117, 29-127, 29-191, 29-192, 29-199, 29-200, 29-204, 29-221, 29-221 as amended by section 2 of public act 12-199, 29-222, 29-224b, 29-234, 29-235, 29-236, 29-237, 29-238, 29-239, 29-240, 29-244, 29-250, 29-251, 29-251a, 29-251b, 29-251c, 29-252, 29-252a, 29-254b, 29-256, 29-256a, 29-256b, 29-258, 29-261, 29-262, 29-262a, 29-263, 29-269a, 29-291, 29-298a, 29-313, 29-315, 29-315c, 29-317, 29-317, as amended by section 7 of public act 09-177, sections 1 and 6 of public act 10-54, section 90 of public act 11-51 and sections 3 and 4 of public act 12-60, 29-319, 29-320, 29-320, as amended by section 8 of public act 09-177, sections 2 and 6 of public act 10-54, section 90 of public act 11-51 and sections 3 and 4 of public act 12-60, 29-321, 29-325, 29-331, 29-331, as amended by section 14 of public act 09-177, section 6 of public act 10-54, section 90 of public act 11-51 and sections 3 and 4 of public act 12-60, 29-333, 29-337, 29-337, as amended by section 15 of public act 09-177, section 6 of public act 10-54, section 90 of public act 11-51 and sections 3 and 4 of public act 12-60, 29-338, 29-344, 29-345, 29-346, 29-349, 29-355, 29-359, 29-367, 29-367, as amended by section 18 of public act 09-177, sections 4 and 6 of public act 10-54, section 90 of public act 11-51 and sections 3 and 4 of public act 12-60, 29-401, 29-402, 29-403, 31-57, 32-612, 32-613, 32-655a, 32-656 and 49-41b.

(c) Wherever the term "Department of Construction Services" is used or referred to in any public or special act of 2013, or in any section of the general statutes which is amended in 2013, "Department of Administrative Services" shall be substituted in lieu thereof.

(d) Wherever the term "Commissioner of Construction Services" is used or referred to in any public or special act of 2013, or in any section

of the general statutes which is amended in 2013, "Commissioner of Administrative Services" shall be substituted in lieu thereof.

[(b)] (e) The Legislative Commissioners' Office shall, in codifying the provisions of this section, make such technical, grammatical and punctuation changes as are necessary to carry out the purposes of this section.

Sec. 201. Subsection (a) of section 4-256 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(a) On and after October 27, 2011, and prior to January 1, 2015, the Governor shall approve not more than five projects to be implemented as public-private partnership projects. The Governor shall not approve any such project unless the Governor finds that the project will result in job creation and economic growth. Any agency seeking to establish a public-private partnership shall, after consultation with the Commissioners of Economic and Community Development, [Construction Services] Administrative Services and Transportation, the State Treasurer and the Secretary of the Office of Policy and Management, submit one or more projects to the Governor for approval.

Sec. 202. Subsection (a) of section 4a-57d of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(a) On or before January 1, 2012, the Commissioner of Administrative Services, in consultation with the Labor Commissioner, the president of The University of Connecticut and the [Commissioners of Construction Services and] Commissioner of Transportation, or their designees, shall submit a report, in accordance with the provisions of section 11-4a, to the Governor and the joint standing committee of the General Assembly having cognizance of matters relating to labor. Such report shall include (1) an analysis of

7731 any law or economic factor that results in a resident bidder being at a
7732 disadvantage to a nonresident bidder in submitting the lowest
7733 responsible qualified bid, (2) the reason any enacted law designed to
7734 give preference to state citizens for employment on public works
7735 projects is not being enforced, and (3) recommendations for
7736 administrative or legislative action, within the confines of clause 3 of
7737 section 8 of article 1 of the United States Constitution, to increase the
7738 number of state contracts awarded to resident bidders through an in-
7739 state contract preference or otherwise.

7740 Sec. 203. Subsection (b) of section 4a-62 of the general statutes is
7741 repealed and the following is substituted in lieu thereof *(Effective July*
7742 *1, 2013)*:

7743 (b) The committee may request any agency of the state authorized to
7744 award public works contracts or to enter into purchase of goods or
7745 services contracts to submit such information on compliance with
7746 sections 4a-60 and 4a-60g and at such times as the committee may
7747 require. The committee shall consult with the Departments of
7748 Administrative Services, **[**Construction Services,**]** Transportation and
7749 Economic and Community Development and the Commission on
7750 Human Rights and Opportunities concerning compliance with the
7751 state programs for minority business enterprises. The committee shall
7752 report annually on or before February first to the Joint Committee on
7753 Legislative Management on the results of its ongoing study and
7754 include its recommendations, if any, for legislation.

7755 Sec. 204. Subsections (k) and (l) of section 4a-100 of the general
7756 statutes are repealed and the following is substituted in lieu thereof
7757 *(Effective July 1, 2013)*:

7758 (k) (1) Any substantial evidence of fraud in obtaining or
7759 maintaining prequalification or any materially false statement in the
7760 application, update statement or update bid statement may, in the
7761 discretion of the awarding authority, result in termination of any

contract awarded the contractor by the awarding authority. The awarding authority shall provide written notice to the commissioner of such false statement not later than thirty days after discovering such false statement. The commissioner shall provide written notice of such false statement to the **[**Commissioner of Construction Services,**]** the Commissioner of Consumer Protection and the president of The University of Connecticut not later than thirty days after discovering such false statement or receiving such notice.

(2) The commissioner shall deny or revoke the prequalification of any contractor or substantial subcontractor if the commissioner finds that the contractor or substantial subcontractor, or a principal or key personnel of such contractor or substantial contractor, within the past five years (A) has included any materially false statement in a prequalification application, update statement or update bid statement, (B) has been convicted of, entered a plea of guilty or nolo contendere for, or admitted to, a crime related to the procurement or performance of any public or private construction contract, or (C) has otherwise engaged in fraud in obtaining or maintaining prequalification. Any revocation made pursuant to this subsection shall be made only after an opportunity for a hearing. Any contractor or substantial subcontractor whose prequalification has been revoked pursuant to this subsection shall be disqualified for a period of two years after which the contractor or substantial subcontractor may reapply for prequalification, except that a contractor or substantial subcontractor whose prequalification has been revoked on the basis of conviction of a crime or engaging in fraud shall be disqualified for a period of five years after which the contractor or substantial subcontractor may reapply for prequalification. The commissioner shall not prequalify a contractor or substantial subcontractor whose prequalification has been revoked pursuant to this subdivision until the expiration of said two-year, five-year, or other applicable disqualification period and the commissioner is satisfied that the matters that gave rise to the revocation have been eliminated or

remedied.

(l) The commissioner shall provide written notice of any revocation, disqualification, reduction in classification or capacity rating or reinstated prequalification to **[**the Commissioner of Construction Services,**]** the Commissioner of Consumer Protection and the president of The University of Connecticut not later than thirty days after any final determination.

Sec. 205. Subsection (d) of section 4b-3 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(d) Notwithstanding any other statute or special act to the contrary, the Commissioner of Administrative Services shall be the sole person authorized to represent the state in its dealings with third parties for the construction, development, acquisition or leasing of real estate for housing the offices or equipment of all agencies of the state or for the state-owned public buildings or realty, **[**and the Commissioner of Construction Services shall be the sole person authorized to represent the state in its dealings with third parties for the construction or development of real estate or state-owned public buildings or realty,**]** as provided for in sections 2-90, 4b-1 to 4b-5, inclusive, 4b-21, 4b-23, as amended by this act, 4b-24, as amended by this act, 4b-26, 4b-27, 4b-30 and 4b-32, subsection (c) of section 4b-66 and sections 4b-67 to 4b-69, inclusive, 4b-71, 4b-72, 10-95, 10a-72, as amended by this act, 10a-89, 10a-90, 10a-114, 10a-130, 10a-144, 17b-655, 22-64, 22a-324, 26-3, 27-45, 32-1c, 32-39, 48-9, 51-27d and 51-27f, except that (1) the Joint Committee on Legislative Management may represent the state in the planning and construction of the Legislative Office Building and related facilities, in Hartford; (2) the Chief Court Administrator may represent the state in providing for (A) space for the Court Support Services Division as part of a new or existing contract for an alternative incarceration program pursuant to section 54-103b or a program developed pursuant to section 46b-121i, 46b-121j, 46b-121k or 46b-121*l*,

7827 or (B) other real estate needs of the Judicial Branch when delegated
7828 authority to do so by the Commissioner of Administrative Services; (3)
7829 the board of trustees of a constituent unit of the state system of higher
7830 education may represent the state in the leasing of real estate for
7831 housing the offices or equipment of such constituent unit, provided no
7832 lease payments for such realty are made with funds generated from
7833 the general revenues of the state; (4) the Labor Commissioner may
7834 represent the state in the leasing of premises required for employment
7835 security operations as provided in subsection (c) of section 31-250; (5)
7836 the Commissioner of Developmental Services may represent the state
7837 in the leasing of residential property as part of the program developed
7838 pursuant to subsection (b) of section 17a-218, provided such residential
7839 property does not exceed two thousand five hundred square feet, for
7840 the community placement of persons eligible to receive residential
7841 services from the department; (6) the Commissioner of Mental Health
7842 and Addiction Services may represent the state in the leasing of
7843 residential units as part of a program developed pursuant to section
7844 17a-455a, provided each such residential unit does not exceed two
7845 thousand five hundred square feet; and (7) the Connecticut Marketing
7846 Authority may represent the state in the leasing of land or markets
7847 under the control of the Connecticut Marketing Authority, and, except
7848 for the housing of offices or equipment in connection with the initial
7849 acquisition of an existing state mass transit system or the leasing of
7850 land by the Connecticut Marketing Authority for a term of one year or
7851 more in which cases the actions of the Department of Transportation
7852 and the Connecticut Marketing Authority shall be subject to the review
7853 and approval of the State Properties Review Board. The Commissioner
7854 of Administrative Services **[**shall have the power to**]** <u>may</u> establish and
7855 implement any procedures necessary for the commissioner to assume
7856 the commissioner's responsibilities as said sole bargaining agent for
7857 state realty acquisitions and shall perform the duties necessary to carry
7858 out such procedures. The Commissioner of Administrative Services **[**or
7859 the Commissioner of Construction Services**]** may appoint, within
7860 **[**each**]** <u>the</u> department's budget and subject to the provisions of chapter

67, such personnel deemed necessary by the [applicable] commissioner to carry out the provisions [hereof] of this section, including experts in real estate, construction operations, financing, banking, contracting, architecture and engineering. The Attorney General's office, at the request of the Commissioner of Administrative Services, shall assist the [Commissioner of Administrative Services] commissioner in contract negotiations regarding the purchase, [or] lease or construction of real estate. [, and, at the request of the Commissioner of Construction Services, shall assist said commissioner in contract negotiations regarding the construction of real estate.]

Sec. 206. Section 4b-23 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(a) As used in this section, "facility" means buildings and real property owned or leased by the state. The Secretary of the Office of Policy and Management shall establish guidelines which further define such term. All agencies and departments of the state shall notify the Secretary of the Office of Policy and Management of their facility needs including, but not limited to, the types of such facilities and the municipalities or general location for the facilities. Each agency and department shall continue long-range planning for facility needs, establish a plan for its long-range facility needs and submit such plan and related facility project requests to the Secretary of the Office of Policy and Management, and a copy thereof to the Commissioner of Administrative Services, on or before September first of each even-numbered year. Each such request shall be accompanied by a capital development impact statement, as required by section 4-66b, and a colocation statement, as required by section 4b-31, if the secretary so requires. Each agency and department shall base its long-term planning for facility needs on a program plan. The secretary shall establish a content guide and schedule for such plans. Each agency and department shall prepare its program plan in accordance with such guide and file it with the secretary pursuant to such schedule. Facility plans shall include, but not be limited to: Identification of (1) long-term

7894 and short-term facility needs, (2) opportunities for the substitution of
7895 state-owned space for leased space, (3) facilities proposed for
7896 demolition or abandonment which have potential for other uses, (4)
7897 space modifications or relocations that could result in cost or energy
7898 savings, and (5) facilities known to be brownfields. Each agency or
7899 department program plan and facility plan and its facility project
7900 requests shall cover a period of at least five years. The secretary shall
7901 provide agencies and departments with instructions for preparing
7902 program plans, long-term facility plans and facility project requests
7903 and shall provide appropriate programmatic planning assistance. The
7904 **[**Commissioners**]** Commissioner of Administrative Services **[**and
7905 Construction Services**]** shall assist agencies and departments with
7906 long-term facilities planning and the preparation of cost estimates for
7907 such plans and requests. The Secretary of the Office of Policy and
7908 Management shall review such plans and prepare an integrated state
7909 facility plan which meets the aggregate facility needs of the state. The
7910 secretary shall review the cost effective retrofit measures
7911 recommended to **[**him**]** the secretary by the Commissioner of
7912 **[**Construction**]** Administrative Services under subsection (b) of section
7913 16a-38a, as amended by this act, and include in the plan those
7914 measures which would best attain the energy performance standards
7915 established under subdivision (1) of subsection (b) of section 16a-38, as
7916 amended by this act.

7917 (b) On or before December first of each even-numbered year, the
7918 Commissioner of Administrative Services shall provide the Secretary
7919 of the Office of Policy and Management with a review of the plans and
7920 requests submitted pursuant to subsection (a) of this section for
7921 consistency with realistic cost factors, space requirements, space
7922 standards, implementation schedules, priority needs, objectives of the
7923 Commissioner of Administrative Services in carrying out his or her
7924 responsibilities under section 4b-30 and the need for the maintenance,
7925 improvement and replacement of state facilities.

7926 (c) The Secretary of the Office of Policy and Management shall

7927 present a proposed state facility plan to the Properties Review Board
7928 on or before February fifteenth of each odd-numbered year. Such plan
7929 shall be known as the recommended state facility plan and shall
7930 include all leases and capital projects and a statement of the degree to
7931 which it promotes the colocation goals addressed in subsection (e) of
7932 section 4b-31. The secretary shall establish guidelines defining "capital
7933 projects". The Properties Review Board shall submit its
7934 recommendations to the secretary on or before March first of each odd-
7935 numbered year. The Properties Review Board recommendations shall
7936 address the goals described in subsection (e) of section 4b-31. The
7937 secretary shall present the recommended state facility plan to the
7938 General Assembly on or before March fifteenth of each odd-numbered
7939 year.

7940 (d) Upon the approval by the General Assembly of the operating
7941 and capital budget appropriations, the Secretary of the Office of Policy
7942 and Management shall update and modify the recommended state
7943 facility plan, which shall then be known as the state facility plan. The
7944 state facility plan shall be used as an advisory document for the leasing
7945 of property for use by state agencies and departments and for related
7946 capital projects.

7947 (e) Implementation of the state facility plan shall be the
7948 responsibility of the Commissioner of Administrative Services who
7949 shall conduct a study of each proposed facility in the plan to
7950 determine: (1) The method of choice for satisfying each such facility
7951 need, (2) the geographical areas best suited to such need, (3) the
7952 feasibility and cost of such acquisition using a life-cycle cost analysis as
7953 established by subdivision (2) of subsection (b) of section 16a-38, <u>as</u>
7954 <u>amended by this act,</u> (4) the degree to which the plan promotes the
7955 goals addressed in subsection (e) of section 4b-31, and (5) any other
7956 relevant factors. Said commissioner shall review and approve each
7957 facility plan implementation action and shall submit to the Properties
7958 Review Board a list of each such action approved and the method and
7959 plan by which it shall be accomplished. Said commissioner shall

7960 endeavor to locate human services agencies in the same buildings as
7961 municipal and private agencies that provide human services. The
7962 results of said commissioner's study along with all supportive
7963 materials shall be immediately sent to the Properties Review Board.
7964 The board shall meet to review the decision of the commissioner and
7965 may request the commissioner or any member of [his] the
7966 commissioner's department, and the head of the requesting agency or
7967 any of his or her employees to appear for the purpose of supplying
7968 pertinent information. Said board shall call a meeting [within] not later
7969 than two weeks [of] after the receipt of the commissioner's decision,
7970 and may meet as often as necessary, to review said decision. The
7971 board, [within] not later than ninety days after the receipt of the
7972 decision of the Commissioner of Administrative Services, shall either
7973 accept, reject or request modification of such decision, except that
7974 when more time is required, the board may have a ninety-day
7975 extension of time, provided the board shall advise the Commissioner
7976 of Administrative Services in writing as to the reasons for such
7977 extension of time. If such decision is disapproved by the board, it shall
7978 so inform the commissioner along with its reasons therefor, and the
7979 commissioner shall inform the head of the requesting agency and the
7980 Secretary of the Office of Policy and Management that its request has
7981 been rejected. If such decision is approved by the board it shall inform
7982 the commissioner of such approval and the commissioner shall
7983 immediately communicate his decision to the head or acting head of
7984 such governmental unit and to the Secretary of the Office of Policy and
7985 Management and shall set forth the procedures to be taken to
7986 accomplish the results of such decision. The decision to make public
7987 such decision shall rest solely with the Commissioner of
7988 Administrative Services both as to time and manner of disclosure, but
7989 in no event shall such period exceed one year. The commissioner shall,
7990 when he or she deems it to be in the public interest, authorize the
7991 disclosure of such information; however, in the absence of such
7992 authorization, any unauthorized disclosure shall be subject to the
7993 criminal provisions of section 4b-27. All decisions made by the

7994 commissioner under the provisions of this section shall require review
7995 by the board. Except as otherwise hereinafter provided, the approval
7996 or disapproval of the Properties Review Board shall be binding on the
7997 commissioner and the requesting agency with regard to the acquisition
7998 of any real estate by lease or otherwise, notwithstanding any other
7999 statute or special act to the contrary. A majority vote of the board shall
8000 be required to accept or reject a decision of the commissioner.

8001 (f) **[**Within**]** Not later than forty-five days **[**from**]** after the date of the
8002 board's decision regarding the request of a governmental unit, the
8003 head or acting head of such unit shall notify the Commissioner of
8004 Administrative Services (1) that it accepts **[**his**]** the commissioner's
8005 decision, (2) that it rejects **[**his**]** the commissioner's decision and
8006 withdraws its request, or (3) that it does not approve such decision and
8007 requests that all or part of such decision be modified by the
8008 commissioner. When such modification is requested, the
8009 Commissioner of Administrative Services shall, **[**within**]** not later than
8010 three weeks **[**from**]** after receipt of such request, consider and act upon
8011 such request for modification and submit his or her decision to the
8012 Properties Review Board. If the commissioner and the board fail to
8013 agree to such modification in whole or in part, the governmental unit
8014 may, **[**within**]** not later than ten days **[**from**]** after the date of
8015 notification of such final decision, accept the commissioner's final
8016 decision, reject such decision and withdraw its request, or appeal to
8017 the Governor. Upon such appeal, the Commissioner of Administrative
8018 Services shall submit a report to the Governor stating the board's
8019 conclusions and supporting material therefor and the governmental
8020 agency shall submit a report to the Governor stating its objections to
8021 such decision and its supporting material therefor. The Governor shall,
8022 **[**within**]** not later than thirty days **[**of**]** after the receipt of such reports,
8023 make a decision which shall be binding on the parties involved. In the
8024 absence of any such appeal or withdrawal of request, the decision of
8025 the commissioner and the board shall be final and binding upon the
8026 governmental unit.

8027 (g) After final action is taken approving any request or modification
8028 thereof, condemnation procedures shall continue to be prosecuted in
8029 the same manner as they were on July 1, 1975, by the agency involved,
8030 where such procedures are applicable and authorized by statute.

8031 (h) Approval by the Properties Review Board shall not be required
8032 prior to State Bond Commission authorization of funds (1) for
8033 planning costs and other preliminary expenses for any construction or
8034 acquisition project, or (2) for any construction or acquisition project for
8035 which an architect was selected prior to July 1, 1975.

8036 (i) As used in this subsection, (1) "project" means any state program,
8037 except the downtown Hartford higher education center project, as
8038 defined in subsection (l) of section 4b-55, requiring consultant services
8039 if the cost of such services is estimated to exceed one hundred
8040 thousand dollars or, in the case of a constituent unit of the state system
8041 of higher education, the cost of such services is estimated to exceed
8042 three hundred thousand dollars, or in the case of a building or
8043 premises under the supervision of the Office of the Chief Court
8044 Administrator or property where the Judicial Department is the
8045 primary occupant, the cost of such services is estimated to exceed three
8046 hundred thousand dollars; (2) "consultant" means "consultant" as
8047 defined in section 4b-55; and (3) "consultant services" means
8048 "consultant services" as defined in section 4b-55. Any contracts entered
8049 into by the Commissioner of **[**Construction**]** Administrative Services
8050 with any consultants for employment (A) for any project under the
8051 provisions of this section, (B) in connection with a list established
8052 under subsection (d) of section 4b-51, or (C) by task letter issued by the
8053 Commissioner of **[**Construction**]** Administrative Services to any
8054 consultant on such list pursuant to which the consultant will provide
8055 services valued in excess of one hundred thousand dollars, shall be
8056 subject to the approval of the Properties Review Board prior to the
8057 employment of **[**said**]** such consultant or consultants by the
8058 commissioner. The Properties Review Board shall, **[**within**]** not later
8059 than thirty days after receipt of such selection of or contract with any

consultant, approve or disapprove the selection of or contract with any consultant made by the Commissioner of Construction Services pursuant to sections 4b-1 and 4b-55 to 4b-59, inclusive. If upon the expiration of the thirty-day period a decision has not been made, the Properties Review Board shall be deemed to have approved such selection or contract.

(j) The Properties Review Board shall, **[**within**]** not later than thirty days after receipt, approve or disapprove the proposed acquisition by lease of any residential property by the Commissioner of Developmental Services pursuant to subsection (d) of section 4b-3, as amended by this act. If upon the expiration of such thirty-day period a decision has not been made, the Properties Review Board shall be deemed to have approved such lease.

(k) Any agency or department of state government requiring additional facilities not included in the state facility plan may submit a request to the Secretary of the Office of Policy and Management outlining the justification for its request. The agency or department shall also provide (1) in the case of a request not previously submitted to the secretary pursuant to subsection (a) of this section, the reasons why it was not so submitted, and (2) in the case of a request so submitted, sufficient new information to warrant reconsideration. Such request shall include a statement of the degree to which the proposed state facility plan promotes the goals addressed in subsection (e) of section 4b-31, if the secretary so requires. Such request shall also be accompanied by a capital development impact statement as required under section 4-66b, if the secretary so requires. Subsections (b) to (d), inclusive, of this section shall not apply to the review of such requests. Any such request for additional facilities which are determined by the Secretary of the Office of Policy and Management to be of emergency nature or the lack of which may seriously hinder the efficient operation of the state, may be approved by the Properties Review Board and the Secretary of the Office of Policy and Management and shall be known as an approval made during the interim between state facility plans.

No action may be taken by the state to lease or construct such additional facilities unless the secretary makes such a determination.

(l) The Commissioner of Administrative Services shall monitor the amount of leased space being requested and the costs of all proposed and approved facility project actions and, in the case of space or facility projects for which bond funds were authorized, shall advise the Secretary of the Office of Policy and Management and the Governor when the space to be leased or the forecast costs to complete the project exceed the square footage amount or the cost levels in the approved state facility plan by ten per cent or more. Approval of the Secretary of the Office of Policy and Management, the Properties Review Board, the State Bond Commission and the Governor shall be required to continue the project.

(m) (1) Plans to construct, renovate or modify state-owned or occupied buildings shall provide for a portion of the total planned floor area of newly constructed state buildings or buildings constructed specifically for use by the state to be served by renewable sources of energy, including solar, wind, water and biomass sources, for use in space heating and cooling, domestic hot water and other applications. For the plan due December 1, 1979, the portion to be served by renewable energy sources shall be not less than five per cent of total planned new floor area. For each succeeding state facilities plan submitted after December 1, 1979, the portion of the total planned floor area of any additional newly constructed state buildings or buildings constructed specifically for use by the state to be served by renewable energy sources shall be increased by at least five per cent per year until a goal of fifty per cent of total planned floor area of any additional newly constructed state buildings or buildings constructed specifically for use by the state is reached. For any facility served by renewable energy sources in accordance with this subsection, not less than thirty per cent of the total energy requirements of any specific energy application, including, but not limited to, space heating or cooling and providing domestic hot water, shall be provided by

8126 renewable energy sources. The installation in newly constructed state
8127 buildings or buildings constructed specifically for use by the state of
8128 systems using renewable energy sources in accordance with this
8129 subsection, shall be subject to the life-cycle cost analysis provided for
8130 in section 16a-38. (2) The state shall fulfill the obligations imposed by
8131 subdivision (1) of this subsection unless such action would cause an
8132 undue economic hardship to the state.

8133 (n) The recommended state facility plan shall include policies for:

8134 (1) The encouragement of the acquisition, transfer and utilization of
8135 space in suitable buildings of historic, architectural or cultural
8136 significance, unless use of such space would not prove feasible and
8137 prudent compared with available alternatives;

8138 (2) The encouragement of the location of commercial, cultural,
8139 educational and recreational facilities and activities within public
8140 buildings;

8141 (3) The provision and maintenance of space, facilities and activities
8142 to the extent practicable, which encourage public access to and
8143 stimulate public pedestrian traffic around, into and through public
8144 buildings, permitting cooperative improvements to and uses of the
8145 areas between the building and the street, so that such activities
8146 complement and supplement commercial, cultural, educational and
8147 recreational resources in the neighborhood of public buildings;

8148 (4) The encouragement of the public use of public buildings for
8149 cultural, educational and recreational activities;

8150 (5) The encouragement of the ownership or leasing of modern
8151 buildings to replace obsolete facilities, achieve cost and energy
8152 efficiencies, maximize delivery of services to the public, preserve
8153 existing infrastructure and provide a comfortable and space-efficient
8154 work environment; and

8155 (6) The encouragement of the establishment of child day care
8156 facilities and child development centers including provisions for (A)
8157 full-day and year-round programs for children of working parents, (B)
8158 opportunities for parents to choose among accredited public or private
8159 programs, (C) open enrollment for children in child day care and
8160 school readiness programs, and (D) incentives for the colocation and
8161 service integration of child day care programs and school readiness
8162 programs pursuant to section 4b-31.

8163 (o) The Commissioner of Administrative Services shall adopt
8164 regulations, in consultation with the Secretary of the Office of Policy
8165 and Management and the State Properties Review Board, and in
8166 accordance with the provisions of chapter 54, setting forth the
8167 procedures which the Department of Administrative Services and said
8168 office and board shall follow in carrying out their responsibilities
8169 concerning state leasing of offices, space or other facilities. Such
8170 regulations shall specify, for each step in the leasing process at which
8171 an approval is needed in order to proceed to the next step, what
8172 information shall be required, who shall provide the information and
8173 the criteria for granting the approval. Notwithstanding any other
8174 provision of the general statutes, such regulations shall provide that:
8175 (1) The Commissioner of Administrative Services shall (A) review all
8176 lease requests included in, and scheduled to begin during, the first
8177 year of each approved state-wide facility and capital plan and (B)
8178 provide the Secretary of the Office of Policy and Management with an
8179 estimate of the gross cost and total square footage need for each lease,
8180 (2) the secretary shall approve a gross cost and a total square footage
8181 for each such lease and transmit each decision to the requesting
8182 agency, the commissioner and the State Properties Review Board, (3)
8183 the commissioner shall submit all leases, lease renewals and hold over
8184 agreements to the secretary for approval, and (4) the secretary shall
8185 approve or disapprove any such lease request or agreement not more
8186 than ten working days after the secretary receives the request or
8187 agreement.

Sec. 207. Subdivision (4) of section 4b-24 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(4) After the authorization of a project under the provisions of section 4b-23, as amended by this act, the Auditors of Public Accounts and the auditors or accountants of the Commissioner of Administrative Services **[**or the Commissioner of Construction Services, as applicable,**]** shall have the right to audit the books of any contractor employed by **[**either**]** the commissioner pursuant to such authorization, or of any party negotiating with the Commissioner of Administrative Services for the acquisition of land by lease or otherwise; provided any such audit shall be limited to the project authorized by the Commissioner of Administrative Services **[**or the Commissioner of Construction Services**]** and the Properties Review Board, and provided further that in the case of a party negotiating with the Commissioner of Administrative Services, such audit may also be conducted after the negotiations have ended, if a contract is consummated with **[**either**]** the commissioner.

Sec. 208. Section 4b-36 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

Subject to the provisions of section 4b-30, the Commissioner of **[**Construction**]** Administrative Services may enter into contracts for the construction upon state-owned land of buildings or facilities or both, and **[**the Commissioner of Administrative Services may enter into contracts**]** for the subsequent leasing of such building or facilities to the state to meet the needs of agencies and institutions, without first leasing the underlying state-owned land to the developer. Such contracts shall contain provisions providing for the state to buy the buildings and facilities for a lump sum at stated times during or at the end of the lease term or, at the state's option, to buy the same by paying the purchase price in installments.

Sec. 209. Section 4b-52 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(a) (1) No repairs, alterations or additions involving expense to the state of five hundred thousand dollars or less or, in the case of repairs, alterations or additions to a building rented or occupied by the Judicial Branch, one million two hundred fifty thousand dollars or less or, in the case of repairs, alterations or additions to a building rented or occupied by a constituent unit of the state system of higher education, two million dollars or less, shall be made to any state building or premises occupied by any state officer, department, institution, board, commission or council of the state government and no contract for any construction, repairs, alteration or addition shall be entered into without the prior approval of the Commissioner of **[**Construction**]** Administrative Services, except repairs, alterations or additions to a building under the supervision and control of the Joint Committee on Legislative Management and repairs, alterations or additions to a building under the supervision of The University of Connecticut. Repairs, alterations or additions which are made pursuant to such approval of the Commissioner of **[**Construction**]** Administrative Services shall conform to all guidelines and procedures established by the Department of **[**Construction**]** Administrative Services for agency-administered projects. (2) Notwithstanding the provisions of subdivision (1) of this subsection, repairs, alterations or additions involving expense to the state of five hundred thousand dollars or less may be made to any state building or premises under the supervision of the Office of the Chief Court Administrator or a constituent unit of the state system of higher education, under the terms of section 4b-11, and any contract for any such construction, repairs or alteration may be entered into by the Office of the Chief Court Administrator or a constituent unit of the state system of higher education without the approval of the Commissioner of **[**Construction**]** Administrative Services.

(b) Except as provided in this section, no repairs, alterations or

additions involving an expense to the state of more than five hundred thousand dollars or, in the case of repairs, alterations or additions to a building rented or occupied by the Judicial Branch, more than one million two hundred fifty thousand dollars, or, in the case of repairs, alterations or additions to a building rented or occupied by a constituent unit of the state system of higher education, more than two million dollars, shall be made to any state building or premises occupied by any state officer, department, institution, board, commission or council of the state government, nor shall any contract for any construction, repairs, alteration or addition be entered into, until the Commissioner of **[**Construction**]** Administrative Services or, in the case of the construction or repairs, alterations or additions to a building under the supervision and control of the Joint Committee on Legislative Management of the General Assembly, said joint committee or, in the case of construction, repairs, alterations or additions to a building involving expenditures in excess of five hundred thousand dollars but not more than one million two hundred fifty thousand dollars under the supervision and control of the Judicial Branch, said Judicial Branch or, in the case of the construction, repairs, alterations or additions to a building involving expenditures in excess of five hundred thousand dollars but not more than two million dollars under the supervision and control of one of the constituent units of higher education, the constituent unit, has invited bids thereon and awarded a contract thereon, in accordance with the provisions of sections 4b-91 to 4b-96, inclusive. The Commissioner of **[**Construction**]** Administrative Services, with the approval of the authority having the supervision of state employees or the custody of inmates of state institutions, without the necessity of bids, may employ such employees or inmates and purchase or furnish the necessary materials for the construction, erection, alteration, repair or enlargement of any such state building or premises occupied by any state officer, department, institution, board, commission or council of the state government.

8285 (c) Whenever the Commissioner of [Construction] Administrative
8286 Services declares that an emergency condition exists at any state
8287 facility, other than a building under the supervision and control of the
8288 Joint Committee on Legislative Management, and that the condition
8289 would adversely affect public safety or the proper conduct of essential
8290 state government operations, or said joint committee declares that such
8291 an emergency exists at a building under its supervision and control,
8292 the commissioner or the joint committee may employ such assistance
8293 as may be required to restore facilities under their control and
8294 management, or the commissioner may so act upon the request of a
8295 state agency, to restore facilities under the control and management of
8296 such agency, without inviting bids as required in subsection (b) of this
8297 section. The commissioner shall take no action requiring the
8298 expenditure of more than five hundred thousand dollars to restore any
8299 facility under this subsection (1) without the written consent of the
8300 Governor, and (2) until the commissioner has certified to the joint
8301 committee of the General Assembly having cognizance of matters
8302 relating to legislative management that the project is of such an
8303 emergency nature that an exception to subsection (b) of this section is
8304 required. Such certification shall include input from all affected
8305 agencies, detail the need for the exception and include any relevant
8306 documentation. The provisions of this subsection shall not apply if any
8307 person is obligated under the terms of an existing contract with the
8308 state to render such assistance. The annual report of the commissioner
8309 shall include a detailed statement of all expenditures made under this
8310 subsection.

8311 (d) The Commissioner of Administrative Services may, during the
8312 term of a lease of a building or premises occupied by any state offices,
8313 department, institution, board, commission or council of the state
8314 government, (1) renegotiate the lease in order to enable the lessor to
8315 make necessary alterations or additions up to a maximum amount of
8316 five hundred thousand dollars, [in consultation with the
8317 Commissioner of Construction Services] and subject to the approval of

the State Properties Review Board, or (2) require that a security audit be conducted for such building or premises and, if necessary, renegotiate the lease in order to enable the lessor to make necessary alterations or additions to bring the building or premises into compliance with the security standards for state agencies established under section 4b-132. Alterations or additions under subdivision (2) of this subsection shall not be subject to the spending limit in subdivision (1) of this subsection, and a renegotiated lease under said subdivision (2) shall be subject to the approval of the State Properties Review Board, provided such approval requirement shall not compromise the security requirements of chapter 60a and this section. The commissioner shall determine the manner of submission, conditions and requirements of bids and awards made for alterations or additions under this subsection. No lease shall be renegotiated under this subsection for a term less than five years. As used in this subsection, "security" and "security audit" have the meanings assigned to such terms in section 4b-130.

Sec. 210. Section 4b-62 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

The Commissioner of Administrative Services may accept and execute any trusts, testamentary or otherwise, created or established for the purpose of procuring, erecting and maintaining any memorial on public grounds or within public buildings of the state or any municipality therein, and the court of probate in which a will creating any such trust has been proved may appoint said commissioner as trustee to execute such trust without requiring said commissioner to furnish a probate bond as such trustee; but this section shall not be construed as empowering said commissioner to erect or maintain any such memorial upon the grounds or within or upon any public building belonging to the state without the consent of the General Assembly, nor upon any grounds nor within or upon any public building belonging to any city or town, without the consent of the common council of the city or the selectmen of the town, as the case

may be. The commissioner shall not, without special authority from the General Assembly, [or without consultation with the Commissioner of Construction Services,] make, erect or remove from its location any statue or sculpture upon the property of the state.

Sec. 211. Subsection (a) of section 4b-66a of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(a) There is established a Connecticut Capitol Center Commission. The commission shall consist of (1) the Secretary of the Office of Policy and Management, or the secretary's designee; (2) the Commissioner of Administrative Services, or the commissioner's designee; (3) the Commissioner of Economic and Community Development, or the commissioner's designee; (4) the chairperson of the Culture and Tourism Advisory Committee, or the chairperson's designee; (5) [the Commissioner of Construction Services, or the commissioner's designee; (6)] one member appointed by the speaker of the House of Representatives; [(7)] (6) one member appointed by the president pro tempore of the Senate; [(8)] (7) one member appointed by the majority leader of the House of Representatives; [(9)] (8) one member appointed by the majority leader of the Senate; [(10)] (9) one member appointed by the minority leader of the House of Representatives; [(11)] (10) one member appointed by the minority leader of the Senate; [(12)] (11) the chairperson of the Hartford Commission on the City Plan; [(13)] (12) one member appointed by the mayor of the city of Hartford; and [(14)] (13) one member from the South Downtown Neighborhood Revitalization Committee.

Sec. 212. Section 4b-76 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

In the event that a public or special act authorizes the state acquisition of real property or the construction, improvement, repair or renovation of any facility, the Commissioner of Administrative

Services, in accordance with the provisions of this title, may acquire such real property and **[**the Commissioner of Construction Services may**]** provide design and construction services for any such construction, improvement, repair or renovation of such facility.

Sec. 213. Subsection (a) of section 4b-136 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(a) There is established a State-Wide Security Management Council. The council shall consist of the following members or their designees: The Commissioner of Emergency Services and Public Protection, the Commissioner of Administrative Services, the Commissioner of Mental Health and Addiction Services, **[**the Commissioner of Construction Services,**]** the Secretary of the Office of Policy and Management, the Chief Court Administrator, the executive director of the Joint Committee on Legislative Management, a representative of the Governor, a representative of the State Employees Bargaining Agent Coalition, the president of the Connecticut State Police Union, the president of the Connecticut Police Chiefs Association and the president of the Uniformed Professional Fire Fighters Association. The Commissioner of Administrative Services shall serve as chairperson of the council. Each council member shall provide technical assistance in the member's area of expertise, as required by the council.

Sec. 214. Subsection (a) of section 4d-90 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(a) There is established a Geospatial Information Systems Council consisting of the following members, or their designees: (1) The Secretary of the Office of Policy and Management; (2) the Commissioners of Energy and Environmental Protection, Economic and Community Development, Transportation, Public Health, **[**Construction Services,**]** Administrative Services, Agriculture,

8413 Emergency Services and Public Protection and Social Services; (3) the
8414 president of the Board of Regents for Higher Education; (4) the
8415 president of The University of Connecticut; (5) one member who is a
8416 user of geospatial information systems appointed by the president pro
8417 tempore of the Senate representing a municipality with a population of
8418 more than sixty thousand; (6) one member who is a user of geospatial
8419 information systems appointed by the minority leader of the Senate
8420 representing a regional planning agency; (7) one member who is a user
8421 of geospatial information systems appointed by the Governor
8422 representing a municipality with a population of less than sixty
8423 thousand but more than thirty thousand; (8) one member who is a user
8424 of geospatial information systems appointed by the speaker of the
8425 House of Representatives representing a municipality with a
8426 population of less than thirty thousand; (9) one member appointed by
8427 the minority leader of the House of Representatives who is a user of
8428 geospatial information systems; (10) the Adjutant General of the
8429 Military Department; and (11) any other persons the council deems
8430 necessary appointed by the council. The Governor shall select the
8431 chairperson from among the members. The chairperson shall
8432 administer the affairs of the council. Vacancies shall be filled by
8433 appointment by the authority making the appointment. Members shall
8434 receive no compensation for their services on said council, but shall be
8435 reimbursed for necessary expenses incurred in the performance of
8436 their duties. Said council shall hold one meeting each calendar quarter
8437 and such additional meetings as may be prescribed by council rules. In
8438 addition, special meetings may be called by the chairperson or by any
8439 three members upon delivery of forty-eight hours written notice to
8440 each member.

8441 Sec. 215. Section 4e-8 of the general statutes is repealed and the
8442 following is substituted in lieu thereof *(Effective July 1, 2013)*:

8443 There is established a Contracting Standards Advisory Council,
8444 which shall consist of representatives from the Office of Policy and
8445 Management, Departments of Administrative Services **[,]** <u>and</u>

8446 Transportation [and Construction Services] and representatives of at
8447 least three additional contracting agencies, including at least one
8448 human services related state agency, to be designated by the Governor.
8449 The Chief Procurement Officer shall be a member of the council and
8450 serve as chairperson. The advisory council shall meet at least four
8451 times per year to discuss state procurement issues and to make
8452 recommendations for improvement of the procurement processes to
8453 the State Contracting Standards Board. The advisory council may
8454 conduct studies, research and analyses and make reports and
8455 recommendations with respect to subjects or matters within the
8456 jurisdiction of the State Contracting Standards Board.

8457 Sec. 216. Subsection (a) of section 5-142 of the general statutes is
8458 repealed and the following is substituted in lieu thereof *(Effective July*
8459 *1, 2013)*:

8460 (a) If any member of the Division of State Police within the
8461 Department of Emergency Services and Public Protection or of any
8462 correctional institution, or any institution or facility of the Department
8463 of Mental Health and Addiction Services giving care and treatment to
8464 persons afflicted with a mental disorder or disease, or any institution
8465 for the care and treatment of persons afflicted with any mental defect,
8466 or any full-time enforcement officer of the Department of Energy and
8467 Environmental Protection, the Department of Motor Vehicles, the
8468 Department of Consumer Protection who carries out the duties and
8469 responsibilities of sections 30-2 to 30-68m, inclusive, the Office of
8470 Adult Probation, the division within the Department of [Construction]
8471 Administrative Services that carries out construction services or the
8472 Board of Pardons and Paroles, any probation officer for juveniles or
8473 any employee of any juvenile detention home, any member of the
8474 police or fire security force of The University of Connecticut, any
8475 member of the police or fire security force of Bradley International
8476 Airport, any member of the Office of State Capitol Police or any person
8477 appointed under section 29-18 as a special policeman for the State
8478 Capitol building and grounds and the Legislative Office Building and

8479 parking garage and related structures and facilities and other areas
8480 under the supervision and control of the Joint Committee on
8481 Legislative Management, the Chief State's Attorney, the Chief Public
8482 Defender, the Deputy Chief State's Attorney, the Deputy Chief Public
8483 Defender, any state's attorney, any assistant state's attorney or deputy
8484 assistant state's attorney, any public defender, assistant public
8485 defender or deputy assistant public defender, any chief inspector or
8486 inspector appointed under section 51-286 or any staff member or
8487 employee of the Division of Criminal Justice or of the Division of
8488 Public Defender Services, or any Judicial Department employee
8489 sustains any injury (1) while making an arrest or in the actual
8490 performance of such police duties or guard duties or fire duties or
8491 inspection duties, or prosecution or public defender or courthouse
8492 duties, or while attending or restraining an inmate of any such
8493 institution or as a result of being assaulted in the performance of such
8494 person's duty, or while responding to an emergency or code at a
8495 correctional institution, and (2) that is a direct result of the special
8496 hazards inherent in such duties, the state shall pay all necessary
8497 medical and hospital expenses resulting from such injury. If total
8498 incapacity results from such injury, such person shall be removed from
8499 the active payroll the first day of incapacity, exclusive of the day of
8500 injury, and placed on an inactive payroll. Such person shall continue to
8501 receive the full salary that such person was receiving at the time of
8502 injury subject to all salary benefits of active employees, including
8503 annual increments, and all salary adjustments, including salary
8504 deductions, required in the case of active employees, for a period of
8505 two hundred sixty weeks from the date of the beginning of such
8506 incapacity. Thereafter, such person shall be removed from the payroll
8507 and shall receive compensation at the rate of fifty per cent of the salary
8508 that such person was receiving at the expiration of said two hundred
8509 sixty weeks as long as such person remains so disabled, except that
8510 any such person who is a member of the Division of State Police within
8511 the Department of Emergency Services and Public Protection shall
8512 receive compensation at the rate of sixty-five per cent of such salary as

long as such person remains so disabled. Such benefits shall be payable to a member of the Division of State Police after two hundred sixty weeks of disability only if the member elects in writing to receive such benefits in lieu of any benefits payable to the employee under the state employees retirement system. In the event that such disabled member of the Division of State Police elects the compensation provided under this subsection, no benefits shall be payable under chapter 568 or the state employees retirement system until the former of the employee's death or recovery from such disability. The provisions of section 31-293 shall apply to any such payments, and the state of Connecticut is authorized to bring an action or join in an action as provided by said section for reimbursement of moneys paid and which it is obligated to pay under the terms of this subsection. All other provisions of the workers' compensation law not inconsistent with this subsection, including the specific indemnities and provisions for hearing and appeal, shall be available to any such state employee or the dependents of such a deceased employee. All payments of compensation made to a state employee under this subsection shall be charged to the appropriation provided for compensation awards to state employees. On and after October 1, 1991, any full-time officer of the Department of Energy and Environmental Protection, the Department of Motor Vehicles, the Department of Consumer Protection who carries out the duties and responsibilities of sections 30-2 to 30-68m, inclusive, the Office of Adult Probation, the division within the Department of [Construction] Administrative Services that carries out construction services or the Board of Pardons and Paroles, any probation officer for juveniles or any employee of any juvenile detention home, the Chief State's Attorney, the Chief Public Defender, the Deputy Chief State's Attorney, the Deputy Chief Public Defender, any state's attorney, assistant state's attorney or deputy assistant state's attorney, any public defender, assistant public defender or deputy assistant public defender, any chief inspector or inspector appointed under section 51-286 or any staff member or employee of the Division of Criminal Justice or the Division of Public Defender Services, or any Judicial

8547 Department employee who sustains any injury in the course and scope
8548 of such person's employment shall be paid compensation in
8549 accordance with the provisions of section 5-143 and chapter 568,
8550 except, if such injury is sustained as a result of being assaulted in the
8551 performance of such person's duty, any such person shall be
8552 compensated pursuant to the provisions of this subsection.

8553 Sec. 217. Section 10-264h of the general statutes is repealed and the
8554 following is substituted in lieu thereof *(Effective July 1, 2013)*:

8555 (a) For the fiscal year ending June 30, 2012, and each fiscal year
8556 thereafter, a local or regional board of education, regional educational
8557 service center, a cooperative arrangement pursuant to section 10-158a,
8558 or any of the following entities that operate an interdistrict magnet
8559 school that assists the state in meeting the goals of the 2008 stipulation
8560 and order for Milo Sheff, et al. v. William A. O'Neill, et al., as
8561 determined by the Commissioner of Education: (1) The Board of
8562 Trustees of the Community-Technical Colleges on behalf of a regional
8563 community-technical college, (2) the Board of Trustees of the
8564 Connecticut State University System on behalf of a state university, (3)
8565 the Board of Trustees for The University of Connecticut on behalf of
8566 the university, (4) the board of governors for an independent college or
8567 university, as defined in section 10a-37, or the equivalent of such a
8568 board, on behalf of the independent college or university, and (5) any
8569 other third-party not-for-profit corporation approved by the
8570 Commissioner of Education, may be eligible for reimbursement, except
8571 as otherwise provided for, up to eighty per cent of the eligible cost of
8572 any capital expenditure for the purchase, construction, extension,
8573 replacement, leasing or major alteration of interdistrict magnet school
8574 facilities, including any expenditure for the purchase of equipment, in
8575 accordance with this section. To be eligible for reimbursement under
8576 this section a magnet school construction project shall meet the
8577 requirements for a school building project established in chapter 173,
8578 except that the Commissioner of **[**Construction**]** <u>Administrative</u>
8579 Services, in consultation with the Commissioner of Education, may

8580 waive any requirement in such chapter for good cause. On and after
8581 July 1, 2011, the Commissioner of **[**Construction**]** Administrative
8582 Services shall approve only applications for reimbursement under this
8583 section that the Commissioner of Education finds will reduce racial,
8584 ethnic and economic isolation. Applications for reimbursement under
8585 this section for the construction of new interdistrict magnet schools
8586 shall not be accepted until the Commissioner of Education develops a
8587 comprehensive state-wide interdistrict magnet school plan, in
8588 accordance with the provisions of subdivision (1) of subsection (b) of
8589 section 10-264*l*, unless the Commissioner of Education determines that
8590 such construction will assist the state in meeting the goals of the 2008
8591 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al.

8592 (b) Subject to the provisions of subsection (a) of this section, the
8593 applicant shall receive current payments of scheduled estimated
8594 eligible project costs for the facility, provided (1) the applicant files an
8595 application for a school building project, in accordance with section 10-
8596 283, by the date prescribed by the Commissioner of Education, (2) final
8597 plans and specifications for the project are approved pursuant to
8598 sections 10-291 and 10-292, as amended by this act, and (3) such district
8599 submits to the Commissioner of Education, in such form as the
8600 commissioner prescribes, and the commissioner approves a plan for
8601 the operation of the facility which includes, but need not be limited to:
8602 A description of the educational programs to be offered, the
8603 completion date for the project, an estimated budget for the operation
8604 of the facility, written commitments for participation from the districts
8605 that will participate in the school and an analysis of the effect of the
8606 program on the reduction of racial, ethnic and economic isolation. The
8607 Commissioner of Education shall notify the Commissioner of
8608 **[**Construction**]** Administrative Services and the secretary of the State
8609 Bond Commission when the provisions of subdivisions (1) and (3) of
8610 this subsection have been met. Upon application to the Commissioner
8611 of Education, compliance with the provisions of subdivisions (1) and
8612 (3) of this subsection and after authorization by the General Assembly

8613 pursuant to section 10-283, the applicant shall be eligible to receive
8614 progress payments in accordance with the provisions of section 10-
8615 287i.

8616 (c) (1) If the school building ceases to be used as an interdistrict
8617 magnet school facility and the grant was provided for the purchase or
8618 construction of the facility, the Commissioner of **[**Construction**]**
8619 Administrative Services, in consultation with the Commissioner of
8620 Education, shall determine whether (A) title to the building and any
8621 legal interest in appurtenant land shall revert to the state, or (B) the
8622 school district shall reimburse the state an amount equal to the
8623 difference between the amount received pursuant to this section and
8624 the amount the district would have been eligible to receive based on
8625 the percentage determined pursuant to section 10-285a, multiplied by
8626 the estimated eligible project costs.

8627 (2) If the school building ceases to be used as an interdistrict magnet
8628 school facility and the grant was provided for the extension or major
8629 alteration of the facility, the school district shall reimburse the state the
8630 amount determined in accordance with subparagraph (B) of
8631 subdivision (1) of this subsection. A school district receiving a request
8632 for reimbursement pursuant to this subdivision shall reimburse the
8633 state not later than the close of the fiscal year following the year in
8634 which the request is made. If the school district fails to so reimburse
8635 the state, the Department of **[**Construction**]** Administrative Services
8636 may request the Department of Education to withhold such amount
8637 from the total sum which is paid from the State Treasury to such
8638 school district or the town in which it is located or, in the case of a
8639 regional school district, the towns which comprise the school district. If
8640 the amount paid from the State Treasury is less than the amount due,
8641 the **[**Department of Construction Services may refer the matter to the**]**
8642 Department of Administrative Services **[**for collection**]** shall collect
8643 such amount from the school district.

8644 (d) The Commissioner of **[**Construction**]** Administrative Services

8645 shall provide for a final audit of all project expenditures pursuant to
8646 this section and may require repayment of any ineligible expenditures,
8647 except that the Commissioner of **[**Construction**]** Administrative
8648 Services may waive any audit deficiencies found during a final audit of
8649 all project expenditures pursuant to this section if the Commissioner of
8650 **[**Construction**]** Administrative Services determines that granting such
8651 waiver is in the best interest of the state.

8652 Sec. 218. Subsection (a) of section 10-285b of the general statutes is
8653 repealed and the following is substituted in lieu thereof *(Effective July*
8654 *1, 2013)*:

8655 (a) (1) Any incorporated or endowed high school or academy
8656 approved by the State Board of Education, pursuant to section 10-34,
8657 may apply and be eligible subsequently to be considered for school
8658 construction grant commitments from the state pursuant to this
8659 chapter.

8660 (2) Applications pursuant to this subsection shall be filed at such
8661 time and on such forms as the Department of **[**Construction**]**
8662 Administrative Services prescribes. The Commissioners of Education
8663 and **[**Construction**]** Administrative Services shall approve such
8664 applications pursuant to the provisions of section 10-284.

8665 (3) In the case of a school building project, as defined in
8666 subparagraph (A) of subdivision (3) of section 10-282, the amount of
8667 the grant approved by the Commissioner of **[**Construction**]**
8668 Administrative Services shall be computed pursuant to the provisions
8669 of section 10-286, and the eligible percentage shall be computed
8670 pursuant to the provisions of subsection (b) of this section. The
8671 calculation of the grant pursuant to this section shall be made in
8672 accordance with the state standard space specifications in effect at the
8673 time of final grant calculation.

8674 Sec. 219. Section 10-292 of the general statutes is repealed and the
8675 following is substituted in lieu thereof *(Effective July 1, 2013)*:

8676 (a) Upon receipt by the Commissioner of [Construction]
8677 Administrative Services of the final plans for any phase of a school
8678 building project as provided in section 10-291, said commissioner shall
8679 promptly review such plans and check them to the extent appropriate
8680 for the phase of development or construction for which final plans
8681 have been submitted to determine whether they conform with the
8682 requirements of the Fire Safety Code, the Department of Public Health,
8683 the life-cycle cost analysis approved by the Commissioner of
8684 [Construction] Administrative Services, the State Building Code and
8685 the state and federal standards for design and construction of public
8686 buildings to meet the needs of disabled persons, and if acceptable a
8687 final written approval of such phase shall be sent to the town or
8688 regional board of education and the school building committee. No
8689 phase of a school building project, subject to the provisions of
8690 subsection (c) or (d) of this section, shall go out for bidding purposes
8691 prior to such written approval.

8692 (b) Notwithstanding the provisions of subsection (a) of this section,
8693 a town or regional school district may submit final plans and
8694 specifications for oil tank replacement, roof replacement, asbestos
8695 abatement, code violation, energy conservation, network wiring
8696 projects or projects for which state assistance is not sought, to the local
8697 officials having jurisdiction over such matters for review and written
8698 approval. The total costs for an asbestos abatement, code violation,
8699 energy conservation, or network wiring project eligible for review and
8700 approval under this subsection shall not exceed one million dollars.
8701 Except for projects for which state assistance is not sought and projects
8702 for which the town or regional school district is using a state contract
8703 pursuant to subsection (d) of this section, no school building project
8704 described in this subsection shall go out for bidding purposes prior to
8705 the receipt and acceptance by the Department of [Construction]
8706 Administrative Services of such written approval.

8707 (c) On and after October 1, 1991, if the Commissioner of
8708 Construction Services does not complete his or her review pursuant to

subsection (a) of this section, [within] not later than thirty days [from] after the date of receipt of final plans for a school building project, a town or regional school district may submit such final plans to local officials having jurisdiction over such matters for review and written approval. In such case, the school district shall notify the commissioner of such action and no such school building project shall go out for bidding purposes prior to the receipt by the commissioner of such written approval, except for projects for which the town or regional school district is using a state contract pursuant to subsection (d) of this section. Local building officials and fire marshals may engage the services of a code consultant for purposes of the review pursuant to this subsection, provided the cost of such consultant shall be paid by the school district.

(d) If the Department of Administrative Services [or the Department of Construction Services] makes a state contract available for use by towns or regional school districts, a town or regional school district may use such contract, provided the actual estimate for the school building project under the state contract is not given until receipt by the town or regional school district of approval of the plan pursuant to this section.

Sec. 220. Subsection (a) of section 10a-72 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(a) Subject to state-wide policy and guidelines established by the Board of Regents for Higher Education, said board of trustees shall administer the regional community-technical colleges and plan for the expansion and development of the institutions within its jurisdiction. The Commissioner of Administrative Services on request of the board of trustees shall, in accordance with section 4b-30, negotiate and execute leases on such physical facilities as the board of trustees may deem necessary for proper operation of such institutions, and said board of trustees may expend capital funds therefor, if such leasing is

8741 required during the planning and construction phases of institutions
8742 within its jurisdiction for which such capital funds were authorized.
8743 The board of trustees may appoint and remove the chief executive
8744 officer of each institution within its jurisdiction. The board of trustees
8745 may employ the faculty and other personnel needed to operate and
8746 maintain the institutions within its jurisdiction. Within the limitation
8747 of appropriations, the board of trustees shall fix the compensation of
8748 such personnel, establish terms and conditions of employment and
8749 prescribe their duties and qualifications. Said board of trustees shall
8750 determine who constitutes its professional staff and establish
8751 compensation and classification schedules for its professional staff.
8752 Said board shall annually submit to the Commissioner of
8753 Administrative Services a list of the positions which it has included
8754 within the professional staff. The board shall establish a division of
8755 technical and technological education. The board of trustees shall
8756 confer such certificates and degrees as are appropriate to the curricula
8757 of community-technical colleges. The board of trustees shall prepare
8758 plans for the development of a regional community-technical college
8759 and submit the same to the **[**Commissioners**]** Commissioner of
8760 Administrative Services **[**and Construction Services**]** and request said
8761 **[**commissioners**]** commissioner to select the site for such college.
8762 Within the limits of the bonding authority therefor, the Commissioner
8763 of Administrative Services, subject to the provisions of section 4b-23, as
8764 amended by this act, may acquire such site and **[**the Commissioner of
8765 Construction Services may**]** construct such buildings as are consistent
8766 with the plan of development.

8767 Sec. 221. Subsection (h) of section 16-50j of the general statutes is
8768 repealed and the following is substituted in lieu thereof *(Effective July*
8769 *1, 2013)*:

8770 (h) Prior to commencing any hearing pursuant to section 16-50m,
8771 the council shall consult with and solicit written comments from (1) the
8772 Department of Energy and Environmental Protection, the Department
8773 of Public Health, the Council on Environmental Quality, the

Department of Agriculture, the Public Utilities Regulatory Authority, the Office of Policy and Management, the Department of Economic and Community Development and the Department of Transportation, and (2) in a hearing pursuant to section 16-50m, for a facility described in subdivision (3) of subsection (a) of section 16-50i, the Department of Emergency Services and Public Protection, the Department of Consumer Protection, the Department of **[**Public Works**]** Administrative Services and the Labor Department. In addition, the Department of Energy and Environmental Protection shall have the continuing responsibility to investigate and report to the council on all applications which prior to October 1, 1973, were within the jurisdiction of the Department of Environmental Protection with respect to the granting of a permit. Copies of such comments shall be made available to all parties prior to the commencement of the hearing. Subsequent to the commencement of the hearing, said departments and council may file additional written comments with the council within such period of time as the council designates. All such written comments shall be made part of the record provided by section 16-50o. Said departments and council shall not enter any contract or agreement with any party to the proceedings or hearings described in this section or section 16-50p, that requires said departments or council to withhold or retract comments, refrain from participating in or withdraw from said proceedings or hearings.

Sec. 222. Section 16-50jj of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

At least once during the period of construction of an electric generating facility in this state, the Connecticut Siting Council, the Departments of **[**Construction**]** Administrative Services, Emergency Services, **[**and**]** Public Protection **[**,**]** and Consumer Protection **[**and Public Works,**]** and the Labor Department shall conduct a meeting to discuss and develop proposed resolutions for any known or potential safety issue at such facility. The council and said departments shall submit any such proposed resolutions to the special inspector

8807 provided for such facility, as required pursuant to section 16-50ii.

8808 Sec. 223. Subsection (b) of section 22a-354i of the general statutes is
8809 repealed and the following is substituted in lieu thereof *(Effective July*
8810 *1, 2013)*:

8811 (b) In adopting such regulations, the commissioner shall consider
8812 the guidelines for aquifer protection areas recommended in the report
8813 prepared pursuant to special act 87-63, as amended, and shall avoid
8814 duplication and inconsistency with other state or federal laws and
8815 regulations affecting aquifers. The regulations shall be developed in
8816 consultation with an advisory committee appointed by the
8817 commissioner. The advisory committee shall include the
8818 Commissioners of **[**Construction**]** Administrative Services and Public
8819 Health, or their designees, members of the public, and representatives
8820 of businesses affected by the regulations, agriculture, environmental
8821 groups, municipal officers and water companies.

8822 Sec. 224. Section 29-201 of the general statutes is repealed and the
8823 following is substituted in lieu thereof *(Effective July 1, 2013)*:

8824 As used in this chapter, unless the context clearly indicates
8825 otherwise:

8826 **[**(a)**]** (1) "Passenger tramway" means a device used to transport
8827 passengers in cars on tracks or suspended in the air, or uphill on skis,
8828 by the use of steel cables, chains or belts or by ropes, and usually
8829 supported by trestles or towers with one or more spans, but shall not
8830 include any such device not available for public use and not subject to
8831 a fee for use of same. The term "passenger tramway" **[**shall include**]**
8832 includes the following: **[**(1)**]** (A) Two-car aerial passenger tramways,
8833 which are devices used to transport passengers in two open or
8834 enclosed cars attached to, and suspended from, a moving wire rope, or
8835 attached to a moving wire rope and supported on a standing wire
8836 rope, or similar devices; **[**(2)**]** (B) multicar aerial passenger tramways,
8837 which are devices used to transport passengers in several open or

enclosed cars attached to, and suspended from, a moving wire rope, or attached to a moving wire rope and supported on a standing wire rope, or similar devices; [(3)] (C) skimobiles, which are devices in which a passenger car running on steel or wooden tracks is attached to and pulled by a steel cable, or similar devices; [(4)] (D) chair lifts, which are devices which carry passengers on chairs suspended in the air and attached to a moving cable, chain or link belt supported by trestles or towers with one or more spans, or similar devices; [(5)] (E) J bars, T bars, platter pulls and similar types of devices, which are means of transportation that pull skiers riding on skis by means of an attachment to a main overhead cable supported by trestles or towers with one or more spans; [(6)] and (F) rope tows, which are devices that pull the skiers riding on skis as the skier grasps the rope manually, or similar devices.

[(b)] (2) "Operator" means a person who owns or controls the operation of a passenger tramway or ski area. An operator of a passenger tramway shall be deemed not to be operating a common carrier.

[(c)] (3) "Department" means the Department of [Construction] Administrative Services.

[(d)] (4) "Commissioner" means the Commissioner of [Construction] Administrative Services.

[(e)] (5) "Skier" [shall include] includes the following: [(1)] (A) A person utilizing the ski area under control of the operator for the purpose of skiing, whether or not he or she is utilizing a passenger tramway; [(2)] and (B) a person utilizing the passenger tramway whether or not [that] such person is a skier, including riders on a passenger tramway operating during the nonskiing season.

Sec. 225. Section 29-232 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

8868 (a) The Commissioner of [Construction] Administrative Services
8869 shall [formulate] adopt regulations in accordance with the provisions
8870 of chapter 54 for the design, construction, installation, repair, use and
8871 operation of boilers in Connecticut. Such regulations shall conform as
8872 nearly as possible to the Boiler Code of the American Society of
8873 Mechanical Engineers, and the National Board Inspection Code, both
8874 as amended, and shall prescribe requirements as to the construction,
8875 installation, repair, use and inspection of boilers in the interest of
8876 public safety. The Commissioner of [Construction] Administrative
8877 Services shall hold hearings for the purpose of securing aid in the
8878 formulation of such regulations. Such hearings shall be public and
8879 representatives of all parties interested shall be given an opportunity
8880 to be heard.

8881 (b) Any person may apply to the State Building Inspector to grant
8882 variations or exemptions from, or approve equivalent or alternate
8883 compliance with, standards incorporated in the regulations adopted
8884 under the provisions of subsection (a) of this section, and the State
8885 Building Inspector or a designee may approve such variations,
8886 exemptions, or equivalent or alternate compliance where strict
8887 compliance with such provisions would cause practical difficulty or
8888 unnecessary hardship.

8889 (c) Any person aggrieved by any decision of the State Building
8890 Inspector or the State Building Inspector's designee pursuant to
8891 subsection (b) of this section may appeal to the Commissioner of
8892 [Construction] Administrative Services or said commissioner's
8893 designee not later than thirty days after receipt of the notice of such
8894 decision. Any person aggrieved by any ruling of said commissioner or
8895 designee may appeal therefrom to the Superior Court in accordance
8896 with section 4-183.

8897 Sec. 226. Section 29-233 of the general statutes is repealed and the
8898 following is substituted in lieu thereof *(Effective July 1, 2013)*:

The Department of Administrative Services [may call upon the Commissioner of Construction Services to assist in formulating] shall formulate the examination requirements and the examination questions for candidates for the positions of boiler inspectors within the Department of [Construction] Administrative Services. The Commissioner of [Construction] Administrative Services shall issue a commission as boiler inspector to any person employed as boiler inspector who has been in the Department of [Construction] Administrative Services after being appointed in accordance with the provisions of chapter 67 or certified as competent as a result of such examination.

Sec. 227. Section 29-312 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

The Commissioner of [Construction] Administrative Services may appoint a Deputy State Fire Marshal who shall be subject to the supervision and direction of the Commissioner of [Construction] Administrative Services and be vested with all the powers conferred upon [said commissioner] the State Fire Marshal by section 29-310.

Sec. 228. Section 29-315a of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

On or before July 1, 2005, each chronic and convalescent nursing home or rest home with nursing supervision licensed pursuant to chapter 368v shall submit a plan for employee fire safety training and education to the Departments of Public Health and [Construction] Administrative Services and the Labor Department. Such plan shall, at a minimum, comply with standards adopted by the federal Occupational Safety and Health Administration, including, but not limited to, standards listed in 29 CFR 1910.38, 1910.39 and 1910.157, as adopted pursuant to chapter 571, or 29 USC Section 651 et seq., as appropriate. The commissioners shall review each such plan and may make recommendations they deem necessary. Once approved or

revised, such plan shall not be required to be resubmitted until further revised or there is a change of ownership of the nursing or rest home.

Sec. 229. Subsection (c) of section 31-57c of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(c) The Commissioner of **[**Construction**]** Administrative Services may disqualify any contractor, for up to two years, from bidding on, applying for, or participating as a subcontractor under, contracts with the state, acting through any of its departments, commissions or other agencies, except the **[**Department of Administrative Services, the**]** Department of Transportation and the constituent units of the state system of higher education, for one or more causes set forth under subsection (d) of this section. The commissioner may initiate a disqualification proceeding only after consulting with the contract awarding agency, if any, and the Attorney General and shall provide notice and an opportunity for a hearing to the contractor who is the subject of the proceeding. The hearing shall be conducted in accordance with the contested case procedures set forth in chapter 54. The commissioner shall issue a written decision within ninety days of the last date of such hearing and state in the decision the reasons for the action taken and, if the contractor is being disqualified, the period of such disqualification. The existence of a cause for disqualification shall not be the sole factor to be considered in determining whether the contractor shall be disqualified. In determining whether to disqualify a contractor, the commissioner shall consider the seriousness of the contractor's acts or omissions and any mitigating factors. The commissioner shall send the decision to the contractor by certified mail, return receipt requested. The written decision shall be a final decision for the purposes of sections 4-180 and 4-183.

Sec. 230. Section 31-390 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

8961 (a) The Labor Commissioner and the Commissioners of Economic
8962 and Community Development and [Construction] Administrative
8963 Services shall have the right of inspection of any such project at any
8964 time.

8965 (b) The Labor Commissioner and the Commissioners of Economic
8966 and Community Development and [Construction] Administrative
8967 Services and the Secretary of the Office of Policy and Management are
8968 authorized to make orders, establish guidelines and adopt regulations
8969 under the provisions of chapter 54 with respect to the implementation
8970 of this chapter.

8971 (c) At the request of the commissioners, any agency or department
8972 of the executive branch shall advise and assist the commissioners in
8973 the implementation of this chapter.

8974 Sec. 231. Subdivision (4) of subsection (a) of section 11-24b of the
8975 general statutes is repealed and the following is substituted in lieu
8976 thereof (*Effective from passage*):

8977 (4) Except for the fiscal years ending June 30, 2010, to June 30, [2013]
8978 2015, inclusive, the principal public library shall not have had the
8979 amount of its annual tax levy or appropriation reduced to an amount
8980 which is less than the average amount levied or appropriated for the
8981 library for the three fiscal years immediately preceding the year of the
8982 grant, except that if the expenditures of the library in any one year in
8983 such three-year period are unusually high as compared with
8984 expenditures in the other two years, the library may request an
8985 exception to this requirement and the board, upon review of the
8986 expenditures for that year, may grant an exception;

8987 Sec. 232. Subdivision (2) of section 32-600 of the general statutes is
8988 repealed and the following is substituted in lieu thereof (*Effective July*
8989 *1, 2013*):

8990 (2) "Capital city project" means any or all of the following: (A) A

convention center project as defined in subdivision (3) of this section; (B) a downtown higher education center; (C) [the renovation and rejuvenation of] the civic center and coliseum complex; (D) the development of the infrastructure and improvements to the riverfront; (E) (i) the creation of up to three thousand downtown housing units through rehabilitation and new construction, and (ii) the demolition or redevelopment of vacant buildings; (F) the addition to downtown parking capacity; (G) development and redevelopment; and (H) the promotion of and attraction to in-state professional and amateur sports and sporting events in consultation with the Sports Advisory Board established under section 10-425. All capital city projects shall be located or constructed and operated in the capital city economic development district, as defined in subdivision (7) of this section, provided any project undertaken pursuant to subparagraph (G) of this subdivision may be located anywhere in the town and city of Hartford, any project undertaken pursuant to subparagraph (D) or (E) (ii) of this subdivision may be located anywhere in the town and city of Hartford or town of East Hartford, and any project undertaken pursuant to subparagraph (H) of this subdivision may be located anywhere in the state.

Sec. 233. Section 32-602 of the general statutes is amended by adding subsection (g) as follows (*Effective July 1, 2013)*:

(NEW) (g) (1) No ordinance, law or regulation adopted by, or granting authority to, any municipality shall apply to the demolition, construction, repair, improvement, expansion or extension of the civic center and coliseum complex if undertaken by the state or a public instrumentality thereof, including the authority. Notwithstanding any provision of the general statutes, the State Building Inspector and the State Fire Marshal shall have original jurisdiction with respect to the civic center and coliseum complex, including, but not limited to, the conduct of necessary reviews and inspections, and the issuance of any building permit, certificate of occupancy or other necessary permits or certificates related to building construction, occupancy or fire safety.

9024 (2) For purposes of state insurance or self-insurance, while owned,
9025 leased or operated by the authority, the civic center and coliseum
9026 complex shall be deemed to be state-owned property and the state
9027 insurance and risk management board shall be authorized to
9028 determine, purchase or otherwise arrange for such insurance or self-
9029 insurance with respect to the civic center and coliseum complex, as
9030 provided in section 4a-20 with respect to state-owned property.

9031 (3) The authority shall be authorized to purchase utility services at
9032 and for the civic center and coliseum complex at rates otherwise
9033 available to the state with respect to state-owned facilities.

9034 Sec. 234. Subsection (b) of section 2-35 of the general statutes is
9035 repealed and the following is substituted in lieu thereof (*Effective from*
9036 *passage*):

9037 (b) The state budget act passed by the legislature for funding the
9038 expenses of operations of the state government in the ensuing
9039 biennium shall contain a statement of estimated revenue, based upon
9040 the most recent consensus revenue estimate or the revised consensus
9041 revenue estimate issued pursuant to section 2-36c, itemized by major
9042 source, for each appropriated fund. The statement of estimated
9043 revenue applicable to each such fund shall include, for any fiscal year,
9044 an estimate of total revenue with respect to such fund, which amount
9045 shall be reduced by (1) an estimate of total refunds of taxes to be paid
9046 from such revenue in accordance with the authorization in section 12-
9047 39f, and (2) an estimate of total refunds of payments to be paid from
9048 such revenue in accordance with the provisions of sections 3-70a and
9049 4-37. Such statement of estimated revenue, including the estimated
9050 refunds of taxes to be offset against such revenue, shall be supplied by
9051 the joint standing committee of the General Assembly having
9052 cognizance of matters relating to state finance, revenue and bonding.
9053 The total estimated revenue for each fund, as adjusted in accordance
9054 with this section, shall not be less than the total net appropriations
9055 made from each fund plus, for the fiscal year ending June 30, 2014, and

9056 each fiscal year thereafter, the amount necessary to extinguish any
9057 [unreserved negative balance] unassigned negative balance in each
9058 fund as reported in the most recently audited comprehensive annual
9059 financial report issued by the Comptroller prior to the start of the fiscal
9060 year, reduced, in the case of the General Fund, by (A) the negative
9061 unassigned fund balance, as reported by the Comptroller for the fiscal
9062 year ending June 30, 2013, then unamortized pursuant to section 3-
9063 115b, and (B) any funds from other resources deposited in the General
9064 Fund for the purpose of reducing the negative unassigned balance of
9065 the fund. On or before July first of each fiscal year said committee
9066 shall, if any revisions in such estimates are required by virtue of
9067 legislative amendments to the revenue measures proposed by said
9068 committee, changes in conditions or receipt of new information since
9069 the original estimate was supplied, meet and revise such estimates
9070 and, through its cochairpersons, report to the Comptroller any such
9071 revisions.

9072 Sec. 235. Subsection (c) of section 3-115b of the general statutes is
9073 repealed and the following is substituted in lieu thereof (*Effective from*
9074 *passage*):

9075 (c) The Comptroller shall establish an opening combined balance
9076 sheet for [all] each appropriated [funds] fund as of July 1, 2013, on the
9077 basis of generally accepted accounting principles. [The accrued and
9078 unpaid expenses and liabilities and other adjustments for the purposes
9079 of generally accepted accounting principles, as of June 30, 2013, shall
9080 be aggregated and set up as a deferred charge on the combined
9081 balance sheet. Such deferred charge] The accumulated deficit in the
9082 General Fund on June 30, 2013, as determined on the basis of generally
9083 accepted accounting principles and identified in the comprehensive
9084 annual financial report of the state as the unassigned negative balance
9085 of the General Fund on said date, reduced by any funds deposited in
9086 the General Fund from other resources for the purpose of reducing the
9087 negative unassigned balance of the fund, shall be amortized in equal
9088 increments in each fiscal year of each biennial budget, commencing

9089 with the fiscal year ending June 30, **[**2014**]** 2016, and for the succeeding
9090 **[**fourteen**]** twelve fiscal years. The Comptroller shall, to the extent
9091 necessary to report the fiscal position of the state in accordance with
9092 generally accepted accounting principles, reconcile the unassigned
9093 balance in the General Fund at the end of each fiscal year to the
9094 unassigned balance in the General Fund on June 30, 2013, the portion
9095 already amortized and any unassigned balance created after June 30,
9096 2013.

9097 Sec. 236. (*Effective from passage*) The Department of Energy and
9098 Environmental Protection and the Connecticut Resources Recovery
9099 Authority shall enter into a memorandum of understanding requiring
9100 the department to assume all legally required obligations resulting
9101 from the closure of the landfills located in Hartford, Ellington,
9102 Waterbury, Wallingford and Shelton.

9103 Sec. 237. Deleted.

9104 Sec. 238. Subsection (a) of section 22a-449r of the general statutes is
9105 repealed and the following is substituted in lieu thereof (*Effective from*
9106 *passage*):

9107 (a) (1) Notwithstanding the provisions of sections 22a-449a to 22a-
9108 449i, inclusive, and any regulations adopted pursuant to section 22a-
9109 449e, any amount available for purposes of paying applicants under
9110 the underground storage tank clean-up program shall be distributed as
9111 follows: (A) One-quarter for payment or reimbursement to municipal
9112 applicants and other applicants; (B) one-quarter for payment or
9113 reimbursement to small station applicants; (C) one-quarter for
9114 payment or reimbursement to mid-size station applicants; and (D) one-
9115 quarter for payment or reimbursement to large station applicants. If at
9116 any time there is an amount remaining in one such category and if in
9117 such category there are no pending applications or applications for
9118 which payment or reimbursement has been ordered by the
9119 commissioner but has not been made, or if such category is for

payment or reimbursement to mid-size station or large station applicants and the most recent reverse auction under subsection (c) of this section results in no payment to any such applicant or there is an amount remaining after taking into account all potential payments that could be made to any such applicants in said category, then such amount shall be redistributed for payment or reimbursement in the following order of priority: (i) First to municipal applicants and other applicants, (ii) if after redistribution pursuant to subclause (i) of this subdivision there is an amount remaining, then to small station applicants, (iii) if after redistribution pursuant to subclauses (i) and (ii) of this subdivision there is an amount remaining, then to mid-size station applicants, and (iv) if after redistribution pursuant to subclauses (i), (ii) and (iii) of this subdivision there is an amount remaining, then to large station applicants.

(2) The commissioner shall determine whether an applicant is a municipal applicant, small, mid-size or large station applicant or other applicant. Such determination shall be based on the applicant's status at the time the commissioner received the applicant's first application for payment or reimbursement. In making such determination, the commissioner shall include all affiliates of an applicant and shall consider any underground storage tank system owned, operated, leased or used by an applicant on the property of another to be an interest in a parcel of real property. The commissioner shall make one such determination per applicant. Such determination shall apply to all applications submitted by such applicant before, on or after June 15, 2012, including, but not limited to, applications for which payment or reimbursement has been ordered by the commissioner but has not been made. In the case of assignees under subdivision (2) of subsection (a) of section 22a-449c, for assignments made prior to July 1, 2012, the commissioner shall determine the assignee to be an other applicant and for assignments made on or after July 1, 2012, the assignee shall assume the status of the assignor. Each applicant shall submit information regarding whether it is a municipal applicant, small, mid-

size or large station applicant or other applicant to the commissioner, on a form prescribed by the commissioner, and shall provide any additional information the commissioner deems necessary to make such determination. The commissioner shall not order payment or reimbursement to an applicant until the commissioner makes the determination required under this subdivision for such applicant.

Sec. 239. Subsection (c) of section 32-35 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(c) **[**The chairperson of the board shall be the Commissioner of Economic and Community Development**]** The Governor shall appoint a chairperson from among the board members. The directors shall annually elect one of their number as secretary. The board may elect such other officers of the board as it deems proper. Members shall receive no compensation for the performance of their duties hereunder but shall be reimbursed for necessary expenses incurred in the performance thereof.

Sec. 240. Section 51-47 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(a) The judges of the Superior Court, judges of the Appellate Court and judges of the Supreme Court shall receive annually salaries as follows:

[(1) On and after April 1, 2002, (A) the Chief Justice of the Supreme Court, one hundred forty-nine thousand five hundred eighty-two dollars; (B) the Chief Court Administrator if a judge of the Supreme Court, Appellate Court or Superior Court, one hundred forty-three thousand seven hundred thirty-eight dollars; (C) each associate judge of the Supreme Court, one hundred thirty-eight thousand four hundred four dollars; (D) the Chief Judge of the Appellate Court, one hundred thirty-six thousand eight hundred seventy-three dollars; (E) each judge of the Appellate Court, one hundred twenty-nine thousand

9184 nine hundred eighty-eight dollars; (F) the Deputy Chief Court
9185 Administrator if a judge of the Superior Court, one hundred twenty-
9186 seven thousand six hundred seventeen dollars; (G) each judge of the
9187 Superior Court, one hundred twenty-five thousand dollars.

9188 (2) On and after January 1, 2005, (A) the Chief Justice of the
9189 Supreme Court, one hundred fifty-seven thousand eight hundred nine
9190 dollars; (B) the Chief Court Administrator if a judge of the Supreme
9191 Court, Appellate Court or Superior Court, one hundred fifty-one
9192 thousand six hundred forty-four dollars; (C) each associate judge of
9193 the Supreme Court, one hundred forty-six thousand sixteen dollars;
9194 (D) the Chief Judge of the Appellate Court, one hundred forty-four
9195 thousand four hundred one dollars; (E) each judge of the Appellate
9196 Court, one hundred thirty-seven thousand one hundred thirty-seven
9197 dollars; (F) the Deputy Chief Court Administrator if a judge of the
9198 Superior Court, one hundred thirty-four thousand six hundred thirty-
9199 six dollars; (G) each judge of the Superior Court, one hundred thirty-
9200 one thousand eight hundred seventy-five dollars.

9201 (3) On and after January 1, 2006, (A) the Chief Justice of the
9202 Supreme Court, one hundred sixty-six thousand four hundred eighty-
9203 nine dollars; (B) the Chief Court Administrator if a judge of the
9204 Supreme Court, Appellate Court or Superior Court, one hundred fifty-
9205 nine thousand nine hundred eighty-four dollars; (C) each associate
9206 judge of the Supreme Court, one hundred fifty-four thousand forty-
9207 seven dollars; (D) the Chief Judge of the Appellate Court, one hundred
9208 fifty-two thousand three hundred forty-three dollars; (E) each judge of
9209 the Appellate Court, one hundred forty-four thousand six hundred
9210 eighty dollars; (F) the Deputy Chief Court Administrator if a judge of
9211 the Superior Court, one hundred forty-two thousand forty-one dollars;
9212 (G) each judge of the Superior Court, one hundred thirty-nine
9213 thousand one hundred twenty-eight dollars.

9214 (4) On and after January 1, 2007, (A) the Chief Justice of the
9215 Supreme Court, one hundred seventy-five thousand six hundred forty-

9216 five dollars; (B) the Chief Court Administrator if a judge of the
9217 Supreme Court, Appellate Court or Superior Court, one hundred sixty-
9218 eight thousand seven hundred eighty-three dollars; (C) each associate
9219 judge of the Supreme Court, one hundred sixty-two thousand five
9220 hundred twenty dollars; (D) the Chief Judge of the Appellate Court,
9221 one hundred sixty thousand seven hundred twenty-two dollars; (E)
9222 each judge of the Appellate Court, one hundred fifty-two thousand six
9223 hundred thirty-seven dollars; (F) the Deputy Chief Court
9224 Administrator if a judge of the Superior Court, one hundred forty-nine
9225 thousand eight hundred fifty-three dollars; (G) each judge of the
9226 Superior Court, one hundred forty-six thousand seven hundred eighty
9227 dollars.**]**

9228 (1) On and after July 1, 2013, (A) the Chief Justice of the Supreme
9229 Court, one hundred eighty-four thousand nine hundred fifty-four
9230 dollars; (B) the Chief Court Administrator if a judge of the Supreme
9231 Court, Appellate Court or Superior Court, one hundred seventy-seven
9232 thousand seven hundred twenty-eight dollars; (C) each associate judge
9233 of the Supreme Court, one hundred seventy-one thousand one-
9234 hundred thirty-four dollars; (D) the Chief Judge of the Appellate
9235 Court, one hundred sixty-nine thousand two-hundred forty dollars; (E)
9236 each judge of the Appellate Court, one hundred sixty thousand seven
9237 hundred twenty-seven dollars; (F) the Deputy Chief Court
9238 Administrator if a judge of the Superior Court, one hundred fifty-
9239 seven thousand seven hundred ninety-five dollars; (G) each judge of
9240 the Superior Court, one hundred fifty-four thousand five hundred
9241 fifty-nine dollars.

9242 (2) On and after July 1, 2014, (A) the Chief Justice of the Supreme
9243 Court, one hundred ninety-four thousand seven hundred fifty-seven
9244 dollars; (B) the Chief Court Administrator if a judge of the Supreme
9245 Court, Appellate Court or Superior Court, one hundred eighty-seven
9246 thousand one hundred forty-eight dollars; (C) each associate judge of
9247 the Supreme Court, one hundred eighty thousand two hundred four
9248 dollars; (D) the Chief Judge of the Appellate Court, one hundred

9249 seventy-eight thousand two hundred ten dollars; (E) each judge of the
9250 Appellate Court, one hundred sixty-nine thousand two hundred forty-
9251 five dollars; (F) the Deputy Chief Court Administrator if a judge of the
9252 Superior Court, one hundred sixty-six thousand one hundred fifty-
9253 eight dollars; (G) each judge of the Superior Court, one hundred sixty-
9254 two thousand seven hundred fifty-one dollars.

9255 (b) **[**In addition to the salary such judge is entitled to receive under
9256 subsection (a) of this section, a judge designated as the administrative
9257 judge of the appellate system shall receive one thousand dollars in
9258 annual salary, each Superior Court judge designated as the
9259 administrative judge of a judicial district shall receive one thousand
9260 dollars in annual salary and each Superior Court judge designated as
9261 the chief administrative judge for facilities, administrative appeals,
9262 judicial marshal service or judge trial referees or for the Family,
9263 Juvenile, Criminal or Civil Division of the Superior Court shall receive
9264 one thousand dollars in annual salary.**]**

9265 (1) In addition to the salary such judge is entitled to receive under
9266 subsection (a) of this section, on and after July 1, 2013, a judge
9267 designated as the administrative judge of the appellate system shall
9268 receive one thousand fifty-three dollars in annual salary, each Superior
9269 Court judge designated as the administrative judge of a judicial district
9270 shall receive one thousand fifty-three dollars in annual salary and each
9271 Superior Court judge designated as the chief administrative judge for
9272 facilities, administrative appeals, judicial marshal service or judge trial
9273 referees or for the Family, Juvenile, Criminal or Civil Division of the
9274 Superior Court shall receive one thousand fifty-three dollars in annual
9275 salary.

9276 (2) In addition to the salary such judge is entitled to receive under
9277 subsection (a) of this section, on and after July 1, 2014, a judge
9278 designated as the administrative judge of the appellate system shall
9279 receive one thousand one hundred nine dollars in annual salary, each
9280 Superior Court judge designated as the administrative judge of a

9281 judicial district shall receive one thousand one-hundred nine in annual
9282 salary and each Superior Court judge designated as the chief
9283 administrative judge for facilities, administrative appeals, judicial
9284 marshal service or judge trial referees or for the Family, Juvenile,
9285 Criminal or Civil Division of the Superior Court shall receive one
9286 thousand one-hundred nine dollars in annual salary.

9287 (c) Each such judge shall be an elector and a resident of this state,
9288 shall be a member of the bar of the state of Connecticut and shall not
9289 engage in private practice, nor on or after July 1, 1985, be a member of
9290 any board of directors or of any advisory board of any state bank and
9291 trust company, state bank or savings and loan association, national
9292 banking association or federal savings bank or savings and loan
9293 association. Nothing in this subsection shall preclude a senior judge
9294 from participating in any alternative dispute resolution program
9295 approved by STA-FED ADR, Inc.

9296 (d) Each such judge, excluding any senior judge, who has completed
9297 not less than ten years of service as a judge of either the Supreme
9298 Court, the Appellate Court, or the Superior Court, or of any
9299 combination of such courts, or of the Court of Common Pleas, the
9300 Juvenile Court or the Circuit Court, or other state service or service as
9301 an elected officer of the state, or any combination of such service, shall
9302 receive semiannual longevity payments based on service as a judge of
9303 any or all of such six courts, or other state service or service as an
9304 elected officer of the state, or any combination of such service,
9305 completed as of the first day of July and the first day of January of each
9306 year, as follows:

9307 (1) A judge who has completed ten or more years but less than
9308 fifteen years of service shall receive one-quarter of three per cent of the
9309 annual salary payable under subsection (a) of this section.

9310 (2) A judge who has completed fifteen or more years but less than
9311 twenty years of service shall receive one-half of three per cent of the

9312 annual salary payable under subsection (a) of this section.

9313 (3) A judge who has completed twenty or more years but less than
9314 twenty-five years of service shall receive three-quarters of three per
9315 cent of the annual salary payable under subsection (a) of this section.

9316 (4) A judge who has completed twenty-five or more years of service
9317 shall receive three per cent of the annual salary payable under
9318 subsection (a) of this section.

9319 Sec. 241. Subsection (h) of section 46b-231 of the general statutes is
9320 repealed and the following is substituted in lieu thereof (*Effective July*
9321 *1, 2013*):

9322 (h) **[**(1) On and after April 1, 2002, the Chief Family Support
9323 Magistrate shall receive a salary of one hundred eight thousand eight
9324 hundred twenty-one dollars, and other family support magistrates
9325 shall receive an annual salary of one hundred three thousand five
9326 hundred sixty-nine dollars.

9327 (2) On and after January 1, 2005, the Chief Family Support
9328 Magistrate shall receive a salary of one hundred fourteen thousand
9329 eight hundred six dollars, and other family support magistrates shall
9330 receive an annual salary of one hundred nine thousand two hundred
9331 sixty-five dollars.

9332 (3) On and after January 1, 2006, the Chief Family Support
9333 Magistrate shall receive a salary of one hundred twenty-one thousand
9334 one hundred twenty dollars, and other family support magistrates
9335 shall receive an annual salary of one hundred fifteen thousand two
9336 hundred seventy-five dollars.

9337 (4) On and after January 1, 2007, the Chief Family Support
9338 Magistrate shall receive a salary of one hundred twenty-seven
9339 thousand seven hundred eighty-two dollars, and other family support
9340 magistrates shall receive an annual salary of one hundred twenty-one

9341 thousand six hundred fifteen dollars.**]**

9342 (1) On and after July 1, 2013, the Chief Family Support Magistrate
9343 shall receive a salary of one hundred thirty-four thousand five
9344 hundred fifty-four dollars, and other family support magistrates shall
9345 receive an annual salary of one hundred twenty-eight thousand sixty-
9346 one dollars.

9347 (2) On and after July 1, 2014, the Chief Family Support Magistrate
9348 shall receive a salary of one hundred forty-one thousand six hundred
9349 eighty-six dollars, and other family support magistrates shall receive
9350 an annual salary of one hundred thirty-four thousand eight hundred
9351 forty-eight dollars.

9352 Sec. 242. Section 46b-236 of the general statutes is repealed and the
9353 following is substituted in lieu thereof (*Effective July 1, 2013*):

9354 (b) **[**Each**]** (1) On and after July 1, 2013, each family support referee
9355 shall receive, for acting as a family support referee, in addition to the
9356 retirement salary, the sum of **[**one hundred ninety**]** two hundred
9357 dollars and expenses, including mileage, for each day a family support
9358 referee is so engaged.

9359 (2) On and after July 1, 2014, each family support referee shall
9360 receive, for acting as a family support referee, in addition to the
9361 retirement salary, the sum of two hundred eleven dollars and
9362 expenses, including mileage, for each day a family support referee is so
9363 engaged.

9364 Sec. 243. Subsection (f) of section 52-434 of the general statutes is
9365 repealed and the following is substituted in lieu thereof (*Effective July*
9366 *1, 2013*):

9367 (f) Each judge trial referee shall receive, for acting as a referee or as a
9368 single auditor or committee of any court or for performing duties
9369 assigned by the Chief Court Administrator with the approval of the

9370 Chief Justice, for each day the judge trial referee is so engaged, in
9371 addition to the retirement salary: (1) (A) On and after [January 1, 2006,
9372 and before January 1, 2007] July 1, 2013, the sum of two hundred
9373 [fifteen] thirty-two dollars, and (B) on and after [January 1, 2007] July
9374 1, 2014, the sum of two hundred [twenty] forty-four dollars; and (2)
9375 expenses, including mileage. Such amounts shall be taxed by the court
9376 making the reference in the same manner as other court expenses.

9377 Sec. 244. (NEW) (*Effective July 1, 2013*) (a) There is established a
9378 Connecticut Arts Council within the Department of Economic and
9379 Community Development to foster and support the arts. The council
9380 shall consist of thirteen members as follows:

9381 (1) Five appointed by the Governor for a term of four years, one of
9382 whom shall be the head of a state-wide arts organization;

9383 (2) One appointed by the speaker of the House of Representatives;
9384 for a term of three years;

9385 (3) One appointed by the president pro tempore of the Senate; for a
9386 term of three years;

9387 (4) One appointed by the majority leader of the House of
9388 Representatives; for a term of three years;

9389 (5) One appointed by the majority leader of the Senate; for a term of
9390 three years;

9391 (6) One appointed by the minority leader of the House of
9392 Representatives; for a term of three years;

9393 (7) One appointed by the minority leader of the Senate; for a term of
9394 three years;

9395 (8) The Commissioner of Economic and Community Development;
9396 who shall be an ex-officio voting member; and

9397 (9) An employee of the Department of Economic and Community
9398 Development responsible for arts and culture, who shall be designated
9399 by the Commissioner of Economic and Community Development and
9400 be an ex-officio nonvoting member.

9401 All initial appointments to the council pursuant to this subsection
9402 shall be made not later than October 1, 2013. No member shall serve
9403 for more than two consecutive full terms. The Governor shall
9404 biennially designate one member of the council to serve as the
9405 chairperson of the council. Any appointed member who fails to attend
9406 three consecutive meetings of the board or who fails to attend fifty per
9407 cent of all meetings of the council held during any calendar year shall
9408 be deemed to have resigned from the council. Any vacancy occurring
9409 on the council shall be filled by the appointing authority for the
9410 balance of the unexpired term. Any member appointed by the
9411 Governor may be removed as provided by section 4-12 of the general
9412 statutes.

9413 (b) The chairperson shall call the first meeting of the council not
9414 later than October 31, 2013. The council shall meet not less than
9415 quarterly thereafter and at such other times as the chairperson deems
9416 necessary.

9417 (c) Seven voting members of the council shall constitute a quorum
9418 for the transaction of any business or the exercise of any power of the
9419 council. For the transaction of any business or the exercise of any
9420 power of the council, and except as otherwise provided in this section,
9421 the council may act by a majority of the members present at any
9422 meeting at which a quorum is in attendance.

9423 (d) No member of the council shall receive compensation for such
9424 member's services, except that each member shall be entitled to
9425 reimbursement for actual and necessary expenses incurred during the
9426 performance of such member's official duties.

9427 Sec. 245. (NEW) (*Effective July 1, 2013*) (a) In accordance with

9428 subdivision (4) of section 10-400 of the general statutes, the
9429 Connecticut Arts Council is authorized to establish and manage a
9430 nonprofit foundation, the Connecticut Arts Council Foundation and
9431 shall serve as the board of directors of such foundation.

9432 (b) The Connecticut Arts Council Foundation established pursuant
9433 to subsection (a) of this section may, subject to the direction, regulation
9434 and authorization or ratification by the board of directors:

9435 (1) Receive, solicit, contract for and collect, and hold in separate
9436 custody for purposes herein expressed or implied, endowments,
9437 donations, compensation and reimbursement, in the form of money
9438 paid or promised, services, materials, equipment or any other things
9439 tangible or intangible that may be acceptable to the foundation;

9440 (2) Disburse funds acquired by the foundation from any source, for
9441 (A) purposes of fostering the creation, preservation and expansion of
9442 the arts in the state, (B) the dissemination of information related to
9443 such activities, and (C) other purposes approved by the board and
9444 consistent with sections 10-400 to 10-402, inclusive, of the general
9445 statutes;

9446 (3) Apply for and receive assistance from any source, including
9447 grants of money and services from national and state bodies and
9448 foundations, provided the foundation shall cooperate with and make
9449 efforts to avoid competing directly with other arts organizations in the
9450 state when applying for such assistance; and

9451 (4) Execute contracts for the purpose of carrying out the provisions
9452 of sections 10-400 to 10-402, inclusive, of the general statutes.

9453 (c) The Connecticut Arts Council Foundation shall comply with the
9454 requirements of section 4-37f of the general statutes. All property and
9455 rights of every character, tangible and intangible, placed in the custody
9456 of the foundation in accordance with said section shall be held by the
9457 foundation in trust for the uses specified herein and in section 10-400

of the general statutes. The entire beneficial ownership thereof shall vest in the Department of Economic and Community Development and the board of directors shall exercise complete control thereof.

Sec. 246. Section 10-405 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2013*):

For purposes of this section and sections 10-406 to 10-408, inclusive:

(1) "Arts organization" means a nonprofit organization in the state which is exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as from time to time amended, the primary purpose of which is to create, perform, present or otherwise promote the visual, performing or literary arts in the state, but shall not mean an organization, the primary purpose of which is instructional, or an organization, the primary purpose of which is to receive contributions for and provide funding to arts organizations;

(2) "Department" means the Department of Economic and Community Development;

(3) "Connecticut Arts Council" means the council established pursuant to section 244 of this act;

[(3)**]** (4) "Contribution" means cash, negotiable securities or other gifts of similar liquidity;

[(4)**]** (5) "Donor" means a private organization, the primary purpose of which is to receive contributions for and provide funding to arts organizations, a private foundation or private corporation, partnership, single proprietorship or association or person making a contribution to an arts organization;

[(5)**]** (6) "Fiscal year" means a period of twelve calendar months as determined by the arts organization's bylaws.

Sec. 247. Section 10-406 of the general statutes is repealed and the

following is substituted in lieu thereof (*Effective October 1, 2013*):

There is created a "Connecticut Arts Endowment Fund". The proceeds of any bonds issued for the purposes of sections 10-405 to 10-408, inclusive, as amended by this act, shall be deposited in said fund. The State Treasurer shall invest the proceeds of the fund and the investment earnings shall be credited to and become part of the fund. Annually, on or before September first, the Treasurer shall notify the department and the Connecticut Arts Council of the total amount of investment earnings of the fund for the prior fiscal year and such amount shall be available to the department for payments pursuant to sections 10-407 and 10-408. Any balance remaining in the fund at the end of each fiscal year shall be carried forward in the fund for the succeeding fiscal year.

Sec. 248. Section 10-408 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2013*):

Annually, on or before December fifteenth, an arts organization may apply to the department for a state matching grant, provided the organization includes in its application a copy of its Internal Revenue Service return of organization exempt from income tax form, or any replacement form adopted by the Internal Revenue Service, showing the total amount of contributions received from donors for the arts organization's two most recently completed fiscal years. On or before the January fifteenth next following, the Connecticut Arts Council shall notify the department **[**shall certify to the Treasurer**]** of an amount equal to the total matching grants as calculated pursuant to section 10-407 and the department shall certify such amount to the Treasurer. Thereafter, the Treasurer shall make available such amount to the department and the department shall, on or before April fifteenth, pay to each arts organization a grant as calculated pursuant to said section 10-407.

Sec. 249. Section 16a-4c of the general statutes is repealed and the

following is substituted in lieu thereof (*Effective from passage*):

(a) On or before January 1, 2014, and at least every twenty years thereafter, the Secretary of the Office of Policy and Management, within available appropriations, and in consultation with regional planning organizations, as defined in section 4-124i, as amended by this act, the Connecticut Conference of Municipalities, the Connecticut Council of Small Towns, the Commissioner of Transportation and the chairpersons and ranking members of the joint standing committee of the General Assembly having cognizance of matters relating to planning and development, shall conduct an analysis of the boundaries of logical planning regions designated or redesignated under section 16a-4a, as amended by this act. As part of such analysis, the secretary shall evaluate opportunities for coordinated planning and the regional delivery of state and local services. Such analysis shall include, but not be limited to, an evaluation of (1) economic regions, including regional economic development districts established pursuant to chapter 588ff; (2) comprehensive economic development strategies developed by such regional economic development districts; (3) labor market areas and workforce investment regions; (4) natural boundaries, including watersheds, coastlines, ecosystems and habitats; (5) relationships between urban, suburban and rural areas, including central cities and areas outside of the state; (6) census and other demographic information, including areas in the state designated by the United States Census Bureau as urbanized areas and urbanized clusters; (7) political boundaries, including municipal boundaries and congressional, senate and assembly districts; (8) transportation corridors, connectivity and boundaries, including the boundaries of metropolitan planning agencies; (9) current federal, state and municipal service delivery regions, including, but not limited to, regions established to provide emergency, health, transportation or human services; and (10) the current capacity of each regional planning organization to deliver diverse state and local services and to comply with the requirements of any relevant federal transportation

9550 authorizing acts. Such analysis shall also establish a minimum size for
9551 logical planning areas that takes into consideration the number of
9552 municipalities, total population, total square mileage and whether
9553 [the] a proposed planning region will have the capacity to successfully
9554 deliver [necessary regional services] sophisticated planning activities
9555 and regional services. Such analysis shall consider designating rural
9556 regions in areas of the state that do not have urbanized areas. The
9557 secretary may enter into such contractual agreements as may be
9558 necessary to carry out the purposes of this subsection. On or before
9559 October 1, 2013, said secretary shall submit a report, in accordance
9560 with section 11-4a, to the joint standing committee of the General
9561 Assembly having cognizance of matters concerning planning and
9562 development. Such report shall provide the status of the analysis
9563 required pursuant to this subsection.

9564 (b) Any two or more contiguous planning regions that contain a
9565 total of fourteen or more municipalities and voluntarily consolidate to
9566 form a single [regional council of governments or regional council of
9567 elected officials] planning region shall be exempt from redesignation
9568 pursuant to subsection (a) of this section, provided the Secretary of the
9569 Office of Policy and Management formally redesignates such planning
9570 regions prior to January 1, 2014. The secretary may, in his or her
9571 discretion, waive the requirement that such redesignated planning
9572 region contain a total of fourteen or more municipalities.

9573 (c) (1) The secretary shall, not later than January 1, 2014, notify the
9574 chief executive officer of each municipality located in a planning
9575 region in which the boundaries are proposed for redesignation. If the
9576 legislative body of the municipality objects to such proposed
9577 redesignation, the chief executive officer of the municipality may, not
9578 later than thirty days after the date of receipt of the notice of
9579 redesignation, petition the secretary to attend a meeting of such
9580 legislative body. The petition shall specify the location, date and time
9581 of the meeting. The meeting shall be held not later than sixty days after
9582 the date of the petition. The secretary shall make a reasonable attempt

9583 to appear at the meeting, or at a meeting on another date within the
9584 sixty-day period. If the secretary is unable to attend a meeting within
9585 the sixty-day period, the secretary and the chief executive officer of the
9586 municipality shall jointly schedule a date and time for the meeting,
9587 provided such meeting shall be held not later than two hundred ten
9588 days after the date of the notice to the chief executive officer. At such
9589 meeting, the legislative body of the municipality shall inform the
9590 secretary of the objections to the proposed redesignation of the
9591 planning area boundaries. The secretary shall consider fully the oral
9592 and written objections of the legislative body and may redesignate the
9593 boundaries. Not later than sixty days after the date of the meeting, the
9594 secretary shall notify the chief executive officer of the determination
9595 concerning the proposed redesignation. The notice of determination
9596 shall include the reasons for such determination. As used in this
9597 subsection, "municipality" means a town, city or consolidated town
9598 and borough; "legislative body" means the board of selectmen, town
9599 council, city council, board of alderman, board of directors, board of
9600 representatives or board of the warden and burgesses of a
9601 municipality; and "secretary" means the Secretary of the Office of
9602 Policy and Management or the designee of the secretary.

9603 (2) Any revision to the boundaries of a planning area, based on the
9604 analysis completed pursuant to subsection (a) of this section or due to
9605 a modification by the secretary in accordance with this subsection,
9606 shall be effective on January 1, 2015.

9607 Sec. 250. (NEW) (*Effective from passage*) (a) On or before January 1,
9608 2015, each regional planning agency created pursuant to sections 8-31a
9609 to 8-37a, inclusive, of the general statutes, revision of 1958, revised to
9610 January 1, 2013, and each regional council of elected officials created
9611 pursuant to sections 4-124c to 4-124h, inclusive, of the general statutes,
9612 shall be restructured to form a regional council of governments as
9613 provided in section 4-124j of the general statutes, as amended by this
9614 act.

9615 (b) A regional council of governments may accept or participate in
9616 any grant, donation or program available to any political subdivision
9617 of the state and may also accept or participate in any grant, donation or
9618 program made available to counties by any other governmental or
9619 private entity. Notwithstanding the provisions of any special or public
9620 act, any political subdivision of the state may enter into an agreement
9621 with a regional council of governments to perform jointly or to
9622 provide, alone or in cooperation with any other entity, any service,
9623 activity or undertaking that the political subdivision is authorized by
9624 law to perform. A regional council of governments established
9625 pursuant to this section may administer and provide regional services
9626 to municipalities and may delegate such authority to subregional
9627 groups of such municipalities. Regional services provided to member
9628 municipalities shall be determined by each regional council of
9629 governments and may include, without limitation, the following
9630 services: (1) Engineering; (2) inspectional and planning; (3) economic
9631 development; (4) public safety; (5) emergency management; (6) animal
9632 control; (7) land use management; (8) tourism promotion; (9) social;
9633 (10) health; (11) education; (12) data management; (13) regional
9634 sewerage; (14) housing; (15) computerized mapping; (16) household
9635 hazardous waste collection; (17) recycling; (18) public facility siting;
9636 (19) coordination of master planning; (20) vocational training and
9637 development; (21) solid waste disposal; (22) fire protection; (23)
9638 regional resource protection; (24) regional impact studies; and (25)
9639 transportation.

9640 (c) On January 1, 2014, and annually thereafter, each regional
9641 planning agency, regional council of elected officials and regional
9642 council of governments, shall submit a report to the Secretary of the
9643 Office of Policy and Management and to the joint standing committee
9644 of the General Assembly having cognizance of matters relating to
9645 municipalities. Such report shall include the following: (1) A
9646 description of any regional program, project or initiative provided or
9647 planned by such regional council of governments; (2) a description of

9648 any expenditure, including the source of funding, spent on each such
9649 regional program, project or initiative and a cost-benefit analysis for
9650 such expenditure; (3) a list of existing services provided by a
9651 municipality or by the state that, in the opinion of the regional council
9652 of governments, could be transferred to such regional council of
9653 governments and any efficiency associated with such transfer; (4) a
9654 discussion and review of the performance of any regional program,
9655 project or initiative, including any recommendations for legislative
9656 action; and (5) specific annual goals and objectives and quantifiable
9657 outcome measures for each program, project or initiative administered
9658 or provided by such regional council of governments.

9659 Sec. 251. Section 4-66k of the general statutes is repealed and the
9660 following is substituted in lieu thereof (*Effective from passage*):

9661 (a) There is established an account to be known as the "regional
9662 **[**performance**]** planning incentive account" which shall be a separate,
9663 nonlapsing account within the General Fund. The account shall
9664 contain any moneys required by law to be deposited in the account.
9665 Moneys in the account shall be expended by the Secretary of the Office
9666 of Policy and Management in accordance with subsection (b) of this
9667 section for the purposes of **[**(1)**]** first providing funding to regional
9668 planning organizations in accordance with the provisions of
9669 subsections (b) and (c) of this section and then to providing grants
9670 under the regional performance incentive program established
9671 pursuant to section 4-124s, as amended by this act. **[**and (2) providing
9672 funding to the Voluntary Regional Consolidation Bonus Pool
9673 established pursuant to subsection (b) of section 4-124q.**]**

9674 (b) For the fiscal year ending June 30, 2014, funds from the regional
9675 planning incentive account shall be distributed to each regional
9676 planning organization, as defined in section 4-124i, revision of 1958,
9677 revised to January 1, 2013, in the amount of one hundred twenty-five
9678 thousand dollars. Any regional council of governments that is
9679 comprised of any two or more regional planning organizations that

9680 voluntarily consolidate on or before December 31, 2013, shall receive
9681 an additional payment in an amount equal to the amount the regional
9682 planning organizations would have received if such regional planning
9683 organizations had not voluntarily consolidated.

9684 (c) Beginning in the fiscal year ending June 30, 2015, and annually
9685 thereafter, funds from the regional planning incentive account shall be
9686 distributed to each regional council of governments formed pursuant
9687 to section 4-124j, as amended by this act, in the amount of one hundred
9688 twenty-five thousand dollars plus fifty cents per capita, using
9689 population information from the most recent federal decennial census.
9690 Any regional council of governments that is comprised of any two or
9691 more regional planning organizations, as defined in section 4-124i,
9692 revision of 1958, revised to January 1, 2013, that voluntarily
9693 consolidated on or before December 31, 2013, shall receive a payment
9694 in the amount of one hundred twenty-five thousand dollars for each
9695 such regional planning organization that voluntarily consolidated on
9696 or before said date.

9697 Sec. 252. Subsection (a) of section 2-79a of the general statutes is
9698 repealed and the following is substituted in lieu thereof (*Effective*
9699 *January 1, 2015*):

9700 (a) There shall be a Connecticut Advisory Commission on
9701 Intergovernmental Relations. The purpose of the commission shall be
9702 to enhance coordination and cooperation between the state and local
9703 governments. The commission shall consist of the president pro
9704 tempore of the Senate, the speaker of the House of Representatives, the
9705 minority leader of the Senate, the minority leader of the House of
9706 Representatives, the Secretary of the Office of Policy and Management,
9707 the Commissioners of Education, Environmental Protection, Economic
9708 and Community Development, or their designees, and sixteen
9709 additional members as follows: (1) Six municipal officials appointed by
9710 the Governor, four of whom shall be selected from a list of nominees
9711 submitted to him by the Connecticut Conference of Municipalities and

9712 two of whom shall be selected from a list submitted by the Council of
9713 Small Towns. Two of such six officials shall be from towns having
9714 populations of twenty thousand or less persons, two shall be from
9715 towns having populations of more than twenty thousand but less than
9716 sixty thousand persons and two shall be from towns having
9717 populations of sixty thousand or more persons; (2) two local public
9718 education officials appointed by the Governor, one of whom shall be
9719 selected from a list of nominees submitted to him by the Connecticut
9720 Association of Boards of Education and one of whom shall be selected
9721 from a list submitted by the Connecticut Association of School
9722 Administrators; (3) one representative of a regional council of
9723 governments **[**or a regional planning agency**]** appointed by the
9724 Governor from a list of nominees submitted to him by the Regional
9725 Planning Association of Connecticut; (4) five persons who do not hold
9726 elected or appointed office in state or local government, one of whom
9727 shall be appointed by the Governor, one of whom shall be appointed
9728 by the president pro tempore of the Senate, one of whom shall be
9729 appointed by the speaker of the House of Representatives, one of
9730 whom shall be appointed by the minority leader of the Senate and one
9731 of whom shall be appointed by the minority leader of the House of
9732 Representatives; (5) one representative of the Connecticut Conference
9733 of Municipalities appointed by said conference; and (6) one
9734 representative of the Council of Small Towns appointed by said
9735 council. Each member of the commission appointed pursuant to
9736 subdivisions (1) to (6), inclusive, <u>of this subsection</u> shall serve for a
9737 term of two years. All other members shall serve for terms which are
9738 coterminous with their terms of office. The Governor shall appoint a
9739 chairperson and a vice-chairperson from among the commission
9740 members. Members of the General Assembly may serve as
9741 gubernatorial appointees to the commission. Members of the
9742 commission shall not be compensated for their services but shall be
9743 reimbursed for necessary expenses incurred in the performance of
9744 their duties.

9745 Sec. 253. Section 4-124s of the general statutes is repealed and the
9746 following is substituted in lieu thereof (*Effective from passage*):

9747 (a) For purposes of this section:

9748 (1) "Regional council of governments" means any such council
9749 organized under the provisions of sections 4-124i to 4-124p, inclusive;

9750 (2) "Regional council of elected officials" means any such council
9751 organized under the provisions of sections 4-124c to 4-124h, inclusive;

9752 (3) "Regional planning agency" means an agency defined in chapter
9753 127;

9754 (4) "Municipality" means a town, city or consolidated town and
9755 borough;

9756 (5) "Legislative body" means the board of selectmen, town council,
9757 city council, board of alderman, board of directors, board of
9758 representatives or board of the mayor and burgesses of a municipality;
9759 and

9760 (6) "Secretary" means the Secretary of the Office of Policy and
9761 Management or the designee of the secretary.

9762 (b) There is established a regional performance incentive program
9763 that shall be administered by the Secretary of the Office of Policy and
9764 Management. **[**On or before December 1, 2011, any regional planning
9765 agency, any regional council of elected officials, any regional council of
9766 governments, any two or more municipalities, any economic
9767 development district or any combination thereof, may submit to said
9768 secretary a proposal for joint provision of a service or services that are
9769 currently provided by municipalities within the region of such agency
9770 or council or contiguous thereto, but not currently provided on a
9771 regional basis.**]** On or before December 31, 2011, and annually
9772 thereafter, any **[**such entity**]** <u>regional planning agency, any regional</u>
9773 <u>council of elected officials, any regional council of governments, any</u>

9774 two or more municipalities acting through a regional planning agency,
9775 regional council of elected officials or regional council of governments,
9776 any economic development district or any combination thereof may
9777 submit a proposal to the secretary for: (1) The joint provision of any
9778 service that one or more participating municipalities of such council or
9779 agency currently provide but which is not provided on a regional
9780 basis, **[**or**]** (2) a planning study regarding the joint provision of any
9781 service on a regional basis, or (3) shared information technology
9782 services. A copy of said proposal shall be sent to the legislators
9783 representing said participating municipalities.

9784 (c) (1) An entity specified in subsection (a) of this section shall
9785 submit each proposal in the form and manner the secretary prescribes
9786 and shall, at a minimum, provide the following information for each
9787 proposal: (A) Service description; (B) the explanation of the need for
9788 such service; (C) the method of delivering such service on a regional
9789 basis; (D) the organization that would be responsible for regional
9790 service delivery; (E) a description of the population that would be
9791 served; (F) the manner in which regional service delivery will achieve
9792 economies of scale; (G) the amount by which participating
9793 municipalities will reduce their mill rates as a result of savings
9794 realized; (H) a cost benefit analysis for the provision of the service by
9795 each participating municipality and by the entity submitting the
9796 proposal; (I) a plan of implementation for delivery of the service on a
9797 regional basis; (J) a resolution endorsing such proposal approved by
9798 the legislative body of each participating municipality; and (K) an
9799 explanation of the potential legal obstacles, if any, to the regional
9800 provision of the service.

9801 (2) The secretary shall review each proposal and shall award grants
9802 for proposals the secretary determines best meet the requirements of
9803 this section. In awarding such grants, the secretary shall give priority
9804 to a proposal submitted by (A) any entity specified in subsection (a) of
9805 this section that includes participation of all of the member
9806 municipalities of such entity, and which may increase the purchasing

power of participating municipalities or provide a cost savings initiative resulting in a decrease in expenses of such municipalities, allowing such municipalities to lower property taxes, and (B) any economic development district.

(d) On or before December 31, 2013, and annually thereafter, in addition to any proposal submitted pursuant to this section, any municipality or regional council of governments may apply to the secretary for a grant to fund: (1) Operating costs associated with connecting to the state-wide high speed, flexible network developed pursuant to section 4d-80, as amended by this act; and (2) capital cost associated with connecting to such network, including expenses associated with building out the internal fiber network connections required to connect to such network, provided the secretary shall make any such grant available in accordance with the two-year schedule by which the Bureau of Enterprise Systems and Technology recommends connecting each municipality and regional council of governments to such network. Any municipality or regional council of governments shall submit each application in the form and manner the secretary prescribes.

[(d)**]** (e) The secretary shall submit to the Governor and the joint standing committee of the General Assembly having cognizance of matters relating to finance, revenue and bonding a report on the grants provided pursuant to this section. Each such report shall include information on the amount of each grant, and the potential of each grant for leveraging other public and private investments. The secretary shall submit a report for the fiscal year commencing July 1, 2011, not later than February 1, 2012, and shall submit a report for each subsequent fiscal year not later than the first day of March in such fiscal year. Such reports shall include the property tax reductions achieved by means of the program established pursuant to this section.

Sec. 254. Section 4-124s of the general statutes, as amended by section 253 of this act, is repealed and the following is substituted in

9839 lieu thereof (*Effective January 1, 2015*):

9840 (a) For purposes of this section:

9841 (1) "Regional council of governments" means any such council
9842 organized under the provisions of sections 4-124i to 4-124p, inclusive;

9843 **[**(2) "Regional council of elected officials" means any such council
9844 organized under the provisions of sections 4-124c to 4-124h, inclusive;

9845 (3) "Regional planning agency" means an agency defined in chapter
9846 127;**]**

9847 **[**(4)**]** (2) "Municipality" means a town, city or consolidated town and
9848 borough;

9849 **[**(5)**]** (3) "Legislative body" means the board of selectmen, town
9850 council, city council, board of alderman, board of directors, board of
9851 representatives or board of the mayor and burgesses of a municipality;
9852 and

9853 **[**(6)**]** (4) "Secretary" means the Secretary of the Office of Policy and
9854 Management or the designee of the secretary.

9855 (b) There is established a regional performance incentive program
9856 that shall be administered by the Secretary of the Office of Policy and
9857 Management. On or before December 31, 2011, and annually
9858 thereafter, any **[**regional planning agency, any regional council of
9859 elected officials, any**]** regional council of governments, any two or
9860 more municipalities acting through a **[**regional planning agency,
9861 regional council of elected officials or**]** regional council of
9862 governments, any economic development district or any combination
9863 thereof may submit a proposal to the secretary for: (1) The joint
9864 provision of any service that one or more participating municipalities
9865 of such council or agency currently provide but which is not provided
9866 on a regional basis, (2) a planning study regarding the joint provision
9867 of any service on a regional basis, or (3) shared information technology

9868 services. A copy of said proposal shall be sent to the legislators
9869 representing said participating municipalities.

9870 (c) (1) **[**An entity specified in subsection (a) of this section**]** A
9871 regional council of governments or an economic development district
9872 shall submit each proposal in the form and manner the secretary
9873 prescribes and shall, at a minimum, provide the following information
9874 for each proposal: (A) Service description; (B) the explanation of the
9875 need for such service; (C) the method of delivering such service on a
9876 regional basis; (D) the organization that would be responsible for
9877 regional service delivery; (E) a description of the population that
9878 would be served; (F) the manner in which regional service delivery
9879 will achieve economies of scale; (G) the amount by which participating
9880 municipalities will reduce their mill rates as a result of savings
9881 realized; (H) a cost benefit analysis for the provision of the service by
9882 each participating municipality and by the entity submitting the
9883 proposal; (I) a plan of implementation for delivery of the service on a
9884 regional basis; (J) a resolution endorsing such proposal approved by
9885 the legislative body of each participating municipality; and (K) an
9886 explanation of the potential legal obstacles, if any, to the regional
9887 provision of the service.

9888 (2) The secretary shall review each proposal and shall award grants
9889 for proposals the secretary determines best meet the requirements of
9890 this section. In awarding such grants, the secretary shall give priority
9891 to a proposal submitted by (A) any entity specified in subsection (a) of
9892 this section that includes participation of all of the member
9893 municipalities of such entity, and which may increase the purchasing
9894 power of participating municipalities or provide a cost savings
9895 initiative resulting in a decrease in expenses of such municipalities,
9896 allowing such municipalities to lower property taxes, and (B) any
9897 economic development district.

9898 (d) On or before December 31, 2013, and annually thereafter, in
9899 addition to any proposal submitted pursuant to this section, any

9900 municipality or regional council of governments may apply to the
9901 secretary for a grant to fund: (1) operating costs associated with
9902 connecting to the state-wide high speed, flexible network developed
9903 pursuant to section 4d-80, as amended by this act, including the costs
9904 to connect at the same rate as other government entities served by such
9905 network; and (2) capital cost associated with connecting to such
9906 network, including expenses associated with building out the internal
9907 fiber network connections required to connect to such network,
9908 provided the secretary shall make any such grant available in
9909 accordance with the two-year schedule by which the Bureau of
9910 Enterprise Systems and Technology recommends connecting each
9911 municipality and regional council of governments to such network.
9912 Any municipality or regional council of governments shall submit each
9913 application in the form and manner the secretary prescribes.

9914 (e) The secretary shall submit to the Governor and the joint standing
9915 committee of the General Assembly having cognizance of matters
9916 relating to finance, revenue and bonding a report on the grants
9917 provided pursuant to this section. Each such report shall include
9918 information on the amount of each grant, and the potential of each
9919 grant for leveraging other public and private investments. The
9920 secretary shall submit a report for the fiscal year commencing July 1,
9921 2011, not later than February 1, 2012, and shall submit a report for each
9922 subsequent fiscal year not later than the first day of March in such
9923 fiscal year. Such reports shall include the property tax reductions
9924 achieved by means of the program established pursuant to this section.

9925 Sec. 255. Subsections (a) and (b) of section 4d-80 of the general
9926 statutes are repealed and the following is substituted in lieu thereof
9927 *(Effective July 1, 2013)*:

9928 (a) There is established a Commission for Educational Technology
9929 within the Department of Administrative Services. The commission
9930 shall consist of <u>the following members or their designees</u>: (1) The
9931 <u>Secretary of the Office of Policy and Management, the</u> Commissioner

9932 of Administrative Services, [or the commissioner's designee,] the
9933 Commissioner of Education, the Commissioner of Economic and
9934 Community Development, the president of The University of
9935 Connecticut and the president of the Board of Regents for Higher
9936 Education, [or their designees,] the State Librarian [, or the State
9937 Librarian's designee, the chairperson of the Public Utilities Regulatory
9938 Authority, or the chairperson's designee, the chief executive officers of
9939 the constituent units of the state system of higher education, or their
9940 designees] and the Consumer Counsel, (2) one member each
9941 representing the Connecticut Conference of Independent Colleges, the
9942 Connecticut Association of Boards of Education, the [Connecticut
9943 Association of Public School Superintendents, the Connecticut
9944 Educators Computer Association,] the Connecticut Conference of
9945 Municipalities, the Connecticut Council of Small Towns and the
9946 Connecticut Library Association, (3) [a secondary school teacher
9947 designated by the Connecticut Education Association and an
9948 elementary school teacher designated by the Connecticut Federation of
9949 Educational and Professional Employees, and (4)] four members who
9950 represent business [and] or have expertise in information technology,
9951 [one each] two of whom shall be appointed by the Governor, [the
9952 Lieutenant Governor,] one of whom shall be appointed by the speaker
9953 of the House of Representatives and one of whom shall be appointed
9954 by the president pro tempore of the Senate, (4) one member who is a
9955 chief elected official of a municipality, who shall be appointed by the
9956 minority leader of the Senate, and (5) one member who is a
9957 representative of small business who shall be appointed by the
9958 minority leader of the House of Representatives. The commission shall
9959 convene a meeting at least once during each calendar quarter. [The
9960 Lieutenant Governor shall convene the first meeting of the commission
9961 on or before September 1, 2000.]

9962 (b) The [commission shall elect] Governor shall appoint a
9963 chairperson from among [its] the members of the commission or their
9964 designees. Subject to the provisions of chapter 67, and within available

9965 appropriations, the commission may appoint an executive director and
9966 such other employees as may be necessary for the discharge of the
9967 duties of the commission. Notwithstanding any provision of the
9968 general statutes, the executive director shall have the option to elect
9969 participation in the state employees retirement system, or the alternate
9970 retirement program established for eligible employees in higher
9971 education or the teachers' retirement system.

9972 Sec. 256. (*Effective from passage*) The Bureau of Enterprise Systems
9973 and Technology shall, in consultation with regional councils of
9974 governments, recommend a two-year schedule by which to connect
9975 each municipality and regional council of governments to the state-
9976 wide high speed, flexible network developed pursuant to section 4d-80
9977 of the general statutes, as amended by this act. On or before October 1,
9978 2013, said bureau shall submit the recommended two-year schedule, in
9979 accordance with section 11-4a of the general statutes, to the joint
9980 standing committee of the General Assembly having cognizance of
9981 matters relating to municipalities.

9982 Sec. 257. (NEW) (*Effective from passage*) (a) Not later than July 1, 2014,
9983 the Secretary of the Office of Policy and Management shall, in
9984 consultation with the Department of Education, the Connecticut
9985 Conference of Municipalities and the Council of Small Towns, develop
9986 and implement a uniform system of accounting for municipal
9987 revenues and expenditures, including, but not limited to, board of
9988 education and grant agency expenditures and revenue. Such uniform
9989 system of accounting shall include a uniform chart of accounts to be
9990 used at the municipal level. Such chart of accounts shall include, but
9991 not be limited to, all amounts and sources of revenue and donations of
9992 cash and real or personal property in the aggregate totaling five
9993 hundred dollars or more received by a municipality. The secretary
9994 shall make such chart of accounts available on the Internet web site of
9995 the Office of Policy and Management.

9996 (b) Not later than June 30, 2015, each municipality shall implement

the uniform system of accounting for municipal revenues and expenditures developed pursuant to subsection (a) of this section by using such uniform system to complete and file annual reports with the Office of Policy and Management as may be required by the secretary in order to increase transparency regarding municipal expenditures and to meet the state's benchmarking goals.

Sec. 258. Section 4-124i of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

As used in sections 4-124i to 4-124p, inclusive, as amended by this act:

(1) "Planning region" means a planning region of the state as defined or redefined by the Secretary of the Office of Policy and Management, or his designee under the provisions of section 16a-4a, as amended by this act;

[(2) "Regional council of elected officials" means any regional council of elected officials organized under the provisions of this chapter;

(3) "Regional planning agency" means any regional planning agency organized under the provisions of chapter 127;**]**

[(4)**]** (2) "Chief elected official" means the highest ranking elected governmental official of any town, city or borough within the state;

[(5)**]** (3) "Elected official" means any selectman, mayor, alderman, or member of a common council or other similar legislative body of any town or city, or warden or burgess of any borough;

[(6)**]** (4) "Council" means a regional council of governments organized under the provisions of sections 4-124i to 4-124p, inclusive, as amended by this act;

[(7)**]** (5) "Member" means any town, city or borough within a

planning region of the state having become a member of a regional council of governments in accordance with [said] sections [;] 4-124i to 4-124p, inclusive, as amended by this act.

[(8) "Regional planning organization" means a regional council of governments organized under the provisions of sections 4-124i to 4-124p, inclusive, a regional council of elected officials organized under the provisions of sections 4-124c to 4-124h, inclusive, or a regional planning agency organized under the provisions of chapter 127.]

Sec. 259. Section 4-124j of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Within any planning region of the state a regional council of governments may be created by the adoption of sections 4-124i to 4-124p, inclusive, by ordinance of the legislative bodies of not less than sixty per cent of all towns, cities and boroughs within such planning region entitled to membership on such council as hereinafter provided. [Where any regional council of elected officials, or a regional planning agency, exist within a planning region, a regional council of governments may be created either as hereinabove provided, or by the adoption of said sections by resolution of any such regional council or councils of elected officials and any such regional planning agency, and the ratification of any such resolution by ordinance of the legislative bodies of not less than sixty per cent of all such towns, cities and boroughs.] All towns, cities and boroughs within a planning region shall be entitled to membership on such council, including any city or borough with boundaries not coterminous with the boundaries of the town in which it is located. Any nonmember town, city or borough entitled to membership may join the council by the adoption of said sections by ordinance of its legislative body. Any member town, city or borough may withdraw from the council by adoption of an appropriate ordinance of its legislative body to become effective on the date of such adoption; provided, however, that any such withdrawing member shall be obligated to pay its pro rata share of

10057 expenses of operation and pro rata share of funds committed by the
10058 council to active programs as of such date of withdrawal.

10059 Sec. 260. (*Effective July 1, 2013*) The Commissioner of Transportation
10060 shall, within available appropriations, prepare a report on the
10061 redesignation of metropolitan planning organizations, as defined in 23
10062 USC 134. Such report shall include, without limitation: (1) A suggested
10063 process for redesignation; (2) assistance that would be provided by the
10064 Department of Transportation; and (3) the structures and resources
10065 that would be necessary to meet federal transportation requirements
10066 related to planning, capital programming, project selection, asset
10067 management and performance measurement pursuant to the Moving
10068 Ahead for Progress in the 21st Century Act. Not later than July 1, 2014,
10069 the commissioner shall submit such report, in accordance with the
10070 provisions of section 11-4a of the general statutes, to the joint standing
10071 committees of the General Assembly having cognizance of matters
10072 relating to municipalities and transportation.

10073 Sec. 261. Section 4-124*l* of the general statutes is repealed and the
10074 following is substituted in lieu thereof (*Effective January 1, 2015*):

10075 **[**(a)**]** Upon the adoption of sections 4-124i to 4-124p, inclusive, <u>as</u>
10076 <u>amended by this act,</u> or upon the ratification of a resolution adopting
10077 said sections, as provided in section 4-124j, by any town, city or
10078 borough entitled to membership on a regional council of governments,
10079 the clerk of such town, city or borough shall immediately prepare and
10080 file with the Secretary of the Office of Policy and Management, or his
10081 <u>or her</u> designee a certified copy of the adopting or ratifying ordinance,
10082 and, upon receipt of such certified ordinances from not less than sixty
10083 per cent of all such towns, cities and boroughs within a planning
10084 region, said secretary or his <u>or her</u> designee shall certify to such towns,
10085 cities and boroughs and all other eligible towns, cities and boroughs
10086 within the planning region, that a regional council of governments has
10087 been duly established within such planning region. Any subsequent
10088 ordinances adopting the provisions of said sections, or effecting the

withdrawal from the council of a member shall be similarly filed. [Except as hereinafter provided in this section, upon the establishment of a regional council of governments within a planning region in accordance with said sections, no regional council of elected officials nor regional planning agency shall be subsequently established within such planning region.]

[(b) If at the time of the adoption or ratification of the provisions of said sections by the requisite sixty per cent majority of all eligible towns, cities and boroughs within a planning region there exists within such planning region a regional council of elected officials, or regional planning agency, or both, the existence and activities of any such regional council of elected officials or regional planning agency shall continue uninterrupted for the duration of a transitional period commencing with the certification of the establishment of the council by the Secretary of the Office of Policy and Management, or his designee pursuant to subsection (a) of this section. The chief elected officials of each town, city or borough subsequently adopting said sections, or in the absence of a chief elected official, an elected official appointed by the legislative body of any such member, shall constitute a transitional executive committee of the regional council of governments during such transitional period. Any such transitional executive committee acting under this subsection shall have the following authority and responsibilities: (1) To draft and propose bylaws for adoption by the council; (2) to select and propose for election by the council, candidates for offices of the council which may include any one or more members of the transitional committee; (3) to propose staffing arrangements, for adoption by the council; (4) to prepare and propose, for adoption by the council, a program of planning and implementation activities, which shall provide for the assumption of such active programs of any such existing regional council of elected officials or regional planning agency, as such executive committee may deem appropriate and a budget for a period not to exceed one year following such transitional period; (5) to

10122 propose, for adoption by the council, the date upon which such
10123 transitional period shall terminate, which date shall not be later than
10124 one year from the date of certification by the secretary of the office of
10125 policy and management, or his designee of the establishment of the
10126 council.

10127 (c) Upon the expiration of the transitional period provided for
10128 under subsection (b) of this section, the regional council of
10129 governments shall succeed to and be responsible for all of the rights,
10130 privileges and obligations, whether statutory or contractual, of any
10131 regional council of elected officials, or regional planning agency, or
10132 both, within the planning region, and no regional council of elected
10133 officials nor regional planning agency shall be subsequently created
10134 within such planning region, except as provided in subsection (d) of
10135 this section.

10136 (d) If at any time after the establishment within a planning region of
10137 a regional council of governments the members of the council shall
10138 constitute less than forty per cent of all eligible towns, cities and
10139 boroughs within such planning region, the council shall thereafter be
10140 deemed a regional council of elected officials without the rights and
10141 duties of a regional planning agency for as long as and until the
10142 membership of the council shall again constitute not less than sixty per
10143 cent of all such eligible cities, towns and boroughs within the planning
10144 region. Whenever the members of the council shall constitute less than
10145 forty per cent of all such eligible towns, cities and boroughs within the
10146 planning region, a regional council of elected officials and a regional
10147 planning agency may be established within such region under the
10148 general statutes, as amended.**]**

10149 Sec. 262. Section 4-124u of the general statutes is repealed and the
10150 following is substituted in lieu thereof (*Effective January 1, 2015*):

10151 (a) As used in this section, **[:]** "proposed project of regional
10152 significance" means a proposed project, to be built by a private

10153 developer, that is an open air theater, shopping center or other
10154 development that is planned to create more than (1) five hundred
10155 thousand square feet of indoor commercial or industrial space, (2) two
10156 hundred fifty residential housing units in structures under four stories,
10157 or (3) one thousand parking spaces.

10158 **[**(1) "Regional planning organization" means (A) a regional council
10159 of governments organized under the provisions of sections 4-124i to 4-
10160 124p, inclusive, (B) a regional council of elected officials organized
10161 under the provisions of sections 4-124c to 4-124h, inclusive, or (C) a
10162 regional planning agency organized under the provisions of chapter
10163 127; and

10164 (2) "Proposed project of regional significance" means a proposed
10165 project, to be built by a private developer, that is an open air theater,
10166 shopping center or other development that is planned to create more
10167 than (A) five hundred thousand square feet of indoor commercial or
10168 industrial space, (B) two hundred fifty residential housing units in
10169 structures under four stories, or (C) one thousand parking spaces.**]**

10170 (b) Each regional **[**planning organization**]** council of governments
10171 shall establish a voluntary process for applicants to any state or
10172 municipal agency, department or commission to request a
10173 preapplication review of proposed projects of regional significance.
10174 Such process shall determine the components of the review which
10175 shall include a procedure to assure that all relevant municipalities and
10176 regional and state agencies provide the applicant with (1) preliminary
10177 comment on the project, which shall be in a form determined by the
10178 agency, (2) summaries of the review process of each agency, and (3) an
10179 opportunity for the applicant to discuss the project with
10180 representatives of each relevant municipality or state agency at a
10181 meeting convened by the regional **[**planning organization**]** council of
10182 governments. At least one representative from each relevant
10183 municipality and each state agency, department or commission shall
10184 participate in a review of a proposed project of regional significance

upon request of a regional [planning organization] council of governments at a meeting convened for such purpose, provided (A) the regional [planning organization] council of governments notifies each agency, department or commission of any such meeting no later than the date three weeks before the date of such meeting, and (B) no such organization shall convene more than one such meeting in any quarter of a calendar year. Nothing in this section shall be deemed to prevent two or more regional [planning organizations] councils of governments from convening joint meetings to carry out the provisions of this section. The regional [planning organization] council of governments shall prepare a report of the comments of the agencies reviewing the proposal and provide a copy of such report to the applicant and each reviewing agency.

(c) No results or information obtained from the preapplication review established under this section shall be appealed under any provision of the general statutes and no such results or information shall be binding on the applicant or any authority, commission, department, agency or other official having jurisdiction to review the proposed project.

Sec. 263. Subdivision (10) of section 4-230 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(10) "Audited agency" means a district, as defined in section 7-324, the Metropolitan District of Hartford County, a regional board of education, a regional [planning agency] council of governments, any other political subdivision of similar character which is created or any other agency created or designated by a municipality to act for such municipality whose annual receipts from all sources exceed one million dollars or any tourism district established under section 10-397;

Sec. 264. Section 4b-24a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

10216 As used in this section, "state facility" means buildings and real
10217 property owned or leased by the state. The Commissioner of
10218 Administrative Services, when leasing, purchasing or contracting for
10219 the purchase of a state facility, shall consider the proximity of state
10220 facilities to railroads or motor bus routes. The Commissioner of
10221 Administrative Services shall consult with the Department of
10222 Transportation, transit districts or regional **[**planning agencies**]**
10223 councils of governments on the current and future status of railroad
10224 and motor bus routes prior to leasing, purchasing or contracting for
10225 the purchase of a state facility.

10226 Sec. 265. Subsection (a) of section 5-259 of the general statutes is
10227 repealed and the following is substituted in lieu thereof (*Effective*
10228 *January 1, 2015*):

10229 (a) The Comptroller, with the approval of the Attorney General and
10230 of the Insurance Commissioner, shall arrange and procure a group
10231 hospitalization and medical and surgical insurance plan or plans for
10232 (1) state employees, (2) members of the General Assembly who elect
10233 coverage under such plan or plans, (3) participants in an alternate
10234 retirement program who meet the service requirements of section
10235 5-162 or subsection (a) of section 5-166, (4) anyone receiving benefits
10236 under section 5-144 or from any state-sponsored retirement system,
10237 except the teachers' retirement system and the municipal employees
10238 retirement system, (5) judges of probate and Probate Court employees,
10239 (6) the surviving spouse, and any dependent children of a state police
10240 officer, a member of an organized local police department, a firefighter
10241 or a constable who performs criminal law enforcement duties who dies
10242 before, on or after June 26, 2003, as the result of injuries received while
10243 acting within the scope of such officer's or firefighter's or constable's
10244 employment and not as the result of illness or natural causes, and
10245 whose surviving spouse and dependent children are not otherwise
10246 eligible for a group hospitalization and medical and surgical insurance
10247 plan. Coverage for a dependent child pursuant to this subdivision shall
10248 terminate no earlier than the policy anniversary date on or after

10249 whichever of the following occurs first, the date on which the child:
10250 Becomes covered under a group health plan through the dependent's
10251 own employment; or attains the age of twenty-six, (7) employees of the
10252 Capital Region Development Authority established by section 32-601,
10253 and (8) the surviving spouse and dependent children of any employee
10254 of a municipality who dies on or after October 1, 2000, as the result of
10255 injuries received while acting within the scope of such employee's
10256 employment and not as the result of illness or natural causes, and
10257 whose surviving spouse and dependent children are not otherwise
10258 eligible for a group hospitalization and medical and surgical insurance
10259 plan. For purposes of this subdivision, "employee" means any regular
10260 employee or elective officer receiving pay from a municipality,
10261 "municipality" means any town, city, borough, school district, taxing
10262 district, fire district, district department of health, probate district,
10263 housing authority, regional work force development board established
10264 under section 31-3k, flood commission or authority established by
10265 special act or regional **[**planning agency**]** council of governments. For
10266 purposes of subdivision (6) of this subsection, "firefighter" means any
10267 person who is regularly employed and paid by any municipality for
10268 the purpose of performing firefighting duties for a municipality on
10269 average of not less than thirty-five hours per week. The minimum
10270 benefits to be provided by such plan or plans shall be substantially
10271 equal in value to the benefits that each such employee or member of
10272 the General Assembly could secure in such plan or plans on an
10273 individual basis on the preceding first day of July. The state shall pay
10274 for each such employee and each member of the General Assembly
10275 covered by such plan or plans the portion of the premium charged for
10276 such member's or employee's individual coverage and seventy per
10277 cent of the additional cost of the form of coverage and such amount
10278 shall be credited to the total premiums owed by such employee or
10279 member of the General Assembly for the form of such member's or
10280 employee's coverage under such plan or plans. On and after January 1,
10281 1989, the state shall pay for anyone receiving benefits from any such
10282 state-sponsored retirement system one hundred per cent of the portion

10283 of the premium charged for such member's or employee's individual
10284 coverage and one hundred per cent of any additional cost for the form
10285 of coverage. The balance of any premiums payable by an individual
10286 employee or by a member of the General Assembly for the form of
10287 coverage shall be deducted from the payroll by the State Comptroller.
10288 The total premiums payable shall be remitted by the Comptroller to
10289 the insurance company or companies or nonprofit organization or
10290 organizations providing the coverage. The amount of the state's
10291 contribution per employee for a health maintenance organization
10292 option shall be equal, in terms of dollars and cents, to the largest
10293 amount of the contribution per employee paid for any other option
10294 that is available to all eligible state employees included in the health
10295 benefits plan, but shall not be required to exceed the amount of the
10296 health maintenance organization premium.

10297 Sec. 266. Subsection (i) of section 5-259 of the general statutes is
10298 repealed and the following is substituted in lieu thereof (*Effective*
10299 *January 1, 2015*):

10300 (i) The Comptroller may provide for coverage of employees of
10301 municipalities, nonprofit corporations, community action agencies and
10302 small employers and individuals eligible for a health coverage tax
10303 credit, retired members or members of an association for personal care
10304 assistants under the plan or plans procured under subsection (a) of this
10305 section, provided: (1) Participation by each municipality, nonprofit
10306 corporation, community action agency, small employer, eligible
10307 individual, retired member or association for personal care assistants
10308 shall be on a voluntary basis; (2) where an employee organization
10309 represents employees of a municipality, nonprofit corporation,
10310 community action agency or small employer, participation in a plan or
10311 plans to be procured under subsection (a) of this section shall be by
10312 mutual agreement of the municipality, nonprofit corporation,
10313 community action agency or small employer and the employee
10314 organization only and neither party may submit the issue of
10315 participation to binding arbitration except by mutual agreement if

10316 such binding arbitration is available; (3) no group of employees shall
10317 be refused entry into the plan by reason of past or future health care
10318 costs or claim experience; (4) rates paid by the state for its employees
10319 under subsection (a) of this section are not adversely affected by this
10320 subsection; (5) administrative costs to the plan or plans provided
10321 under this subsection shall not be paid by the state; (6) participation in
10322 the plan or plans in an amount determined by the state shall be for the
10323 duration of the period of the plan or plans, or for such other period as
10324 mutually agreed by the municipality, nonprofit corporation,
10325 community action agency, small employer, retired member or
10326 association for personal care assistants and the Comptroller; and (7)
10327 nothing in this section or section 12-202a, 38a-551, 38a-553 or 38a-556
10328 shall be construed as requiring a participating insurer or health care
10329 center to issue individual policies to individuals eligible for a health
10330 coverage tax credit. The coverage provided under this section may be
10331 referred to as the "Municipal Employee Health Insurance Plan". The
10332 Comptroller may arrange and procure for the employees and eligible
10333 individuals under this subsection health benefit plans that vary from
10334 the plan or plans procured under subsection (a) of this section.
10335 Notwithstanding any provision of part V of chapter 700c, the coverage
10336 provided under this subsection may be offered on either a fully
10337 underwritten or risk-pooled basis at the discretion of the Comptroller.
10338 For the purposes of this subsection, (A) "municipality" means any
10339 town, city, borough, school district, taxing district, fire district, district
10340 department of health, probate district, housing authority, regional
10341 work force development board established under section 31-3k,
10342 regional emergency telecommunications center, tourism district
10343 established under section 32-302, flood commission or authority
10344 established by special act, regional **[**planning agency**]** council of
10345 governments, transit district formed under chapter 103a, or the
10346 Children's Center established by number 571 of the public acts of 1969;
10347 (B) "nonprofit corporation" means (i) a nonprofit corporation
10348 organized under 26 USC 501 that has a contract with the state or
10349 receives a portion of its funding from a municipality, the state or the

10350 federal government, or (ii) an organization that is tax exempt pursuant
10351 to 26 USC 501(c)(5); (C) "community action agency" means a
10352 community action agency, as defined in section 17b-885; (D) "small
10353 employer" means a small employer, as defined in subparagraph (A) of
10354 subdivision (4) of section 38a-564; (E) "eligible individuals" or
10355 "individuals eligible for a health coverage tax credit" means
10356 individuals who are eligible for the credit for health insurance costs
10357 under Section 35 of the Internal Revenue Code of 1986, or any
10358 subsequent corresponding internal revenue code of the United States,
10359 as from time to time amended, in accordance with the Pension Benefit
10360 Guaranty Corporation and Trade Adjustment Assistance programs of
10361 the Trade Act of 2002 (P.L. 107-210); (F) "association for personal care
10362 assistants" means an organization composed of personal care
10363 attendants who are employed by recipients of service (i) under the
10364 home-care program for the elderly under section 17b-342, (ii) under the
10365 personal care assistance program under section 17b-605a, (iii) in an
10366 independent living center pursuant to sections 17b-613 to 17b-615,
10367 inclusive, or (iv) under the program for individuals with acquired
10368 brain injury as described in section 17b-260a; and (G) "retired
10369 members" means individuals eligible for a retirement benefit from the
10370 Connecticut municipal employees' retirement system.

10371 Sec. 267. Section 7-130w of the general statutes is repealed and the
10372 following is substituted in lieu thereof (*Effective January 1, 2015*):

10373 Sections 7-130a to 7-130w, inclusive, shall constitute full and
10374 complete authority, without regard to the provisions of any other law,
10375 for the doing of the acts and things therein authorized and shall be
10376 liberally construed to effect the purposes hereof, provided the
10377 ordinance creating the authority may include limitations on the
10378 powers and procedures of the authority. Unless otherwise provided in
10379 such ordinance, neither the consent nor approval of any planning
10380 commission, regional **[**planning agency**]** <u>council of governments</u>,
10381 historic district commission, municipal or regional economic
10382 development commission or any other board, body or commission

10383 established or created before or after July 1, 1965, shall be required for
10384 the exercise of the powers conferred by said sections; provided no
10385 project shall be constructed in any municipality if it is inconsistent
10386 with the plan of conservation and development for the municipality
10387 adopted pursuant to section 8-23, as amended by this act, except with
10388 the approval of the planning commission of such municipality.

10389 Sec. 268. Section 7-136e of the general statutes is repealed and the
10390 following is substituted in lieu thereof (*Effective January 1, 2015*):

10391 (a) A municipality which, pursuant to section 7-136d, has
10392 authorized the establishment of a foreign trade zone, shall submit a
10393 copy of the application for the privilege of operating such foreign trade
10394 zone to the regional **[**planning agency**]** council of governments for the
10395 area of operation within which such municipality is located and the
10396 Departments of Economic and Community Development,
10397 Environmental Protection and Transportation for their comments on
10398 the advisability of establishment of such zone. Such comments shall be
10399 prepared within ninety days of receipt of the application from the
10400 municipality.

10401 (b) The Departments of Economic and Community Development,
10402 Environmental Protection and Transportation shall submit their
10403 advisory comments to the municipality and to the board established by
10404 said federal Foreign-Trade Zones Act.

10405 Sec. 269. Section 7-391 of the general statutes is repealed and the
10406 following is substituted in lieu thereof (*Effective January 1, 2015*):

10407 When used in this chapter, unless the context otherwise requires,
10408 the following terms shall have the meanings herein specified:
10409 "Secretary" means the Secretary of the Office of Policy and
10410 Management; "municipality" includes each town, consolidated town
10411 and city, consolidated town and borough, city and borough; "audited
10412 agency" includes each district, as defined in section 7-324, or other
10413 municipal utility, the Metropolitan District of Hartford County, each

10414 regional [planning agency] council of governments, any other political
10415 subdivision of similar character which is created and any other agency
10416 created or designated by a municipality to act for such municipality
10417 whose annual receipts from all sources exceed one million dollars;
10418 "reporting agency" includes each district, as defined in section 7-324, or
10419 other municipal utility, each regional [planning agency] council of
10420 governments, any other political subdivision of similar character
10421 which is created and any other agency created or designated by a
10422 municipality to act for such municipality whose annual receipts from
10423 all sources do not exceed one million dollars; "appointing authority"
10424 means the legislative body of a municipality or the board, committee
10425 or other governing body of such audited agency, except in any town
10426 where the authority to adopt a budget rests with a town meeting or a
10427 representative town meeting "appointing authority" means the board
10428 of finance or other board, committee or body charged with preparing
10429 the budget, or in a town [which] that has no board of finance or other
10430 such board, committee or body, means the board of selectmen or the
10431 town council; "audit report" means the report of the independent
10432 auditor and the annual financial statements of the municipality or
10433 audited agency; "independent auditor" means a public accountant who
10434 is licensed to practice in the state of Connecticut and who meets the
10435 independence standards included in generally accepted government
10436 auditing standards; "public accountant" means an individual who
10437 meets standards included in generally accepted government auditing
10438 standards for personnel performing government audits and the
10439 licensing requirements of the State Board of Accountancy; "receipts"
10440 means amounts accrued or received by a municipality, audited agency
10441 or reporting agency and reportable as revenues in accordance with
10442 generally accepted accounting principles; "municipal utility" means
10443 every Connecticut municipality or department or agency thereof, or
10444 Connecticut district, manufacturing, selling or distributing gas or
10445 electricity to be used for light, heat or power or water.

10446 Sec. 270. Subdivisions (1) to (3), inclusive, of section 7-425 of the

general statutes are repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(1) "Municipality" means any town, city, borough, school district, regional school district, taxing district, fire district, district department of health, probate district, housing authority, regional work force development board established under section 31-3k, regional emergency telecommunications center, tourism district established under section 10-397, flood commission or authority established by special act or regional **[**planning agency**]** council of governments;

(2) "Participating municipality" means any municipality **[**which**]** that has accepted this part, as provided in section 7-427, as amended by this act;

(3) "Legislative body" means, for towns having a town council, the council; for other towns, the selectmen; for cities, the common council or other similar body of officials; for boroughs, the warden and burgesses; for regional school districts, the regional board of education; for district departments of health, the board of the district; for probate districts, the judge of probate; for regional **[**planning agencies**]** councils of governments, the **[**regional planning board**]** council; for regional emergency telecommunications centers, a representative board; for tourism districts, the board of directors of such tourism district; and in all other cases the body authorized by the general statutes or by special act to make ordinances for the municipality;

Sec. 271. Subsection (a) of section 7-427 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(a) Any municipality except a housing authority, which is governed by subsection (b) of this section or a regional work force development board established under section 31-3k, which is governed by section 7-427a, may, by resolution passed by its legislative body and subject to

such referendum as may be hereinafter provided, accept this part as to any department or departments of such municipality as may be designated therein, including elective officers if so specified, free public libraries which receive part or all of their income from municipal appropriation, and the redevelopment agency of such municipality whether or not such municipality is a member of the system, as defined in section 7-452, as amended by this act, but such acceptance shall not repeal, amend or replace, or affect the continuance of, any pension system established in such municipality by or under the authority of any special act and all such special acts shall remain in full force and effect until repealed or amended by the General Assembly or as provided by chapter 99. The acceptance of this part as to any department or departments of a municipality shall not affect the right of such municipality to accept it in the future as to any other department or departments. In any municipality other than a district department of health, housing authority, flood commission or authority, regional [planning agency] council of governments or supervision district board of education, such resolution shall not take effect until it has been approved by a majority of the electors of the municipality voting thereon at the next regular election or meeting or at a special election or meeting called for the purpose. The effective date of participation shall be at least ninety days subsequent to the receipt by the Retirement Commission of the certified copy of such resolution. The Retirement Commission shall furnish to any municipality contemplating acceptance of this part, at the expense of such municipality, an estimate of the probable cost to such municipality of such acceptance as to any department or departments thereof.

Sec. 272. Subdivisions (1) to (4), inclusive, of section 7-452 of the general statutes are repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(1) "Municipality" means any town, consolidated town and city, consolidated town and borough, borough, fire district, school district,

district department of health, regional [planning agency] council of governments, probate district, housing authority, flood commission or authority established by special act or other municipal association created by special law or by general law or an instrumentality of any of these, if such instrumentality is a distinct juristic entity legally separate from any of the above and its employees are not, through this relation, employees of one of the above;

(2) "Commission" means the State Retirement Commission;

(3) "System" means the Old Age and Survivors Insurance System under Title II of the Social Security Act, as amended;

(4) "Legislative body", unless otherwise provided by special act or by charter adopted under the provisions of chapter 99, as applied to unconsolidated towns, means the town meeting; as applied to cities and to consolidated towns and cities, means the board of aldermen, council or other body charged with the duty of making annual appropriations; as applied to boroughs and consolidated towns and boroughs, means the board of burgesses; as applied to fire districts, means the district meeting; as applied to district departments of health, means the district board; as applied to probate districts, means the judge of probate; as applied to regional [planning agencies] councils of governments, means the [regional planning board] council, and, in all other cases, means the body authorized by the general statutes or by special act to make bylaws or ordinances for the municipality;

Sec. 273. Section 7-465 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(a) Any town, city or borough, notwithstanding any inconsistent provision of law, general, special or local, shall pay on behalf of any employee of such municipality, except firemen covered under the provisions of section 7-308, and on behalf of any member from such municipality of a local emergency planning district, appointed pursuant to section 22a-601, all sums which such employee becomes

10542 obligated to pay by reason of the liability imposed upon such
10543 employee by law for damages awarded for infringement of any
10544 person's civil rights or for physical damages to person or property,
10545 except as set forth in this section, if the employee, at the time of the
10546 occurrence, accident, physical injury or damages complained of, was
10547 acting in the performance of his duties and within the scope of his
10548 employment, and if such occurrence, accident, physical injury or
10549 damage was not the result of any wilful or wanton act of such
10550 employee in the discharge of such duty. This section shall not apply to
10551 physical injury to a person caused by an employee to a fellow
10552 employee while both employees are engaged in the scope of their
10553 employment for such municipality if the employee suffering such
10554 injury or, in the case of his death, his dependent, has a right to benefits
10555 or compensation under chapter 568 by reason of such injury. If an
10556 employee or, in the case of his death, his dependent, has a right to
10557 benefits or compensation under chapter 568 by reason of injury or
10558 death caused by the negligence or wrong of a fellow employee while
10559 both employees are engaged in the scope of their employment for such
10560 municipality, such employee or, in the case of his death, his
10561 dependent, shall have no cause of action against such fellow employee
10562 to recover damages for such injury or death unless such wrong was
10563 wilful and malicious or the action is based on the fellow employee's
10564 negligence in the operation of a motor vehicle, as defined in section 14-
10565 1. This section shall not apply to libel or slander proceedings brought
10566 against any such employee and, in such cases, there is no assumption
10567 of liability by any town, city or borough. Any employee of such
10568 municipality, although excused from official duty at the time, for the
10569 purposes of this section shall be deemed to be acting in the discharge
10570 of duty when engaged in the immediate and actual performance of a
10571 public duty imposed by law. Such municipality may arrange for and
10572 maintain appropriate insurance or may elect to act as a self-insurer to
10573 maintain such protection. No action for personal physical injuries or
10574 damages to real or personal property shall be maintained against such
10575 municipality and employee jointly unless such action is commenced

10576 within two years after the cause of action therefor arose and written
10577 notice of the intention to commence such action and of the time when
10578 and the place where the damages were incurred or sustained has been
10579 filed with the clerk of such municipality within six months after such
10580 cause of action has accrued. Governmental immunity shall not be a
10581 defense in any action brought under this section. In any such action the
10582 municipality and the employee may be represented by the same
10583 attorney if the municipality, at the time such attorney enters his
10584 appearance, files a statement with the court, which shall not become
10585 part of the pleadings or judgment file, that it will pay any final
10586 judgment rendered in such action against such employee. No mention
10587 of any kind shall be made of such statement by any counsel during the
10588 trial of such action. As used in this section, "employee" includes (1) a
10589 member of a town board of education and any teacher, including a
10590 student teacher doing practice teaching under the direction of such a
10591 teacher, or other person employed by such board, and (2) a member of
10592 the local emergency planning committee from such municipality
10593 appointed pursuant to section 22a-601. Nothing in this section shall be
10594 construed to abrogate the right of any person, board or commission
10595 which may accrue under section 10-235.

10596 (b) Each town, city or borough which has joined with other towns,
10597 cities or boroughs to form a district department of health, pursuant to
10598 chapter 368f, or a regional **[**planning agency, pursuant to chapter 127**]**
10599 council of governments, pursuant to section 4-124j, as amended by this
10600 act, shall jointly assume the liability imposed upon any officer, agent
10601 or employee of such district department of health or such regional
10602 **[**planning agency**]** council of governments, acting in the performance
10603 of his duties and in the scope of his employment, under, and in the
10604 manner and in accordance with the procedures set forth in, subsection
10605 (a) of this section. Such joint assumption of liability shall be
10606 proportionately shared by the towns, cities and boroughs in such
10607 district or regional **[**planning agency**]** council of governments, on the
10608 same basis that the expenses of such district are shared as determined

10609 under section 19a-243. [, or such regional planning agency as
10610 determined under section 8-34a.]

10611 Sec. 274. Section 7-479 of the general statutes is repealed and the
10612 following is substituted in lieu thereof (*Effective January 1, 2015*):

10613 For the purposes of this section, "municipality" means any town,
10614 city, borough, school district, taxing district, fire district, district
10615 department of health, probate district, housing authority, flood
10616 commission or authority established by special act or regional
10617 [planning agency] council of governments. Any municipality, in
10618 addition to such powers as it has under the provisions of the general
10619 statutes or any special act, may, by ordinance or regulation, prohibit
10620 any member or employee of any municipal board or agency or any
10621 official, officer or employee of such municipality from (1) being
10622 financially interested, or having any personal beneficial interest, either
10623 directly or indirectly, in any contract or purchase order for any
10624 supplies, materials, equipment or contractual services furnished to or
10625 used by any such municipality, board or agency, and (2) accepting or
10626 receiving, directly or indirectly, from any person, firm or corporation
10627 to which any contract or purchase order may be awarded by such
10628 municipality, by rebate, gifts or otherwise, any money, or anything of
10629 value whatsoever, or any promise, obligation or contract for future
10630 reward or compensation. Such municipalities may prescribe penalties
10631 for the violation of any ordinance or regulation enacted pursuant to
10632 this section, including the voidance of any municipal purchase,
10633 contract or ruling adopted in contravention thereof.

10634 Sec. 275. Subsection (e) of section 8-2j of the general statutes is
10635 repealed and the following is substituted in lieu thereof (*Effective*
10636 *January 1, 2015*):

10637 (e) The commission may seek the recommendations of any town
10638 agency or regional [agency] council or outside specialist with which it
10639 consults, including, but not limited to, the regional [planning agency]

10640 council of governments, the municipality's historical society, the
10641 Connecticut Trust for Historic Preservation and The University of
10642 Connecticut College of Agriculture and Natural Resources. Any
10643 reports or recommendations from such [agencies] councils or
10644 organizations shall be entered into the public hearing record.

10645 Sec. 276. Section 8-3b of the general statutes is repealed and the
10646 following is substituted in lieu thereof (*Effective January 1, 2015*):

10647 When the zoning commission of any municipality proposes to
10648 establish or change a zone or any regulation affecting the use of a zone
10649 any portion of which is within five hundred feet of the boundary of
10650 another municipality, [located within the area of operation of a
10651 regional planning agency,] the zoning commission shall give written
10652 notice of its proposal to each regional [planning agency] council of
10653 governments for the region or regions in which it and the other
10654 municipality are located. Such notice shall be made by certified mail,
10655 return receipt requested, or by electronic mail to the electronic mail
10656 address designated by the regional [planning agency] council of
10657 governments on the [agency's] council's Internet web site for receipt of
10658 such notice, not later than thirty days before the public hearing to be
10659 held in relation thereto. If such notice is sent by electronic mail and the
10660 zoning commission does not receive an electronic mail message from a
10661 regional [planning agency] council of governments confirming receipt
10662 of such notice, then not later than twenty-five days before the public
10663 hearing, the zoning commission shall also send such notice by certified
10664 mail, return receipt requested, to such [planning agency] council. The
10665 regional [planning agency] council of governments shall study such
10666 proposal and shall report its findings and recommendations thereon to
10667 the zoning commission at or before the hearing, and such report shall
10668 be made a part of the record of such hearing. The report of any
10669 regional [planning agency] council of governments of any region that
10670 is contiguous to Long Island Sound shall include findings and
10671 recommendations on the environmental impact of the proposal on the
10672 ecosystem and habitat of Long Island Sound. If such report of the

10673 regional [planning agency] council of governments is not submitted at
10674 or before the hearing, it shall be presumed that such [agency] council
10675 does not disapprove of the proposal. A regional [planning agency]
10676 council of governments receiving such a notice may transmit such
10677 notice to the Secretary of the Office of Policy and Management or his
10678 or her designee for comment. The [planning agency] council may
10679 designate its [executive committee] regional planning commission to
10680 act for it under this section. [or may establish a subcommittee for the
10681 purpose.] The report of said [planning agency] council shall be purely
10682 advisory.

10683 Sec. 277. Subdivision (4) of subsection (g) of section 8-23 of the
10684 general statutes is repealed and the following is substituted in lieu
10685 thereof (*Effective January 1, 2015*):

10686 (4) At least sixty-five days prior to the public hearing on adoption,
10687 the commission shall submit a copy of such plan or part thereof or
10688 amendment thereto to the regional [planning agency] council of
10689 governments for review and comment. The regional [planning agency]
10690 council of governments shall submit an advisory report along with its
10691 comments to the commission at or before the hearing. Such comments
10692 shall include a finding on the consistency of the plan with (A) the
10693 regional plan of conservation and development, adopted under section
10694 8-35a, as amended by this act, (B) the state plan of conservation and
10695 development, adopted pursuant to chapter 297, and (C) the plans of
10696 conservation and development of other municipalities in the area of
10697 operation of the regional [planning agency] council of governments.
10698 The commission may render a decision on the plan without the report
10699 of the regional [planning agency] council of governments.

10700 Sec. 278. Section 8-26b of the general statutes is repealed and the
10701 following is substituted in lieu thereof (*Effective January 1, 2015*):

10702 Whenever a subdivision of land is planned, the area of which will
10703 abut or include land in two or more municipalities, [one or both of

10704 which are within a region or regions having a regional planning
10705 agency or agencies,] the planning commission, where one exists, of
10706 each such municipality shall, before approving the plan, give written
10707 notice of such subdivision plan to each regional [planning agency]
10708 council of governments for the region or regions in which it and the
10709 other municipality are located. Such notice shall be made by certified
10710 mail, return receipt requested, or by electronic mail to the electronic
10711 mail address designated by the regional [planning agency] council of
10712 governments on the [agency's] council's Internet web site for receipt of
10713 such notice, not later than thirty days before the public hearing to be
10714 held in relation thereto. If such notice is sent by electronic mail and the
10715 planning commission does not receive an electronic mail message from
10716 a regional [planning agency] council of governments confirming
10717 receipt of such notice, then not later than twenty-five days before the
10718 public hearing, the planning commission shall also send such notice by
10719 certified mail, return receipt requested, to such [planning agency]
10720 council. A regional [planning agency] council of governments
10721 receiving such notice shall, at or before the hearing report to each such
10722 planning commission and to the proponent of such subdivision on its
10723 findings on the intermunicipal aspects of the proposed subdivision,
10724 including street layout, storm drainage, sewer and water service and
10725 such other matters as it considers appropriate. If such report of a
10726 regional [planning agency] council of governments is not submitted, at
10727 or before the hearing, it shall be presumed that such [agency] council
10728 does not disapprove of the proposed subdivision. A regional [planning
10729 agency] council of governments may designate its [executive
10730 committee] regional planning commission to act for it under this
10731 section. [or it may establish a subcommittee for the purpose.] The
10732 report of such regional [planning agency] council of governments shall
10733 be purely advisory.

10734 Sec. 279. Section 8-35a of the general statutes is repealed and the
10735 following is substituted in lieu thereof (*Effective January 1, 2015*):

10736 (a) At least once every ten years, each regional [planning agency]

10737 council of governments shall make a plan of conservation and
10738 development for its area of operation, showing its recommendations
10739 for the general use of the area including land use, housing, principal
10740 highways and freeways, bridges, airports, parks, playgrounds,
10741 recreational areas, schools, public institutions, public utilities,
10742 agriculture and such other matters as, in the opinion of the [agency]
10743 council, will be beneficial to the area. Any regional plan so developed
10744 shall be based on studies of physical, social, economic and
10745 governmental conditions and trends and shall be designed to promote
10746 with the greatest efficiency and economy the coordinated development
10747 of its area of operation and the general welfare and prosperity of its
10748 people. Such plan may encourage energy-efficient patterns of
10749 development, the use of solar and other renewable forms of energy,
10750 and energy conservation. Such plan shall be designed to promote
10751 abatement of the pollution of the waters and air of the region. The
10752 regional plan shall identify areas where it is feasible and prudent (1) to
10753 have compact, transit accessible, pedestrian-oriented mixed use
10754 development patterns and land reuse, and (2) to promote such
10755 development patterns and land reuse and shall note any
10756 inconsistencies with the following growth management principles: (A)
10757 Redevelopment and revitalization of regional centers and areas of
10758 mixed land uses with existing or planned physical infrastructure; (B)
10759 expansion of housing opportunities and design choices to
10760 accommodate a variety of household types and needs; (C)
10761 concentration of development around transportation nodes and along
10762 major transportation corridors to support the viability of
10763 transportation options and land reuse; (D) conservation and
10764 restoration of the natural environment, cultural and historical
10765 resources and traditional rural lands; (E) protection of environmental
10766 assets critical to public health and safety; and (F) integration of
10767 planning across all levels of government to address issues on a local,
10768 regional and state-wide basis. The plan of each region contiguous to
10769 Long Island Sound shall be designed to reduce hypoxia, pathogens,
10770 toxic contaminants and floatable debris in Long Island Sound.

10771 (b) Before adopting the regional plan of conservation and
10772 development or any part thereof or amendment thereto the [agency]
10773 regional council of governments shall hold at least one public hearing
10774 thereon, notice of the time, place and subject of which shall be given in
10775 writing to the chief executive officer and planning commission, where
10776 one exists, of each member town, city or borough. Notice of the time,
10777 place and subject of such hearing shall be published once in a
10778 newspaper having a substantial circulation in the region. Such notices
10779 shall be given not more than twenty days or less than ten days before
10780 such hearing. At least sixty-five days before the public hearing the
10781 regional [planning agency] council of governments shall post the plan
10782 on the Internet web site of the [agency] council, if any, and submit the
10783 plan to the Secretary of the Office of Policy and Management for
10784 findings in the form of comments and recommendations. By October 1,
10785 2011, the secretary shall establish, by regulations adopted in
10786 accordance with the provisions of chapter 54, criteria for such findings
10787 which shall include procedures for a uniform review of regional plans
10788 of conservation and development to determine if a proposed regional
10789 plan of conservation and development is not inconsistent with the
10790 state plan of conservation and development and the state economic
10791 strategic plan. The regional [planning agency] council of governments
10792 shall note on the record any inconsistency with the state plan of
10793 conservation and development and the reasons for such inconsistency.
10794 Adoption of the plan or part thereof or amendment thereto shall be
10795 made by the affirmative vote of not less than a majority of the
10796 representatives on the [agency] council. The plan shall be posted on
10797 the Internet web site of the [agency] council, if any, and a copy of the
10798 plan or of any amendments thereto, signed by the chairman of the
10799 [agency] council, shall be transmitted to the chief executive officers, the
10800 town, city or borough clerks, as the case may be, and to planning
10801 commissions, if any, in member towns, cities or boroughs, and to the
10802 Secretary of the Office of Policy and Management, or his or her
10803 designee. The regional [planning agency] council of governments shall
10804 notify the Secretary of the Office of Policy and Management of any

inconsistency with the state plan of conservation and development and the reasons therefor.

[(c) The regional planning agency shall revise the plan of conservation and development not more than three years after July 1, 2005.]

[(d)] (c) The regional [planning agency] council of governments shall assist municipalities within its region and state agencies and may assist other public and private agencies in developing and carrying out any regional plan or plans of such [regional planning agency] council. The regional [planning agency] council of governments may provide administrative, management, technical or planning assistance to municipalities within its region and other public agencies under such terms as it may determine, provided, prior to entering into an agreement for assistance to any municipality or other public agency, the regional [planning agency] council of governments shall have adopted a policy governing such assistance. The regional [planning agency] council of governments may be compensated by the municipality or other public agency with which an agreement for assistance has been made for all or part of the cost of such assistance.

Sec. 280. Section 8-35e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(a) Two or more regional [planning agencies] councils of governments may establish one or more [interagency] intercouncil committees to recommend policies relating to matters of an interregional nature, provided each participating [agency] council shall have first adopted a resolution authorizing establishment of any such [interagency] intercouncil committees and defining the scope of its duties.

(b) Two or more regional [planning agencies] councils of governments may share staff and staff from one [agency] council may work in the area of another [agency] council, provided each [agency]

10836 council involved in such a cooperative effort shall have first adopted a
10837 resolution authorizing such action and specifying the extent of
10838 cooperation and the terms under which it is to be provided.

10839 Sec. 281. Subsection (a) of section 8-37u of the general statutes is
10840 repealed and the following is substituted in lieu thereof (*Effective*
10841 *January 1, 2015*):

10842 (a) The Commissioner of Economic and Community Development
10843 shall work with **[**regional planning agencies, regional councils of
10844 elected officials,**]** regional councils of governments, municipalities and
10845 municipal agencies, housing authorities and other appropriate
10846 agencies for the purpose of coordinating housing policy and housing
10847 activities, provided such coordination shall not be construed to restrict
10848 or diminish any power, right or authority granted to any municipality,
10849 agency, instrumentality, commission or any administrative or
10850 executive head thereof in accordance with the other provisions of the
10851 general statutes to proceed with any programs, projects or activities.

10852 Sec. 282. Subsection (f) of section 8-163 of the general statutes is
10853 repealed and the following is substituted in lieu thereof (*Effective*
10854 *January 1, 2015*):

10855 (f) **[**"Regional planning agency"**]** "Regional council of governments"
10856 means the regional **[**planning agency**]** council of governments created
10857 under **[**chapter 127**]** section 4-124j, as amended by this act;

10858 Sec. 283. Section 8-165 of the general statutes is repealed and the
10859 following is substituted in lieu thereof (*Effective January 1, 2015*):

10860 In furtherance of the requirement of the federal act for an overall
10861 economic development program, the municipal economic
10862 development commission, if a redevelopment area consists of a single
10863 town or city within this state, shall be charged with the preparation
10864 and implementation of an overall economic development program. If a
10865 redevelopment area includes two or more towns or cities, the regional

economic development commission including the several towns and cities defined in such an area shall prepare and implement an overall economic development program. In the preparation of such overall economic development program, the regional [planning agency, if any,] council of governments of which the municipality or several municipalities included within the redevelopment area are members [,] shall submit recommendations and comments upon such overall economic development program to the municipal or regional economic development commission submitting such program. In any such redevelopment area in which there is no municipal or regional economic development commission [which] that has submitted such an overall economic development program within one hundred and twenty days after designation of the area as a redevelopment area by the Secretary of Commerce, the regional [planning agency] council of governments shall prepare and submit an overall economic development program for such area. This shall not preclude the preparation and submission of an overall economic development program by any private or nonprofit organization or association representing the redevelopment area or any part thereof. Municipalities, municipal and regional economic development commissions and regional [planning agencies] councils of governments may accept federal grants and aid for preparation of such overall economic development programs.

Sec. 284. Section 8-191 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(a) Before the development agency adopts a plan for a development project, (1) the planning commission of the municipality shall find that the plan is in accord with the plan of development for the municipality; and (2) the regional [planning agency, if any,] council of governments for the region within which such municipality is located shall find that such plan is in accord with the plan of development for such region, or if such [agency] council fails to make a finding concerning the plan within thirty-five days of receipt of the plan by

10899 such [agency] council, it shall be presumed that such [agency] council
10900 does not disapprove of the plan; and (3) the development agency shall
10901 hold at least one public hearing on the plan. At least thirty-five days
10902 prior to any public hearing, the development agency shall post the
10903 plan on the Internet web site of the development agency, if any. Upon
10904 approval by the development agency, the agency shall submit the plan
10905 to the legislative body which shall vote to approve or disapprove the
10906 plan. After approval of the plan by the legislative body, the
10907 development agency shall submit the plan for approval to the
10908 commissioner. Notice of the time, place and subject of any public
10909 hearing held under this section shall be published once in a newspaper
10910 of general circulation in the municipality, such publication to be made
10911 not less than one week nor more than three weeks prior to the date set
10912 for the hearing. In the event the commissioner requires a substantial
10913 modification of the project plan before giving approval, then upon the
10914 completion of such modification such plan shall first have a public
10915 hearing and then be approved by the development agency and the
10916 legislative body. Any legislative body, agency or commission in
10917 approving a plan for a development project shall specifically approve
10918 the findings made in the plan.

10919 (b) The provisions of subsection (a) of this section with respect to
10920 submission of a development project to and approval by the
10921 commissioner shall not apply to a project for which no grant has been
10922 made under section 8-190 and no application for a grant is to be made
10923 under section 8-195.

10924 Sec. 285. Subsection (c) of section 8-206 of the general statutes is
10925 repealed and the following is substituted in lieu thereof (*Effective*
10926 *January 1, 2015*):

10927 (c) The Commissioner of Economic and Community Development
10928 may make available technical and financial assistance and advisory
10929 services to any municipality, municipal agency, local housing
10930 authority, human resource development agency, [regional planning

agency, regional council of elected officials,] regional council of governments, housing sponsor, prospective housing sponsor or other appropriate agency, or the Connecticut Housing Authority, for any activity pertinent to the development, preservation, repair or rehabilitation of housing or for urban renewal, redevelopment or community development activities as defined in chapter 130, provided any financial assistance to a [regional planning agency,] regional council of governments [or a regional council of elected officials] shall have the prior approval of the Secretary of the Office of Policy and Management, or his or her designee. Financial, technical or advisory assistance shall be rendered upon such contractual arrangements as may be agreed upon by the commissioner and any such municipality, agency, authority, council or sponsor in accordance with their respective needs.

Sec. 286. Subsection (b) of section 8-385 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(b) The Housing Advisory Committee shall: (1) Advise the General Assembly, the Governor, the Commissioner of Economic and Community Development and the Connecticut Housing Finance Authority on matters relating to housing programs and policies; (2) provide legislative recommendations relating to housing matters to the Commissioner of Economic and Community Development, the Connecticut Housing Finance Authority and the General Assembly; (3) monitor the housing-related activities of the regional [planning agencies under chapter 127] councils of governments; and (4) promote coordination on housing matters among state agencies.

Sec. 287. Subdivision (77) of section 12-81 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(77) Real property belonging to, or held in trust for, [a regional

10962 council of elected officials established under sections 4-124c to 4-124f,
10963 inclusive,] a regional council of governments established under
10964 sections 4-124i to 4-124p, inclusive, as amended by this act, [or a
10965 regional planning agency organized under sections 8-31a to 8-37b,
10966 inclusive,] provided (A) such property is used to advance the official
10967 duties of such council, [or agency,] and (B) the exemption for such
10968 property is approved by the municipality in which such property is
10969 located.

10970 Sec. 288. Section 13b-31a of the general statutes is repealed and the
10971 following is substituted in lieu thereof (*Effective January 1, 2015*):

10972 The Commissioner of Transportation shall develop guidelines for
10973 the design and construction of roads and streets in residential
10974 subdivisions. Such guidelines shall be based upon considerations of
10975 safety, maintenance and cost effectiveness and shall be distributed to
10976 municipal [and regional] planning agencies and regional councils of
10977 governments throughout the state who may use such standards in the
10978 adoption of municipal subdivision regulations.

10979 Sec. 289. Subdivision (5) of subsection (a) of section 13b-57d of the
10980 general statutes is repealed and the following is substituted in lieu
10981 thereof (*Effective January 1, 2015*):

10982 (5) "Local planning agency" means a metropolitan planning
10983 organization, as provided in 23 USC 134, [a regional planning agency,
10984 as provided in section 8-31a,] or a [regional] council, [of elected
10985 officials,] as defined in subdivision [(2)] (4) of section 4-124i, as
10986 amended by this act; [, or a council, as defined in subsection (f) of
10987 section 4-124c;]

10988 Sec. 290. Section 13b-78*l* of the general statutes is repealed and the
10989 following is substituted in lieu thereof (*Effective January 1, 2015*):

10990 The Commissioner of Transportation shall:

(1) Acquire not less than three hundred forty-two self-propelled rail cars for use on the New Haven Line;

(2) Design and construct rail maintenance facilities to support the self-propelled rail cars;

(3) Design and construct operational improvements to Interstate 95 between Greenwich and North Stonington;

(4) Purchase twenty-five transit buses; and

(5) In consultation with cognizant metropolitan planning organizations **[**, regional planning agencies, regional councils of elected officials**]** and regional councils of governments, evaluate, design and construct transportation system improvements other than projects on Interstate 95.

Sec. 291. Subsection (f) of section 13b-79p of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(f) The commissioner is authorized to enter into grant and cost-sharing agreements with local governments, transit districts **[**, regional planning agencies**]** and regional councils of governments in connection with the implementation of projects funded pursuant to subsections (a) and (c) of this section.

Sec. 292. Section 16-243z of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(a) For purposes of this section, **[**"regional planning agency" and "regional council of elected officials" have the same meanings as provided in section 4-124i,**]** "regional council of governments" has the same meaning as "council" in section 4-124i, as amended by this act, and "electric company" and "electric distribution company" have the same meanings as provided in section 16-1.

11019 (b) Upon the request of the geographic information systems or
11020 geospatial information systems analyst or coordinator, or any
11021 equivalent official, of any municipality or [of any regional planning
11022 agency, regional council of elected officials or] regional council of
11023 governments, an electric company or electric distribution company
11024 shall provide to such analyst, coordinator or official any geographic
11025 information systems or geospatial information systems data for such
11026 electric or electric distribution company's service area identifying
11027 utility pole data for poles owned or jointly owned by such company in
11028 such municipality or the area served by such [regional planning
11029 agency, regional council of elected officials or] regional council of
11030 governments. Such data shall include pole ownership, identification
11031 number, XY coordinate location, pole height, pole classification and
11032 wattage size of street lights or post lights.

11033 (c) Upon the request of a municipality for public safety reasons
11034 during an emergency, an electric company or electric distribution
11035 company may provide to such municipality the location of electric
11036 service accounts that are coded by such company as medical hardship
11037 accounts within such municipality.

11038 (d) Prior to receipt of data from an electric company or electric
11039 distribution company under this section, a municipality [, regional
11040 planning agency, regional council of elected officials] or regional
11041 council of governments shall demonstrate to such company that it has
11042 implemented appropriate procedures to protect the confidentiality of
11043 the information. Any data provided by such company to a
11044 municipality [, regional planning agency, regional council of elected
11045 officials] or regional council of governments pursuant to this section
11046 shall be used by such entity for internal use only, and shall not be
11047 publicly disclosed by the municipality [, regional planning agency,
11048 regional council of elected officials] or regional council of governments
11049 or be subject to any public disclosure requirement without the prior
11050 consent of the electric company or electric distribution company, as
11051 applicable, and shall be exempt from disclosure under the Freedom of

11052 Information Act, as defined in section 1-200.

11053 Sec. 293. Section 16a-4a of the general statutes is repealed and the
11054 following is substituted in lieu thereof (*Effective January 1, 2015*):

11055 The Office of Policy and Management shall:

11056 (1) Formulate and prepare state-wide or interregional plans for the
11057 physical, social and economic development of the state. Such plans
11058 may be prepared jointly or in consultation with other state, interstate,
11059 federal, regional or local agencies. Such plans may include, but need
11060 not be limited to, (A) demographic projections, (B) economic
11061 projections, (C) land use and water considerations, (D) transportation
11062 requirements, (E) environmental considerations, (F) energy capabilities
11063 and requirements, (G) public facilities, (H) labor needs and skills, (I)
11064 educational objectives, (J) housing needs and (K) health needs;

11065 (2) Receive for review, information and recommendations, plans
11066 proposed by any state agency acting alone or jointly **[**which**]** <u>that</u> has
11067 among its duties planning responsibilities relating to those
11068 considerations set forth in subdivision (1) of this section or similar
11069 subjects;

11070 (3) Coordinate regional and state planning activities and accomplish
11071 such planning review activities as may be necessary;

11072 (4) Designate or redesignate logical planning regions within the
11073 state **[**and promote and assist in the promotion and continuation of
11074 regional planning agencies under chapter 127. Such planning regions
11075 shall be redesignated**]** in accordance with section 16a-4c<u>, as amended</u>
11076 <u>by this act</u>;

11077 (5) Provide for technical aid and the administration of financial
11078 assistance to **[**regional planning agencies established under chapter 127
11079 or any regional council of elected officials in any region without a
11080 regional planning agency or**]** any regional council of governments

organized under sections 4-124i to 4-124p, inclusive, as amended by this act, under such terms and conditions as may be agreed upon by the secretary;

(6) Accept from any source funds, revenue or other consideration available to this state for interstate, state, regional, interregional or area planning activities or projects and provide for the administration of such funds, revenues or other consideration;

(7) Make available to the public, for a reasonable fee, all reports, testing results and other material developed or procured as a result of activities authorized by this section, section 16a-14, as amended by this act, and section 16a-14b; and

(8) Provide technical assistance to municipalities that want to aggregate electric generation services.

Sec. 294. Section 22-26j of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

The Department of Agriculture shall establish and administer a farm viability matching grant program to any agricultural not-for-profit organization, municipality, group of municipalities, **[**regional planning agency organized under the provisions of chapter 127, regional council of elected officials organized under the provisions of chapter 50,**]** regional council of governments organized under the provisions of sections 4-124i to 4-124p, inclusive, as amended by this act, or group of municipalities **[**which**]** that have established a regional interlocal agreement pursuant to sections 7-339a to 7-339*l*, inclusive, to further agricultural viability. Such grants may be used for the following purposes: (1) Local capital projects that foster agricultural viability, including, but not limited to, processing facilities and farmers' markets; (2) the development and implementation of agriculturally-friendly land use regulations and local farmland protection strategies that sustain and promote local agriculture; and (3) the development of new marketing programs and venues through or

in which a majority of products sold are grown in the state.

Sec. 295. Section 22a-134*l* of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

The Commissioner of Energy and Environmental Protection may, within available appropriations, make a grant or loan to any municipality, group of municipalities, **[**regional planning agency organized under the provisions of chapter 127, regional council of elected officials organized under the provisions of chapter 50,**]** regional council of **[**government**]** governments organized under the provisions of sections 4-124i to 4-124p, inclusive, as amended by this act, or group of municipalities **[**which**]** that have established a regional interlocal agreement pursuant to sections 7-339a to 7-339*l*, inclusive, for the planning of regional facilities for the purpose of collection and disposal of household hazardous waste. The commissioner may adopt regulations, in accordance with the provisions of chapter 54, to carry out the purposes of this section.

Sec. 296. Section 22a-134m of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

The Commissioner of Energy and Environmental Protection shall coordinate a program of chemical disposal days for the collection and disposal of hazardous household chemicals in any municipality or group of municipalities **[**, in the area of operation of any regional planning agency organized under the provisions of chapter 127, in the planning region of any regional council of elected officials organized under the provisions of chapter 50,**]** or in the participating towns in any regional council of **[**government**]** governments organized under the provisions of sections 4-124i to 4-124p, inclusive, as amended by this act. The commissioner shall develop guidelines for such chemical disposal days.

Sec. 297. Subsection (a) of section 22a-134n of the general statutes is repealed and the following is substituted in lieu thereof (*Effective*

January 1, 2015):

(a) The Commissioner of Energy and Environmental Protection may, within available appropriations, make a grant to any municipality, any group of municipalities **[**, any regional planning agency organized under the provisions of chapter 127, any regional council of elected officials organized under the provisions of chapter 50,**]** or any regional council of **[**government**]** governments organized under the provisions of sections 4-124i to 4-124p, inclusive, as amended by this act, sponsoring a chemical disposal day. The grant shall be not more than fifty per cent of the cost to the grantee of conducting such chemical disposal day. An application for a grant shall include a plan for a chemical disposal day which shall comply with any guidelines developed by the commissioner pursuant to section 22a-134m, as amended by this act.

Sec. 298. Subsection (a) of section 22a-134o of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(a) Any municipality, any group of municipalities **[**, any regional planning agency organized under the provisions of chapter 127, any regional council of elected officials organized under the provisions of chapter 50,**]** or any regional council of **[**government**]** governments organized under the provisions of sections 4-124i to 4-124p, inclusive, as amended by this act, sponsoring a chemical disposal day shall enter into a contract with a hazardous waste transporter or waste collection company licensed under section 22a-454 to dispose of the hazardous waste collected during a chemical disposal day. Such contract shall (1) make the transporter or company, upon receipt of hazardous waste, liable for any violation of a federal or state statute concerning the generation, transportation or disposal of hazardous waste, (2) identify the transporter or company as the generator of hazardous waste collected and (3) make the transporter or company responsible for providing material and equipment for handling, labeling, loading and

transporting hazardous waste.

Sec. 299. Section 22a-223 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

The Commissioner of Energy and Environmental Protection may, from proceeds of the sale of state bonds allocated by the State Bond Commission to the Department of Energy and Environmental Protection in accordance with subdivision (8) of subsection (e) of section 2 of special act 82-46, provide funds to any municipality, any group of municipalities **[**, any regional planning agency organized under the provisions of chapter 127, any regional council of elected officials organized under the provisions of chapter 50**]** or any regional council of governments organized under the provisions of sections 4-124i to 4-124p, inclusive, as amended by this act, for a preliminary feasibility study of an energy recovery system or an incinerator. Any such study shall be prepared in consultation with said commissioner and shall include but not be limited to an investigation of the markets for the system, identification of the waste stream, cost estimates of system construction and the cost per ton of solid waste disposal. The amount of such funds granted for any single study shall not exceed eighty per cent of the total cost of such study and in no event shall the total amount granted for any single study exceed twenty-five thousand dollars.

Sec. 300. Section 22a-353 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

The Secretary of the Office of Policy and Management or his or her designee shall be the contractor for the purposes of sections 22a-352 to 22a-354, inclusive, and may engage consultants or arrange for other technical assistance to implement the work program, and within the limitations of the budget, developed under subdivision (1) of subsection (a) of section 22a-352. The Secretary of the Office of Policy and Management, or his or her designee, may make grants to any

11206 [regional planning agency established under authority of chapter 127,
11207 any regional council of elected officials in any region where there is no
11208 regional planning agency or any] regional council of governments
11209 organized under sections 4-124i to 4-124p, inclusive, as amended by
11210 this act, for the purpose of preparing regional plans for water and
11211 sewer facilities. Such grants may cover retroactively work initiated by
11212 a regional planning agency after January 1, 1967. The Secretary of the
11213 Office of Policy and Management or his or her designee shall apply for
11214 any and all funds available from the federal government to support
11215 such planning work and shall see that regional [planning agencies,
11216 regional councils of elected officials or] councils of [government]
11217 governments receiving state grants take similar advantage of available
11218 federal funds in order to reduce expenditure of funds appropriated
11219 under section 22a-354, provided utilization of such federal funds shall
11220 not unduly delay the conduct of said study.

11221 Sec. 301. Subsection (b) of section 23-101 of the general statutes is
11222 repealed and the following is substituted in lieu thereof (*Effective*
11223 *January 1, 2015*):

11224 (b) There is established a greenways small grants program which
11225 shall be administered by the Commissioner of Energy and
11226 Environmental Protection. The commissioner may, within available
11227 appropriations, make a grant to any municipality [, regional planning
11228 agency organized under the provisions of chapter 127, any regional
11229 council of elected officials organized under the provisions of chapter
11230 50,] or any regional council of [government] governments organized
11231 under the provisions of sections 4-124i to 4-124p, inclusive, as
11232 amended by this act, and nongovernmental organizations for
11233 planning, design and implementation of greenway projects. Any grant
11234 shall be not more than five thousand dollars and the total amount of all
11235 grants under this subsection shall not exceed fifty thousand dollars in
11236 any fiscal year. Land acquisition costs shall not be eligible for
11237 reimbursement with grants under this section.

Sec. 302. Subdivision (1) of section 25-68j of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(1) "Eligible applicant" means any municipality **[**, regional planning agency organized under the provisions of chapter 127, any regional council of elected officials organized under the provisions of chapter 50,**]** or any regional council of **[**government**]** governments organized under the provisions of sections 4-124i to 4-124p, inclusive, as amended by this act;

Sec. 303. Subsection (e) of section 25-204 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(e) After adoption pursuant to subsection (d) of this section of an inventory, statement of objectives and map, the river committee shall prepare a report on all federal, state and municipal laws, plans, programs and proposed activities which may affect the river corridor defined in such map. Such laws shall include regulations adopted pursuant to chapter 440 and zoning, subdivision and site plan regulations adopted pursuant to section 8-3. Such plans shall include plans of conservation and development adopted pursuant to section 8-23, as amended by this act, the state plan for conservation and development, water utility supply plans adopted pursuant to section 25-32d, coordinated water system plans adopted pursuant to section 25-33h, municipal open space plans, the commissioner's fish and wildlife plans, the master transportation plan adopted pursuant to section 13b-15, **[**plans prepared by regional planning agencies pursuant to section 8-31a,**]** and publicly-owned wastewater treatment facility plans. State and regional agencies shall, within available resources, assist the river committee in identifying such laws, plans, programs and proposed activities. The report to be prepared pursuant to this section shall identify any conflicts between such federal, state, regional and municipal laws, plans, programs and proposed activities

and the river committee's objectives for river corridor protection and preservation as reflected in the statement of objectives. If conflicts are identified, the river committee shall notify the applicable state, regional or municipal agencies and such agencies shall, within available resources, attempt with the river commission to resolve such conflicts.

Sec. 304. Subsection (b) of section 32-1c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(b) The Commissioner of Economic and Community Development may make available technical and financial assistance and advisory services to any appropriate agency, authority, [or] commission or council for planning and other functions pertinent to economic development provided any financial assistance to a [regional planning agency or a regional council of elected officials] regional council of governments shall have the prior approval of the Secretary of the Office of Policy and Management or his designee. Financial assistance shall be rendered upon such contractual arrangements as may be agreed upon by the commissioner and any such agency, authority, [or] commission or council in accordance with their respective needs, and the commissioner may determine the qualifications of personnel or consultants to be engaged for such assistance.

Sec. 305. Subsection (a) of section 32-7 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(a) The department is authorized to (1) promote and assist the formation of municipal or regional economic development commissions under sections 7-136 and 7-137, or any other provision of the general statutes or any special act; and (2) make available technical and financial assistance to any municipal or regional economic development commission, regional economic development

11301 corporation [, regional planning agency organized under the
11302 provisions of chapter 127,] or a regional council of governments
11303 organized under sections 4-124i to 4-124p, inclusive, as amended by
11304 this act. [, or any regional council of elected officials organized under
11305 the provisions of chapter 50 for planning and implementation of
11306 regional economic development.] Such financial assistance may be
11307 provided to expand or establish the capacity for planning and
11308 implementation of regional economic development, including, but not
11309 limited to, business retention and recruitment, infrastructure
11310 enhancement, labor force development and financial credit availability.
11311 Financial assistance may be used for strategic economic development
11312 plans, establishment of regional economic databases, regional
11313 marketing for business retention and recruitment, coordination of
11314 economic development efforts with regional, local, state and federal
11315 agencies, surveys, land use studies, site development plans and for any
11316 other functions of economic development commissions as set forth in
11317 said sections 7-136 and 7-137 or any other provision of the general
11318 statutes or any special act.

11319 Sec. 306. Subsection (p) of section 32-23d of the general statutes is
11320 repealed and the following is substituted in lieu thereof (*Effective*
11321 *January 1, 2015*):

11322 (p) [“Regional planning agency”] "Regional council of governments"
11323 means a regional [planning agency] council of governments created
11324 under [chapter 127] section 4-124j, as amended by this act.

11325 Sec. 307. Section 32-23e of the general statutes is repealed and the
11326 following is substituted in lieu thereof (*Effective January 1, 2015*):

11327 To accomplish the purposes of the corporation, which are hereby
11328 determined to be public purposes for which public funds may be
11329 expended, and in addition to any other powers provided by law, the
11330 corporation shall have power to: (1) Determine the location and
11331 character of any project to be financed under the provisions of said

11332 chapters and sections, provided any financial assistance shall be
11333 approved in accordance with written procedures prepared pursuant to
11334 subdivision (14) of this section; (2) purchase, receive, by gift or
11335 otherwise, lease, exchange, or otherwise acquire, and construct,
11336 reconstruct, improve, maintain, equip and furnish one or more
11337 projects, including all real and personal property which the
11338 corporation may deem necessary in connection therewith, and to enter
11339 into a contract with a person therefor upon such terms and conditions
11340 as the corporation shall determine to be reasonable, including but not
11341 limited to reimbursement for the planning, designing, financing,
11342 construction, reconstruction, improvement, equipping, furnishing,
11343 operation and maintenance of the project and any claims arising
11344 therefrom and establishment and maintenance of reserve and
11345 insurance funds with respect to the financing of the project; (3) insure
11346 any or all payments to be made by the borrower under the terms of
11347 any agreement for the extension of credit or making of a loan by the
11348 corporation in connection with any economic development project to
11349 be financed, wholly or in part, through the issuance of bonds or
11350 mortgage payments of any mortgage which is given by a mortgagor to
11351 the mortgagee who has provided the mortgage for an economic
11352 development project upon such terms and conditions as the
11353 corporation may prescribe and as provided herein, and the faith and
11354 credit of the state are pledged thereto; (4) in connection with the
11355 insuring of payments of any mortgage, request for its guidance a
11356 finding of the municipal planning commission, or, if there is no
11357 planning commission, a finding of the municipal officers, of the
11358 municipality in which the economic development project is proposed
11359 to be located, or of the regional **[**planning agency**]** <u>council of</u>
11360 <u>governments</u> of which such municipality is a member, as to the
11361 expediency and advisability of the economic development project; (5)
11362 sell or lease to any person, all or any portion of a project, purchase
11363 from eligible financial institutions mortgages with respect to economic
11364 development projects, purchase or repurchase its own bonds, and sell,
11365 pledge or assign to any person any such bonds, mortgages, or other

11366 loans, notes, revenues or assets of the corporation, or any interest
11367 therein, for such consideration and upon such terms as the corporation
11368 may determine to be reasonable; (6) mortgage or otherwise encumber
11369 all or any portion of a project whenever it shall find such action to be
11370 in furtherance of the purposes of said chapters and sections; (7) enter
11371 into agreements with any person, including prospective mortgagees
11372 and mortgagors, for the purpose of planning, designing, constructing,
11373 acquiring, altering and financing projects, providing liquidity or a
11374 secondary market for mortgages or other financial obligations incurred
11375 with respect to facilities which would qualify as a project under this
11376 chapter, purchasing loans made by regional corporations under section
11377 32-276, or for any other purpose in furtherance of any other power of
11378 the corporation; (8) grant options to purchase or renew a lease for any
11379 of its projects on such terms as the corporation may determine to be
11380 reasonable; (9) employ or retain attorneys, accountants and
11381 architectural, engineering and financial consultants and such other
11382 employees and agents and to fix their compensation and to employ the
11383 Connecticut Development Credit Corporation on a cost basis as it shall
11384 deem necessary to assist it in carrying out the purposes of said
11385 corporation legislation; (10) accept from a federal agency loans, grants
11386 or loan guarantees or otherwise participate in any loan, grant, loan
11387 guarantee or other financing or economic or project development
11388 program of a federal agency in furtherance of, and consistent with, the
11389 purposes of the corporation, and enter into agreements with such
11390 agency respecting any such loans, grants, loan guarantees or federal
11391 agency programs; (11) provide tenant lease guarantees and
11392 performance guarantees, invest in, extend credit or make loans to any
11393 person for the planning, designing, financing, acquiring, constructing,
11394 reconstructing, improving, expanding, continuing in operation,
11395 equipping and furnishing of a project and for the refinancing of
11396 existing indebtedness with respect to any facility or part thereof which
11397 would qualify as a project in order to facilitate substantial
11398 improvements thereto, which guarantees, investments, credits or loans
11399 may be secured by loan agreements, lease agreements, installment sale

11400 agreements, mortgages, contracts and all other instruments or fees and
11401 charges, upon such terms and conditions as the corporation shall
11402 determine to be reasonable in connection with such loans, including
11403 provision for the establishment and maintenance of reserve and
11404 insurance funds and in the exercise of powers granted in this section in
11405 connection with a project for such person, to require the inclusion in
11406 any contract, loan agreement or other instrument, such provisions for
11407 the construction, use, operation and maintenance and financing of a
11408 project as the corporation may deem necessary or desirable; (12) in
11409 connection with any application for assistance under said corporation
11410 legislation, or commitments therefor, to make and collect such fees and
11411 charges as the corporation shall determine to be reasonable; (13) adopt
11412 procedures, in accordance with the provisions of section 1-121, to carry
11413 out the purposes of the corporation, which may give priority to
11414 applications for financial assistance based upon the extent the project
11415 will materially contribute to the economic base of the state by creating
11416 or retaining jobs, providing increased wages or benefits to employees,
11417 promoting the export of products or services beyond the boundaries of
11418 the state, encouraging innovation in products or services, encouraging
11419 defense-dependent business to diversify to nondefense production,
11420 promoting standards of participation adopted by the Connecticut
11421 partnership compact pursuant to section 33-374g of the general
11422 statutes, revision of 1958, revised to 1991, or will otherwise enhance
11423 existing activities that are important to the economic base of the state,
11424 provided regulation-making proceedings commenced before January
11425 1, 1989, shall be governed by sections 4-166 to 4-174, inclusive; (14)
11426 maintain an office at such place or places within the state as it may
11427 designate; (15) when it becomes necessary or feasible for the
11428 corporation to safeguard itself from losses, acquire, purchase, manage
11429 and operate, hold and dispose of real and personal property, take
11430 assignments of rentals and leases and make and enter into all
11431 contracts, leases, agreements and arrangements necessary or incidental
11432 to the performance of its duties; (16) in order to further the purposes of
11433 the corporation, or to assure the payment of the principal and interest

11434 on bonds or notes of the corporation or to safeguard the mortgage
11435 insurance fund, purchase, acquire and take assignments of notes,
11436 mortgages and other forms of security and evidences of indebtedness,
11437 purchase, acquire, attach, seize, accept or take title to any project by
11438 conveyance or, by foreclosure, and sell, lease or rent any project for a
11439 use specified in said chapters and sections or in this chapter; (17) do, or
11440 delegate, any and all things necessary or convenient to carry out the
11441 purposes and to exercise the powers given and granted to the
11442 corporation; (18) to accept from the department: (A) Financial
11443 assistance, (B) revenues or the right to receive revenues with respect to
11444 any program under the supervision of the department, and (C) loan
11445 assets or equity interests in connection with any program under the
11446 supervision of the department; to make advances to and reimburse the
11447 department for any expenses incurred or to be incurred by it in the
11448 delivery of such assistance, revenues, rights, assets or amounts; to
11449 enter into agreements for the delivery of services by the corporation, in
11450 consultation with the department and the Connecticut Housing
11451 Finance Authority, to third parties which agreements may include
11452 provisions for payment by the department to the corporation for the
11453 delivery of such services; and to enter into agreements with the
11454 department or with the Connecticut Housing Finance Authority for the
11455 sharing of assistants, agents and other consultants, professionals and
11456 employees, and facilities and other real and personal property used in
11457 the conduct of the corporation's affairs; and (19) to transfer to the
11458 department: (A) Financial assistance, (B) revenues or the right to
11459 receive revenues with respect to any program under the supervision of
11460 the corporation, and (C) loan assets or equity interests in connection
11461 with any program under the supervision of the corporation, provided
11462 the transfer of such financial assistance, revenues, rights, assets or
11463 interests is determined by the corporation to be practicable, within the
11464 constraints and not inconsistent with the fiduciary obligations of the
11465 corporation imposed upon or established upon the corporation by any
11466 provision of the general statutes, the corporation's bond resolutions or
11467 any other agreement or contract of the authority and to have no

adverse effect on the tax-exempt status of any bonds of the corporation or the state.

Sec. 308. Subsection (h) of section 32-222 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(h) "Eligible applicant" means any for-profit or nonprofit organization, or any combination thereof, any municipality, regional **[**planning agency**]** council of governments or any combination thereof and further provided, in the case of a loan made by Connecticut Innovations, Incorporated in which the department purchases a participation interest, "eligible applicant" means the for-profit or nonprofit organization, or any combination thereof, that will receive the proceeds of such loan;

Sec. 309. Subsections (b) and (c) of section 32-224 of the general statutes are repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

(b) The implementing agency may initiate a municipal development project by preparing and submitting a development plan to the commissioner. Such plan shall meet an identified public need and include: (1) A legal description of the real property within the boundaries of the project area; (2) a description of the present condition and uses of such real property; (3) a description of the process utilized by the agency to prepare the plan and a description of alternative approaches considered to achieve project objectives; (4) a description of the types and locations of land uses or building uses proposed for the project area; (5) a description of the types and locations of present and proposed streets, sidewalks and sanitary, utility and other facilities and the types and locations of other proposed project improvements; (6) statements of the present and proposed zoning classification and subdivision status of the project area and the areas adjacent to the project area; (7) a plan for relocating

project area occupants; (8) a financing plan; (9) an administrative plan; (10) an environmental analysis, marketability and proposed land use study, or building use study if required by the commissioner; (11) appraisal reports and title searches if required by the commissioner; (12) a description of the public benefit of the project, including, but not limited to, (A) the number of jobs which the implementing agency anticipates would be created or retained by the project, (B) the estimated property tax benefits, (C) the number and types of existing housing units in the municipality in which the project would be located, and in contiguous municipalities, which would be available to employees filling such jobs, (D) a general description of infrastructure improvements, including public access, facilities or use, that the implementing agency anticipates may be needed to implement the development plan, (E) a general description of the implementing agency's goals for blight remediation or, if known, environmental remediation, (F) a general description of any aesthetic improvements that the implementing agency anticipates may be generated by the project, (G) a general description of the project's intended role in increasing or sustaining market value of land in the municipality, (H) a general description of the project's intended role in assisting residents of the municipality to improve their standard of living, and (I) a general statement of the project's role in maintaining or enhancing the competitiveness of the municipality; (13) a finding that (A) the land and buildings within the boundaries of the project area will be used principally for manufacturing or other economic base business purposes or business support services; (B) the plan is in accordance with the plan of conservation and development for the municipality, if any, adopted by its planning commission under section 8-23, as amended by this act, and the plan of development of the regional [planning agency] council of governments adopted under section 8-35a, as amended by this act, if any, for the region within which the municipality is located; (C) the plan was prepared giving due consideration to the state plan of conservation and development adopted under chapter 297 and other state-wide planning program

11533 objectives of the state or state agencies as coordinated by the Secretary
11534 of the Office of Policy and Management; and (D) the project will
11535 contribute to the economic welfare of the municipality and the state
11536 and that to carry out and administer the project, public action under
11537 sections 32-220 to 32-234, inclusive, is required; and (14) a preliminary
11538 statement describing the proposed process for acquiring each parcel of
11539 real property, including findings that (A) public benefits resulting
11540 from the plan will outweigh any private benefits; (B) existing use of the
11541 real property cannot be feasibly integrated into the overall plan for the
11542 project; (C) acquisition by eminent domain is reasonably necessary to
11543 successfully achieve the objectives of such plan; and (D) the plan is not
11544 for the primary purpose of increasing local tax revenues. The
11545 provisions of this subsection with respect to submission of a
11546 development plan to and approval by the commissioner and with
11547 respect to a finding that the plan was prepared giving due
11548 consideration to the state plan of conservation and development and
11549 state-wide planning program objectives of the state or its agencies shall
11550 not apply to a project for which no financial assistance has been given
11551 and no application for financial assistance is to be made under section
11552 32-223. Any plan that has been prepared under chapters 130, 132 or
11553 588a may be submitted by the implementing agency to the legislative
11554 body of the municipality and to the commissioner in lieu of a plan
11555 initiated and prepared in accordance with this section, provided all
11556 other requirements of sections 32-220 to 32-234, inclusive, for obtaining
11557 the approval of the commissioner of the development plan are
11558 satisfied. Any action taken in connection with the preparation and
11559 adoption of such plan shall be deemed effective to the extent such
11560 action satisfies the requirements of said sections.

11561 (c) (1) No plan shall be adopted unless the planning commission of
11562 the municipality finds that the plan is in accord with the plan of
11563 development, if any, for the municipality and the regional **[**planning
11564 agency, if any,**]** <u>council of governments</u> organized under **[**chapter 127**]**
11565 <u>section 4-124j, as amended by this act,</u> for the region within which such

11566 municipality is located finds that such plan is in accord with the plan
11567 of development, if any, for such region. If the regional [planning
11568 agency] council of governments fails to make a finding concerning the
11569 plan within thirty-five days of receipt thereof, by such [agency]
11570 council, it shall be presumed that such [agency] council does not
11571 disapprove of the plan. The implementing agency shall hold at least
11572 one public hearing on the plan and shall cause notice of the time, place,
11573 and subject of any public hearing to be published at least once in a
11574 newspaper of general circulation in the municipality not less than one
11575 week nor more than three weeks prior to the date of such public
11576 hearing. At least thirty-five days prior to the public hearing, the
11577 implementing agency shall post the plan on the Internet web site of the
11578 implementing agency, if any. Upon adoption of the plan the
11579 implementing agency shall submit the plan to the legislative body of
11580 the municipality for approval or disapproval. Any approval by the
11581 implementing agency and legislative body of the municipality made
11582 under this section shall specifically provide for approval of any
11583 findings contained therein. After approval of the plan by the legislative
11584 body of the municipality, the plan shall be submitted to the
11585 commissioner for his approval. If the commissioner requires a
11586 substantial modification of the plan as a condition of approval, the
11587 plan shall be subject to a public hearing and approval by the
11588 implementing agency and the legislative body of the municipality in
11589 accordance with the provisions of this subsection.

11590 (2) The plan shall be effective for a period of ten years after the date
11591 of approval and may be amended in accordance with this section. The
11592 legislative body shall review the plan at least once every ten years after
11593 the initial approval, and shall reapprove the plan or an amended plan
11594 at least once every ten years after the initial approval in accordance
11595 with this section in order for the plan or amended plan to remain in
11596 effect. With respect to a development plan for a project that is funded
11597 in whole or in part by federal funds, the provisions of this subdivision
11598 shall not apply to the extent that such provisions are prohibited by

11599 federal law.

11600 Sec. 310. Subdivision (2) of section 32-327 of the general statutes is
11601 repealed and the following is substituted in lieu thereof (*Effective*
11602 *January 1, 2015*):

11603 (2) "Agency" means any regional economic development
11604 commission formed under sections 7-136 and 7-137, other regional
11605 development commission or corporation formed under any other
11606 provision of the general statutes or any special act, **[**any regional
11607 planning agency organized under the provisions of chapter 127,**]** <u>or</u>
11608 <u>any</u> regional council of governments organized under sections 4-124i
11609 to 4-124p, inclusive, <u>as amended by this act,</u> **[**or any regional council of
11610 elected officials organized under the provisions of chapter 50 for
11611 planning and implementation of regional economic development,**]**
11612 except that for purposes of financial assistance for greenways projects,
11613 "agency" means a municipality or other organizations.

11614 Sec. 311. Section 4-124p of the general statutes is repealed and the
11615 following is substituted in lieu thereof (*Effective January 1, 2015*):

11616 Each regional council of governments established under the
11617 provisions of sections 4-124i to 4-124p, inclusive, <u>as amended by this</u>
11618 <u>act,</u> is authorized to receive for its own use and purposes any funds
11619 from any source including the state and federal governments and
11620 including bequests, gifts and contributions made by any individual,
11621 corporation or association. Any town, city or borough participating in
11622 a regional council of governments shall annually appropriate funds for
11623 the expenses of such council in the performance of its purposes. Such
11624 funds shall be appropriated and paid in accordance with a dues
11625 formula established by the regional council of governments. Such
11626 council may withhold any services it deems advisable from any town,
11627 city or borough which has failed to pay such dues. Within the amount
11628 so received, a council may engage employees, and contract with
11629 professional consultants, municipalities, the state and the federal

11630 governments, other regional councils of governments **[**, regional
11631 councils of elected officials, regional planning agencies**]** and other
11632 intertown, regional or metropolitan agencies, or with any one or more
11633 of them, and may enter into contracts from time to time to carry out its
11634 purposes. Any such contract shall be approved by action of the
11635 regional council of governments in a manner prescribed by the council.
11636 **[**Any regional council of governments may enter into a contract to
11637 carry out its purpose with any other regional council of governments,
11638 any regional council of elected officials, established under sections 4-
11639 124c to 4-124h, inclusive, or any regional planning agency formed
11640 under section 8-31a.**]** The accounts of any regional council of
11641 governments shall be subject to an annual audit under the provisions
11642 of chapter 111 and such council shall file an annual report with the
11643 clerks of its member towns, cities or boroughs, with planning
11644 commissions, if any, of members, and with the Secretary of the Office
11645 of Policy and Management, or his designee.

11646 Sec. 312. (NEW) (*Effective January 1, 2015*) (a) (1) Wherever the term
11647 "regional planning agency" is used in the following general statutes,
11648 the term "regional council of governments" shall be substituted in lieu
11649 thereof; and (2) wherever the term "regional planning agencies" is used
11650 in the following general statutes, the term "regional councils of
11651 governments" shall be substituted in lieu thereof: 8-35b, 8-36c, 8-164, 8-
11652 166, 8-189, 8-336f, 8-384, 13b-38a, 13b-79*ll*, 16-32f, 16-50*l*, 16-358, 16a-28,
11653 16a-35c, 22-26dd, 22a-102, 22a-118, 22a-137, 22a-207, 22a-211, 22a-352,
11654 23-8, 25-33e, 22-33f to 25-33h, inclusive, 25-68d, 25-102qq and 25-233.

11655 (b) The Legislative Commissioners' Office shall, in codifying the
11656 provisions of this section, make such technical, grammatical and
11657 punctuation changes as are necessary to carry out the purposes of this
11658 section.

11659 Sec. 313. Subsection (c) of section 250 of this act is repealed and the
11660 following is substituted in lieu thereof (*Effective January 1, 2015*):

11661 (c) Beginning on January 1, [2014] 2015, and annually thereafter,
11662 each [regional planning agency, regional council of elected officials
11663 and] regional council of governments shall submit an annual report to
11664 the Secretary of the Office of Policy and Management and to the joint
11665 standing committee of the General Assembly having cognizance of
11666 matters relating to municipalities. Such annual report shall include the
11667 following: (1) A description of any regional program, project or
11668 initiative provided or planned by such regional council of
11669 governments; (2) a description of any expenditure, including the
11670 source of funding, spent on each such regional program, project or
11671 initiative and a cost-benefit analysis for such expenditure; (3) a list of
11672 existing services provided by a municipality or by the state that, in the
11673 opinion of the regional council of governments, could be transferred to
11674 such regional council of governments and any efficiency associated
11675 with such transfer; (4) a discussion and review of the performance of
11676 any regional program, project or initiative, including any
11677 recommendations for legislative action; and (5) specific annual goals
11678 and objectives and quantifiable outcome measures for each program,
11679 project or initiative administered or provided by such regional council
11680 of governments.

11681 Sec. 314. Section 16a-4 of the general statutes is repealed and the
11682 following is substituted in lieu thereof (*Effective January 1, 2015*):

11683 The Secretary of the Office of Policy and Management shall employ,
11684 subject to the provisions of chapter 67, such staff as is required for the
11685 proper discharge of duties of the office as set forth in this chapter and
11686 sections 4-5, 4-124*l*, as amended by this act, 8-3b, as amended by this
11687 act, [8-32a, 8-33a,] 8-35a, as amended by this act, and 8-189, subsection
11688 (b) of section 8-206 and sections 16a-20, 16a-102, 22a-352 and 22a-353,
11689 as amended by this act. The secretary may adopt, pursuant to chapter
11690 54, such regulations as are necessary to carry out the purposes of this
11691 chapter.

11692 Sec. 315. Section 16a-6 of the general statutes is repealed and the

following is substituted in lieu thereof (*Effective January 1, 2015*):

Each department, office, board, commission, council or other agency of the state and each officer or employee shall cooperate with the Commissioner of Energy and Environmental Protection and shall furnish him such information, personnel and assistance as may be necessary or appropriate in the discharge of the responsibilities of said commissioner and the board under this chapter and sections 4-5, 4-124*l*, as amended by this act, 4-124p, as amended by this act, 8-3b, as amended by this act, [8-32a, 8-33a,] 8-35a, as amended by this act, and 8-189, subsection (b) of section 8-206 and sections 16a-20, 16a-102, 22a-352 and 22a-353, as amended by this act. The Commissioner of Motor Vehicles shall require each person applying for a license under section 14-319 to submit in his application the information which persons registering under section 16a-22d are required to submit. The Commissioner of Motor Vehicles shall furnish the Commissioner of Energy and Environmental Protection with such information.

Sec. 316. Section 16a-14 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2015*):

In addition to the duties set forth in any other law, the Commissioner of Energy and Environmental Protection may: (1) Be designated as the state official to implement and execute any federal program, law, order, rule or regulation related to the allocation, rationing, conservation, distribution or consumption of energy resources, (2) investigate any complaint concerning the violation of any federal or state statute, rule, regulation or order pertaining to pricing, allocation, rationing, conservation, distribution or consumption of energy resources and shall transmit any evidence gathered by such investigation to the proper federal or state authorities, (3) coordinate all state and local government programs for the allocation, rationing, conservation, distribution and consumption of energy resources, (4) cooperate with the appropriate authorities of the United States government, or other state or interstate agencies with

respect to allocation, rationing, conservation, distribution and consumption of energy resources, (5) conduct programs of public education regarding energy conservation, (6) carry out a program of studies, hearings, inquiries, surveys and analyses necessary to carry out the purposes of this chapter and sections [4-124c,] 4-124i, as amended by this act, 4-124*l*, as amended by this act, 4-124p, as amended by this act, 8-3b, as amended by this act, [8-31a, 8-32a, 8-33a,] 8-35a, as amended by this act, [8-37a] and 8-189, subsection (b) of section 8-206 and sections 16a-20, 16a-102, 22a-352 and 22a-353, as amended by this act, provided if an individual or business furnishing commercial or financial information concerning such individual or business requests in writing at the time such information is furnished that it be treated as confidential proprietary information, such information, to the extent that it is limited to (A) volume of sales, shipments, receipts and exchanges of energy resources, (B) inventories of energy resources, and (C) local distribution patterns of energy resources, shall be exempt from the provisions of subsection (a) of section 1-210, (7) enter into contracts with any person to do all things necessary or convenient to carry out the functions, powers and duties of the commissioner and the Department of Energy and Environmental Protection under this chapter and sections 4-5, 4-124*l*, as amended by this act, 4-124p, as amended by this act, 8-3b, as amended by this act, [8-32a, 8-33a,] 8-35a, as amended by this act, and 8-189, subsection (b) of section 8-206 and sections 16a-20, 16a-102, 22a-352 and 22a-353, as amended by this act, (8) adopt regulations, in accordance with chapter 54, to establish standards for solar energy systems, including experimental systems, which offer practical alternatives to the use of conventional energy with regard to current technological feasibility and the climate of this state, and (9) undertake such other duties and responsibilities as may be delegated by other state statutes or by the Governor.

Sec. 317. Subsection (a) of section 22a-285a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective*

January 1, 2015):

(a) Notwithstanding any provision of the general statutes or any special act or municipal charter, on or after December 1, 1990, the Connecticut Resources Recovery Authority, acting by itself or through a regional resources recovery authority, may establish an ash residue disposal area on all or part of not more than two sites east of the Connecticut River and two sites west of the Connecticut River, provided such sites (1) are not owned or operated by the authority on July 5, 1989, and (2) are identified in table 8 of the report prepared pursuant to section 22a-228b entitled "Identification of Potential Ash Residue Disposal Sites" and dated January, 1989, or determined by the Commissioner of Energy and Environmental Protection to be capable of meeting the siting criteria described in said report. No site shall be located within four miles of any ash residue disposal area owned or operated by the authority on January 1, 1989, or in any municipality in which a resources recovery facility and an ash residue disposal area are located and not more than one site shall be established in any one regional planning area as defined by the Secretary of the Office of Policy and Management pursuant to section **[**8-31a**]** 16a-4c, as amended by this act.

Sec. 318. Subparagraph (K) of subdivision (1) of section 12-408 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(K) For calendar quarters ending on or after September 30, 2011, the commissioner shall deposit into the regional **[**performance**]** planning incentive account, established pursuant to section 4-66k, as amended by this act, six and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (B) of this subdivision and ten and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (G) of this subdivision.

Sec. 319. Subparagraph (J) of subdivision (1) of section 12-411 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(J) For calendar quarters ending on or after September 30, 2011, the commissioner shall deposit into the regional **[**performance**]** planning incentive account, established pursuant to section 4-66k, as amended by this act, six and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (B) of this subdivision and ten and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (G) of this subdivision.

Sec. 320. (*Effective from passage*) (a) There is established a task force to study the creation of a state-wide health insurance pool in which any school bus driver employed by a local or regional school district or a private company that provides bussing services for a local or regional school district may be enrolled. Such study shall include, but not be limited to, an examination of the estimated state and municipal fiscal impact of the creation of such an insurance pool.

(b) The task force shall consist of the following members:

(1) The chairpersons and ranking members of the joint standing committees of the General Assembly having cognizance of matters relating to insurance, education and labor or their designees;

(2) The Insurance Commissioner, the Commissioner of Education, the Labor Commissioner and the Healthcare Advocate or their designees; and

(3) One representative of the health insurance industry, appointed by the majority leader of the Senate.

(c) All appointments to the task force shall be made not later than thirty days after the effective date of this section. Any vacancy shall be

11818 filled by the appointing authority.

11819 (d) The speaker of the House of Representatives and the president
11820 pro tempore of the Senate shall select the chairpersons of the task force
11821 from among the members of the task force. Such chairpersons shall
11822 schedule the first meeting of the task force, which shall be held not
11823 later than sixty days after the effective date of this section.

11824 (e) The administrative staff of the joint standing committee of the
11825 General Assembly having cognizance of matters relating to insurance
11826 shall serve as administrative staff of the task force.

11827 (f) Not later than January 1, 2014, the task force shall submit a report
11828 on its findings and recommendations to the joint standing committees
11829 of the General Assembly having cognizance of matters relating to
11830 insurance, education and labor and public employees, in accordance
11831 with the provisions of section 11-4a of the general statutes. The task
11832 force shall terminate on the date that it submits such report or January
11833 1, 2014, whichever is later.

11834 Sec. 321. (*Effective from passage*) (a) There is established a Uniform
11835 Regional School Calendar Task Force to develop guidelines for a
11836 uniform regional school calendar for use by each regional educational
11837 service center, established in accordance with section 10-66a of the
11838 general statutes, in the development of uniform regional school
11839 calendars. Such guidelines for a uniform regional school calendar shall
11840 include, but not be limited to, (1) at least one hundred eighty days of
11841 actual school sessions during each school year, (2) a uniform start date,
11842 (3) uniform days for professional development and in-service training
11843 for certified employees, pursuant to sections 10-148a and 10-220a of the
11844 general statutes, and (4) not more than three uniform school vacation
11845 periods during each school year, not more than two of which shall be a
11846 one week school vacation period and one of which shall be during the
11847 summer.

11848 (b) The task force shall consist of the following members:

11849 (1) A representative of the American Federation of Teachers, who
11850 shall be appointed by the executive director or president of said
11851 federation or such director's or president's designee;

11852 (2) A representative of the Connecticut Association of School
11853 Administrators, who shall be appointed by the executive director or
11854 president of said association or such director's or president's designee;

11855 (3) A representative of the Connecticut Education Association, who
11856 shall be appointed by the executive director or president of said
11857 association or such director's or president's designee;

11858 (4) A representative of the Connecticut Association of Boards of
11859 Education, who shall be appointed by the executive director or
11860 president of said association or such director's or president's designee;

11861 (5) A representative of the Connecticut Association of Public School
11862 Superintendents, who shall be appointed by the executive director or
11863 president of said association or such director's or president's designee;

11864 (6) A representative of the Connecticut Parent Teacher Student
11865 Association, who shall be appointed by the executive director or
11866 president of said association or such director's or president's designee;

11867 (7) A representative of each regional educational service center, who
11868 shall be appointed by the executive director of such center or such
11869 director's designee;

11870 (8) A representative of the school transportation service company
11871 that serves the largest number of public school students in
11872 Connecticut, who shall be appointed by the executive director or
11873 president of such company or such director's or president's designee;

11874 (9) A representative of the Connecticut Catholic Conference, who
11875 shall be appointed by the executive director or president of said
11876 conference, or such director's or president's designee;

11877 (10) The Commissioner of Education, or the commissioner's
11878 designee;

11879 (11) Two members of the joint standing committee of the General
11880 Assembly having cognizance of matters relating to education, one of
11881 whom shall be appointed by the chairpersons of such committee and
11882 one of whom shall be appointed by the ranking members of such
11883 committee; and

11884 (12) Two members of the joint standing committee of the General
11885 Assembly having cognizance of matters relating to planning and
11886 development, one of whom shall be appointed by the chairpersons of
11887 such committee and one of whom shall be appointed by the ranking
11888 members of such committee.

11889 (c) All appointments to the task force shall be made not later than
11890 thirty days after the effective date of this section. Any vacancy shall be
11891 filled by the appointing authority.

11892 (d) The chairpersons of the joint standing committee of the General
11893 Assembly having cognizance of matters relating to education shall
11894 select the chairpersons of the task force, from among the members of
11895 the task force. Such chairpersons shall schedule the first meeting of the
11896 task force, which shall be held not later than sixty days after the
11897 effective date of this section.

11898 (e) The administrative staff of the joint standing committee of the
11899 General Assembly having cognizance of matters relating to education
11900 shall serve as administrative staff of the task force.

11901 (f) Not later than January 1, 2014, the task force shall submit such
11902 guidelines for a uniform regional school calendar to each regional
11903 educational service center and the joint standing committee of the
11904 General Assembly having cognizance of matters relating to education,
11905 in accordance with the provisions of section 11-4a of the general
11906 statutes. The task force shall terminate on the date that it submits such

11907 guidelines to each regional educational service center in accordance
11908 with section 322 of this act, or January 1, 2014, whichever is later.

11909 Sec. 322. (NEW) (*Effective from passage*) (a) Not later than April 1,
11910 2014, each regional educational service center shall develop a uniform
11911 regional school calendar to be used by each local or regional board of
11912 education in the area served by such regional educational service
11913 center, in accordance with the provisions of subsections (b) and (c) of
11914 this section. Such uniform regional school calendars shall be consistent
11915 with the guidelines for a uniform regional school calendar developed
11916 pursuant to section 321 of this act. Not later than April 1, 2014, each
11917 regional educational service center shall submit such uniform regional
11918 school calendar to the State Board of Education for approval. Not later
11919 than five days after such approval, such regional educational service
11920 center shall submit such approved uniform regional school calendar to
11921 the joint standing committee of the General Assembly having
11922 cognizance of matters relating to education, in accordance with the
11923 provisions of section 11-4a of the general statutes.

11924 (b) For the school year commencing July 1, 2014, a local or regional
11925 board of education may adopt the uniform regional school calendar
11926 developed and approved pursuant to subsection (a) of this section.

11927 (c) For the school year commencing July 1, 2015, and each school
11928 year thereafter, each local and regional board of education shall use the
11929 uniform regional school calendar developed and approved pursuant to
11930 subsection (a) of this section.

11931 (d) (1) Not later than July 1, 2014, the Commissioner of Education
11932 shall submit a report on the implementation of uniform regional school
11933 calendars and any recommendations for legislation relating to such
11934 implementation to the joint standing committee of the General
11935 Assembly having cognizance of matters relating to education, in
11936 accordance with the provisions of section 11-4a of the general statutes.

11937 (2) Not later than January 1, 2015, and July 1, 2016, the

11938 Commissioner of Education shall submit a report on the
11939 implementation of uniform regional school calendars in those school
11940 districts that have adopted a uniform regional school calendar,
11941 pursuant to subsection (b) of this section, and any recommendations
11942 for legislation relating to such implementation to the joint standing
11943 committee of the General Assembly having cognizance of matters
11944 relating to education, in accordance with the provisions of section 11-
11945 4a of the general statutes.

11946 (3) Not later than January 1, 2016, and July 1, 2017, and annually
11947 thereafter, the Commissioner of Education shall submit a report on the
11948 implementation of uniform regional school calendars, pursuant to
11949 subsection (c) of this section, and any recommendations for legislation
11950 relating to such implementation to the joint standing committee of the
11951 General Assembly having cognizance of matters relating to education,
11952 in accordance with the provisions of section 11-4a of the general
11953 statutes.

11954 Sec. 323. Section 10-15 of the general statutes is repealed and the
11955 following is substituted in lieu thereof (*Effective July 1, 2013*):

11956 Public schools including kindergartens shall be maintained in each
11957 town for at least one hundred eighty days of actual school sessions
11958 during each year<u>, and for the school year commencing July 1, 2014,</u>
11959 <u>and each school year thereafter, in accordance with the provisions of</u>
11960 <u>section 322 of this act</u>. When public school sessions are cancelled for
11961 reasons of inclement weather or otherwise, the rescheduled sessions
11962 shall not be held on Saturday or Sunday. Public schools may conduct
11963 weekend education programs to provide supplemental and remedial
11964 services to students. A local or regional board of education for a school
11965 that has been designated as a low achieving school pursuant to
11966 subparagraph (A) of subdivision (1) of subsection (e) of section 10-
11967 223e, or a category four school or a category five school pursuant to
11968 said section 10-223e, may increase the number of actual school sessions
11969 during each year, and may increase the number of hours of actual

11970 school work per school session in order to improve student
11971 performance and remove the school from the list of schools designated
11972 as a low achieving school maintained by the State Board of Education.
11973 The State Board of Education (1) may authorize the shortening of any
11974 school year for a school district, a school or a portion of a school on
11975 account of an unavoidable emergency, and (2) may authorize
11976 implementation of scheduling of school sessions to permit full year use
11977 of facilities which may not offer each child one hundred eighty days of
11978 school sessions within a given school year, but which assures an
11979 opportunity for each child to average a minimum of one hundred
11980 eighty days of school sessions per year during thirteen years of
11981 educational opportunity in the elementary and secondary schools.
11982 Notwithstanding the provisions of this section and section 10-16, the
11983 State Board of Education may, upon application by a local or regional
11984 board of education, approve for any single school year, in whole or in
11985 part, a plan to implement alternative scheduling of school sessions
11986 which assures at least four hundred fifty hours of actual school work
11987 for nursery schools and half-day kindergartens and at least nine
11988 hundred hours of actual school work for full-day kindergartens and
11989 grades one to twelve, inclusive.

11990 Sec. 324. Section 10-66d of the general statutes is repealed and the
11991 following is substituted in lieu thereof (*Effective July 1, 2013*):

11992 Each board of education and nonpublic school in the area served by
11993 a regional educational service center may determine the particular
11994 programs and services in which it wishes to participate in accordance
11995 with the purpose of this part<u>, except each board of education shall use</u>
11996 <u>the uniform regional school calendar in accordance with the provisions</u>
11997 <u>of section 322 of this act</u>.

11998 Sec. 325. Subsection (a) of section 4d-1a of the general statutes is
11999 repealed and the following is substituted in lieu thereof (*Effective July*
12000 *1, 2013*):

12001 (a) (1) Wherever the term "Chief Information Officer of the
12002 Department of Information Technology" is used in the following
12003 general statutes, the term "Commissioner of Administrative Services"
12004 shall be substituted in lieu thereof; (2) wherever the term "Chief
12005 Information Officer" is used in the following general statutes, the term
12006 "commissioner" shall be substituted in lieu thereof; and (3) wherever
12007 the term "Department of Information Technology" is used in the
12008 following general statutes, the term "Department of Administrative
12009 Services" shall be substituted in lieu thereof: 1-205, 1-211, 1-212, 1-283,
12010 3-117, 4d-3, 4d-5, 4d-10, 4d-11, 4d-14, 4d-38, 4d-41, 4d-42, 4d-43, 4d-
12011 81a, 4d-82a, 4d-83, **[**4d-84,**]** 10-5b, 10-10a, 18-81x, 19a-110, 19a-750, 32-
12012 6i, 54-105a, 54-142q, 54-142r and 54-142s.

12013 Sec. 326. Section 49-31r of the general statutes is repealed and the
12014 following is substituted in lieu thereof (*Effective July 1, 2013*):

12015 (a) A mortgagee, as defined in section 49-8a, shall include the form
12016 promulgated by the Judicial Branch, in accordance with subdivision (3)
12017 of subsection (c) of section 49-31*l*, concerning notice of community-
12018 based resources to parties involved in foreclosure mediation with any
12019 notice to a mortgagor, as defined in said section 49-8a, of an intent to
12020 accelerate the mortgage loan.

12021 **[**(b) A municipality shall include such form with any statements
12022 sent to a homeowner regarding an arrearage owed by the homeowner
12023 for public sewer or water services or for property taxes.**]**

12024 **[**(c)**]** (b) The Judicial Branch shall provide such form to parties
12025 involved in foreclosure mediation to public libraries, religious
12026 organizations and community-based programs throughout this state to
12027 ensure that such form is readily available to mortgagors.

12028 **[**(d)**]** (c) Such form shall include the following:

12029 (1) A reference to CHFA/HUD-Approved Housing Counselors in
12030 lieu of a reference to CHFA-Approved Housing Counselors;

12031 (2) A column in the approved housing counselor chart that includes
12032 the counties in which each housing counselor serves; and

12033 (3) A notification to mortgagors who are currently parties to a
12034 foreclosure action that they should contact the Department of
12035 Banking's foreclosure assistance hotline for assistance with time
12036 sensitive foreclosure concerns.

12037 Sec. 327. (NEW) (*Effective October 1, 2013*) (a) On or after January 1,
12038 2015, there shall be established a regional human services coordinating
12039 council for each planning region redesignated pursuant to section 16a-
12040 4c of the general statutes to encourage collaborations that will foster
12041 the development and maintenance of a client-focused structure for the
12042 health and human services system in the region.

12043 (b) Membership on the regional human services coordinating
12044 councils established under this section shall include the
12045 Commissioners of Developmental Services, Social Services, Children
12046 and Families, Mental Health and Addiction Services, Correction,
12047 Education and Public Health, or said commissioners' designees, and
12048 the executive director of the Court Support Services Division of the
12049 Judicial Branch, or the executive director's designee. Additional
12050 membership shall be determined at the discretion of the executive
12051 director of each regional council of governments. Such membership
12052 may include, but not be limited to: (1) Municipal elected officials, (2)
12053 workforce development boards, (3) non-profit agencies, and (4) family
12054 advocacy groups.

12055 (c) Each regional human services coordinating council established
12056 under this section shall meet not less than twice annually to (1) ensure
12057 that regional plans and activities are coordinated with the human
12058 service needs of each region, and (2) develop approaches to improve
12059 service delivery and achieve cost savings in the region.

12060 Sec. 328. (NEW) (*Effective from passage*) (a) There is established an
12061 account to be known as the "municipal reimbursement and revenue

account" which shall be a separate, nonlapsing account within the General Fund. The account shall contain any moneys required by law to be deposited in the account.

(b) Moneys in the account shall be expended by the Office of Policy and Management as follows: (1) For the Nutmeg Network, one million eighty-seven thousand dollars in each of fiscal years ending June 30, 2014, and June 30, 2015; (2) for a tax incidence study, five hundred thousand dollars in the fiscal year ending June 30, 2014, and two hundred thousand dollars in the fiscal year ending June 30, 2015; and (3) for the universal chart of accounts, four hundred fifty thousand dollars in the fiscal year ending June 30, 2014.

Sec. 329. Section 12-63h of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2013*):

(a) The Secretary of the Office of Policy and Management shall establish a pilot program in **[**a single municipality**]** <u>up to three municipalities</u> whereby the **[**municipality**]** selected <u>municipalities</u> shall develop a plan for implementation of land value taxation that (1) classifies real estate included in the taxable grand list as (A) land or land exclusive of buildings, or (B) buildings on land; and (2) establishes a different mill rate for property tax purposes for each class, provided the higher mill rate shall apply to land or land exclusive of buildings. The different mill rates for taxable real estate in each class shall not be applicable to any property for which a grant is payable under section 12-19a or 12-20a.

(b) **[**To be eligible for the program a municipality shall (1) be a distressed municipality, as defined in subsection (b) of section 32-9p; (2) have a population of not more than twenty-six thousand; and (3) have a city manager and city council form of government.**]** The secretary shall establish an application procedure and any other criteria for the program <u>and shall send a copy of such application procedure and any other criteria to the joint standing committee of the</u>

General Assembly having cognizance of matters relating to planning and development. The secretary shall not select a municipality for the pilot program unless the legislative body of the municipality has approved the application. The secretary shall send a notice of selection for the pilot program to the chief executive officer of the municipality and to the joint standing committee of the General Assembly having cognizance of matters relating to planning and development.

(c) After receipt of the notice of selection provided by the Secretary of the Office of Policy and Management pursuant to subsection (b) of this section, the chief [executive officer] elected official of such municipality shall appoint a committee consisting of (1) a representative of the legislative body of the municipality or where the legislative body is the town meeting, a representative of the board of selectmen; (2) a representative from the business community; (3) a land use attorney; and (4) relevant taxpayers and stakeholders. [to] Such committee shall prepare a plan for implementation of land value taxation. Such plan shall [(1)] (A) provide a process for implementation of differentiated tax rates; [(2)] (B) designate geographic areas of the municipality where the differentiated rates shall be applied; and [(3)] (C) identify legal and administrative issues affecting the implementation of the plan. The chief executive officer, the chief elected official, the assessor and the tax collector of the municipality shall have an opportunity to review and comment on the plan. On or before December 31, [2009] 2014, and upon approval of the plan by the legislative body, the plan shall be submitted to the joint standing committees of the General Assembly having cognizance of matters relating to planning and development, [and to] finance, revenue and bonding and commerce.

Sec. 330. (NEW) (*Effective July 1, 2013*) (a) The Commissioner of Revenue Services shall, on or before December 31, 2014, and biennially thereafter, submit to the joint standing committee of the General Assembly having cognizance of matters relating to finance, revenue and bonding, and post on said department's Internet web site a report

12126 on the overall incidence of the income tax, sales and excise taxes, the
12127 corporation business tax and property tax. The report shall present
12128 information on the distribution of the tax burden as follows:

12129 (1) For individuals:

12130 (A) Income classes, including income distribution expressed for
12131 every ten percentage points; and

12132 (B) Other appropriate taxpayer characteristics, as determined by
12133 said commissioner.

12134 (2) For businesses:

12135 (A) Business size as established by gross receipts;

12136 (B) Legal organization; and

12137 (C) Industry by NAICS code.

12138 (b) The Commissioner of Revenue Services may enter into a contract
12139 with any public or private entity for the purpose of preparing the
12140 report required pursuant to subsection (a) of this section.

12141 Sec. 331. Section 5-141b of the general statutes is repealed and the
12142 following is substituted in lieu thereof (*Effective July 1, 2013*):

12143 The **[**Commissioner of Administrative Services**]** Comptroller may
12144 issue a statement to all state employees which shall include a summary
12145 of medical benefits, survivors' benefits and normal retirement benefits
12146 for each employee and a summary of general salary and other fringe
12147 benefit provisions.

12148 Sec. 332. Section 5-141c of the general statutes is repealed and the
12149 following is substituted in lieu thereof (*Effective July 1, 2013*):

12150 The Commissioner of Administrative Services, with the approval of
12151 the Secretary of the Office of Policy and Management, shall establish

12152 and implement regulations, in accordance with the provisions of
12153 chapter 54, for the reimbursement of state employees for expenses
12154 incurred in the performance of their duties, except to the extent that
12155 such reimbursement is otherwise provided in accordance with the
12156 provisions of chapter 67 or 68.

12157 Sec. 333. Section 5-196 of the general statutes is repealed and the
12158 following is substituted in lieu thereof *(Effective July 1, 2013*):

12159 As used in this chapter, unless the context otherwise requires:

12160 (1) "Agency" means a department, board, institution or commission
12161 established by statute, not a part of any other department, board,
12162 institution or commission.

12163 (2) "Allocation" means the official assignment of a position in the
12164 classified service to the appropriate standard class of the classification
12165 plan.

12166 (3) "Appointing authority" means a board, commission, officer,
12167 commissioner, person or group of persons or the designee of such
12168 board, commission, officer, commissioner, person or group of persons
12169 having the power to make appointments by virtue of a statute or by
12170 lawfully delegated authority.

12171 (4) "Candidate list" means a list of the names of persons based on
12172 merit as determined under the provisions of this chapter, which
12173 persons have been found qualified through suitable examinations for
12174 employment in positions allocated to a specified class, occupational
12175 group or career progression level.

12176 (5) "Class", "class of positions" or "position classification" means a
12177 position or group of positions in the state classified service established
12178 under this chapter that share general characteristics and are
12179 categorized under a single title for administrative purposes.

12180 (6) "Classified service" means every office or position in the state

12181 service, whether full-time or part-time, for which compensation is
12182 paid, except those offices and positions specified in section 5-198 or
12183 otherwise expressly provided by statute.

12184 (7) "Compensation" means the salary, wages, benefits and other
12185 forms of valuable consideration earned by and provided to an
12186 employee in remuneration for services rendered.

12187 (8) "Compensation schedule" or "compensation plan" means a list or
12188 lists specifying a series of compensation steps and ranges.

12189 (9) "Eligible" or "eligible person" means a person **[**whose name is on
12190 a candidate list**]** who has either (A) met the requirements of the class
12191 and been determined qualified by the Commissioner of Administrative
12192 Services, or (B) been placed on a candidate list by an examination
12193 administered by or at the direction of the Department of
12194 Administrative Services.

12195 (10) "Employee" or "state employee" means any person holding a
12196 position in state service subject to appointment by an appointing
12197 authority.

12198 (11) "Examination" means an assessment device or technique
12199 yielding scores or ratings designed to determine the fitness of
12200 candidates for positions allocated to a specified class, occupational
12201 group or career progression level.

12202 (12) "Full-time employee" means an employee holding a position
12203 normally requiring thirty-five hours or more of service in each week.

12204 **[**(13) "Generic job class" means a job classification comprised of
12205 positions covering a diversity of assignments which are either
12206 occupationally or functionally related.**]**

12207 **[**(14)**]** (13) "Good standing" means the status of an employee whose
12208 employment in the state service has been terminated other than as a
12209 result of disciplinary action or during a period when disciplinary

12210 action was pending.

12211 [(15)] (14) "Grade" or "pay grade" means a relative level, numerically
12212 expressed, to which one or more classes may be assigned according to
12213 the degree of their complexity, importance and value, and which refers
12214 to a single pay range in the compensation schedule.

12215 [(16)] (15) "Minimum earned rating" means the lowest score or
12216 rating that entitles a candidate to pass the examination.

12217 [(17)] (16) "Officer" or "state officer" means any person appointed to
12218 a state office established by statute, including appointing authorities.

12219 [(18)] (17) "Part-time employee" means an employee holding a
12220 position normally requiring less than thirty-five hours of service in
12221 each week.

12222 [(19)] (18) "Permanent appointment" means appointment to a
12223 position in the classified service following successful completion of the
12224 required working test.

12225 [(20)] (19) "Permanent employee" means an employee holding a
12226 position in the classified service under a permanent appointment or an
12227 employee holding a position in unclassified service who has served in
12228 such a position for a period of more than six months, except employees
12229 in positions funded in whole or in part by the federal government as
12230 part of any public service employment program, on-the-job training
12231 program or work experience program.

12232 [(21)] (20) "Permanent position" means any position in the classified
12233 service which requires or which is expected to require the services of
12234 an incumbent without interruption for a period of more than six
12235 months, except positions funded in whole or in part by the federal
12236 government as part of any public service employment program, on-
12237 the-job training program or work experience program.

12238 [(22)] (21) "Position" means a group of duties and responsibilities

currently assigned or designated by competent authority to require the services of one employee.

[(23)] (22) "Public member" means a member of a board or commission who does not hold any office or position in the state service.

[(24)] (23) "Reemployment list" means a list of names of persons arranged in the order prescribed by the provisions of this chapter and by regulations issued in accordance with this chapter, which persons have occupied positions allocated to any class in the classified service, and are no longer in such class and are entitled to have their names certified to appointing authorities when vacancies in such class are to be filled, in preference to those whose names are on the candidate list for such class.

[(25)] (24) "State service" means occupancy of any office or position or employment in the service of the state, but not of local governmental subdivisions thereof, for which compensation is paid.

[(26)] (25) "Temporary position" means a position in the state service which is expected to require the services of an incumbent for a period not in excess of six months.

[(27)] (26) "Unclassified service" means any office or position in the state service which is not in the classified service.

[(28)] (27) "Working test" means a trial working period made a part of the selective process under the provisions of this chapter and by regulations issued in accordance with this chapter, during which the work and conduct of the employee shall be noted by the appointing authority or his authorized agent and reported upon to determine whether such employee merits permanent appointment.

[(29)] (28) "Veteran", when used in this chapter and in section 5-180, means any person who has been honorably discharged from or

12268 released under honorable conditions from active service in the armed
12269 forces of the United States and who has performed such service in time
12270 of war, as such terms are defined in section 27-103, except that the final
12271 date for service in time of war during World War II shall be December
12272 31, 1947.

12273 **[**(30)**]** (29) "Managerial employee" means any person presently
12274 covered by the existing managerial compensation plan pursuant to
12275 subsection (g) of section 5-270.

12276 **[**(31)**]** (30) "Career progression level" means the following career
12277 levels in which each class of positions shall be categorized as
12278 determined by the Commissioner of Administrative Services based on
12279 general job characteristics and minimum requirements for knowledge,
12280 skill and ability, including, but not limited to, education, employment
12281 history and special skills: (A) Entry, (B) working, (C) lead, (D)
12282 supervisor, and (E) manager.

12283 **[**(32)**]** (31) "Occupational group" means broad occupational areas in
12284 which each class of positions shall be categorized as determined by the
12285 Commissioner of Administrative Services.

12286 Sec. 334. Subsections (a) and (b) of section 5-180 of the general
12287 statutes are repealed and the following is substituted in lieu thereof
12288 *(Effective July 1, 2013)*:

12289 (a) The war service before September 1, 1939, of a veteran, as
12290 defined in section 27-103 and **[**subdivision (29) of**]** section 5-196, as
12291 amended by this act, shall be counted as state service if the member
12292 began to make his retirement contributions before September 1, 1941,
12293 and made retirement contributions on all salary received by him from
12294 September 1, 1939, until his retirement date.

12295 (b) The war service before September 1, 1939, of a veteran who
12296 became a member after September 1, 1939, and the war service or
12297 military service during a national emergency declared by the President

of the United States on and after September 1, 1939, of a veteran who became a member at any time, shall be counted as state service if the member makes retirement contributions for each month of war service as defined by section 27-103 and described in subdivision **[**(29)**]** (28) of section 5-196, as amended by this act, or for each month of such service during a national emergency, as the case may be. Any veteran who becomes a member on or after July 1, 1975, shall not receive credit for such war or military service if such member has received or is entitled to receive any retirement allowance for the same years of such service from the federal government. Any veteran who is a member and who has not made application for such credit prior to July 1, 1975, shall not receive credit for such service if such member has received or is entitled to receive any retirement allowance for the same years of such service from the federal government unless such member makes application for such credit to the Retirement Commission on or before October 1, 1975, and makes retirement contributions for each month of such service in accordance with the provisions of this subsection. The Comptroller of the state may notify each employee of this provision on or before September 1, 1975. Such contributions shall equal one-twelfth of four per cent of his first year's salary as a state employee multiplied by the total number of months of such war service or national emergency service and, if such employee became a member after April 1, 1958, shall be accompanied by interest at four per cent per year from the time such war service was rendered or from September 1, 1939, whichever is later, until the date of payment or January 1, 1962, whichever is earlier. Such contributions may be paid by payroll deductions as determined by the Retirement Commission over a period not to exceed thirty-six months, interest thereon to be paid not later than the last day of the month following the payment of the last of such deductions. Service credit for retirement purposes shall not be granted unless payment of contributions and interest is completed. No credit shall be given hereunder for military service during a national emergency to any state employee who has served less than ten years as a permanent full-time state employee, nor for any such military service

12332 beyond a total period of his compulsory service, if any, plus three
12333 years.

12334 Sec. 335. Subsection (a) of section 5-248a of the general statutes is
12335 repealed and the following is substituted in lieu thereof *(Effective July*
12336 *1, 2013*):

12337 (a) For purposes of this section, "child" means a biological, adopted
12338 or foster child, stepchild, child of whom a person has legal
12339 guardianship or custody, or, in the alternative, a child of a person
12340 standing in loco parentis, who is (1) under eighteen years of age, or (2)
12341 eighteen years of age or older and incapable of self-care because of a
12342 mental or physical disability. Each permanent employee, as defined in
12343 **[**subdivision (20) of**]** section 5-196, as amended by this act, shall be
12344 entitled to a family leave of absence upon the birth or adoption of a
12345 child of such employee, or upon the serious illness of a child, spouse or
12346 parent of such employee; and a medical leave of absence upon the
12347 serious illness of such employee or in order for such employee to serve
12348 as an organ or bone marrow donor. The total amount of time that an
12349 employee is entitled to for leaves of absence pursuant to this section
12350 shall be twenty-four weeks within any two-year period. Any such
12351 leave of absence shall be without pay. Upon the expiration of any such
12352 leave of absence, the employee shall be entitled (A) to return to the
12353 employee's original job from which the leave of absence was provided
12354 or, if not available, to an equivalent position with equivalent pay,
12355 except that in the case of a medical leave, if the employee is medically
12356 unable to perform the employee's original job upon the expiration of
12357 such leave, the **[**Personnel Division of the**]** Department of
12358 Administrative Services shall endeavor to find other suitable work for
12359 such employee in state service, and (B) to all accumulated seniority,
12360 retirement, fringe benefit and other service credits the employee had at
12361 the commencement of such leave. Such service credits shall not accrue
12362 during the period of the leave of absence.

12363 Sec. 336. Subsection (g) of section 5-248a of the general statutes is

12364 repealed and the following is substituted in lieu thereof *(Effective July*
12365 *1, 2013*):

12366 (g) Each permanent employee, as defined in **[**subdivision (20) of**]**
12367 section 5-196, as amended by this act, who is the spouse, son or
12368 daughter, parent or next of kin of a current member of the armed
12369 forces, as defined in section 27-103, who is undergoing medical
12370 treatment, recuperation or therapy, is otherwise in outpatient status or
12371 is on the temporary disability retired list for a serious injury or illness
12372 incurred in the line of duty, shall be entitled to a one-time benefit of
12373 twenty-six workweeks of leave within a single two-year period for
12374 each armed forces member per serious injury or illness incurred in the
12375 line of duty.

12376 Sec. 337. Subsection (d) of section 5-257 of the general statutes is
12377 repealed and the following is substituted in lieu thereof *(Effective July*
12378 *1, 2013*):

12379 (d) The insurance of any employee insured under this section shall
12380 cease on termination of employment, and of any member of the
12381 General Assembly at the end of such member's term of office, subject
12382 to any conversion privilege provided in the group life insurance policy
12383 or policies. Notwithstanding any provision of this section, the amounts
12384 of life insurance of insured employees retired in accordance with any
12385 retirement plan for state employees shall be as follows: The amount of
12386 life insurance of an insured employee retired before, on or after July 1,
12387 1998, with twenty-five or more years of state service, as defined in
12388 **[**subdivision (25) of**]** section 5-196, as amended by this act, or a member
12389 of the General Assembly who is retired on or after July 1, 1988, with
12390 twenty-five or more years of service, shall be one-half of the amount of
12391 life insurance for which the employee was insured immediately before
12392 retirement, provided in no case shall the amount be less than ten
12393 thousand dollars, those with less than twenty-five years of service shall
12394 receive the proportionate amount that such years of service is to
12395 twenty-five years rounded off to the nearest hundred dollars of

12396 coverage, except that the amount of life insurance of an insured
12397 employee who is retired on or after July 1, 1982, under the provisions
12398 of section 5-173 shall be one-half of the amount of life insurance for
12399 which the employee was insured immediately before retirement,
12400 regardless of the number of years of service by such employee. In no
12401 case shall a retired employee be required to contribute to the cost of
12402 any such reduced insurance. For the purposes of this section, no
12403 employee shall be deemed to be retired as long as such employee's
12404 employment continues under subsections (b) and (e) of section 5-164.

12405 Sec. 338. Subsection (a) of section 45a-54 of the general statutes is
12406 repealed and the following is substituted in lieu thereof *(Effective July*
12407 *1, 2013*):

12408 (a) Any judge or employee who is not yet receiving a retirement
12409 allowance may apply to the Retirement Commission for credit for
12410 service as a member of the General Assembly and for military service,
12411 consisting of war service, as defined in section 27-103 and described in
12412 subdivision **[**(29)**]** (28) of section 5-196, as amended by this act, and
12413 national emergency service as defined by law, provided credit for such
12414 military and General Assembly service shall not exceed three years in
12415 the aggregate. Any such application for credit for service as a member
12416 of the General Assembly must be filed within one year of the date
12417 upon which the judge or employee first becomes a member or within
12418 one year of October 1, 1986, whichever is later. Any such application
12419 for credit for military service must be filed within one year of the date
12420 upon which the judge or employee first becomes a member or within
12421 one year of October 1, 1994, whichever is later.

12422 Sec. 339. Subdivisions (10) and (11) of section 5-198 of the general
12423 statutes are repealed and the following is substituted in lieu thereof
12424 *(Effective July 1, 2013*):

12425 (10) Executive assistants to each state elective officer and each
12426 department head, as defined in section 4-5, provided (A) each position

of executive assistant shall have been created in accordance with section 5-214, and (B) in no event shall the Commissioner of Administrative Services or the Secretary of the Office of Policy and Management approve more than four executive assistants for a department head;

(11) One personal secretary to the administrative head and to each undersecretary or deputy to such head of each department or institution; [provided any classified employee whose position is affected by this subsection shall retain classified status in such position;]

Sec. 340. Subdivision (23) of section 5-198 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013*):

(23) Lieutenant colonels in the Division of State Police within the Department of Emergency Services and Public Protection; [appointed on or after June 6, 1990;]

Sec. 341. Subsection (j) of section 5-200 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(j) The commissioner shall [issue] adopt, in accordance with the provisions of chapter 54, such regulations as [he] the commissioner may find necessary or appropriate for the administration of personnel pursuant to the provisions of this chapter.

Sec. 342. Subsections (p) and (q) of section 5-200 of the general statutes are repealed and the following is substituted in lieu thereof (*Effective July 1, 2013*):

(p) When such authority is not otherwise conferred by statute, the commissioner may issue orders to provide that (1) executive or judicial [branch] department employees exempt from the classified service or

12456 not included in any prevailing bargaining unit contract, except
12457 unclassified employees of any board of trustees of the constituent units
12458 of higher education, be granted rights and benefits not less than those
12459 granted to employees in the classified service or covered under such
12460 contracts, or (2) retirement benefits for state employees exempt from
12461 the classified service or not included in any prevailing bargaining unit
12462 contract **[**and employees of state-aided institutions, as defined in
12463 section 5-175,**]** be adjusted to provide retirement benefits for such
12464 employees which are the same as those most frequently provided
12465 under the terms of approved bargaining unit contracts in effect at the
12466 time of such adjustment. When such authority is not otherwise
12467 conferred by statute, the board of trustees of any constituent unit of the
12468 state system of higher education may issue orders to provide that the
12469 unclassified employees of such board be granted rights and benefits
12470 not less than those granted to employees of the board who are covered
12471 under a prevailing bargaining unit contract. Where there is a conflict
12472 between an order granting such rights and benefits and any provision
12473 of the general statutes, such order shall prevail. Such orders shall be
12474 subject to the approval of the Secretary of the Office of Policy and
12475 Management. If the secretary approves such order, and such order is in
12476 conflict with any provision of the general statutes, the secretary shall
12477 forward a copy of such order to the joint committee of the General
12478 Assembly having cognizance of labor matters.

12479 (q) Commencing November 1, 1989, elected officials and employees
12480 in the legislative **[**branch**]** <u>department</u> and elected officials in the
12481 executive **[**branch**]** <u>department</u> shall be granted rights and benefits
12482 equal to those granted to employees in the classified service covered
12483 under a prevailing collective bargaining agreement negotiated in
12484 accordance with subdivision (1) of subsection (f) of section 5-278.

12485 Sec. 343. Subsection (t) of section 5-200 of the general statutes is
12486 repealed and the following is substituted in lieu thereof (*Effective July*
12487 *1, 2013*):

12488 (t) [Notwithstanding the provisions of this chapter, any] Any
12489 matters involving collective bargaining shall be the responsibility of
12490 the Secretary of the Office of Policy and Management.

12491 Sec. 344. Section 5-200a of the general statutes is repealed and the
12492 following is substituted in lieu thereof *(Effective July 1, 2013)*:

12493 (a) The Commissioner of Administrative Services [, with the
12494 assistance of a consultant and project coordinator as required, and
12495 utilizing such studies as may be available to said commissioner, shall
12496 adopt and implement a system for evaluating] shall evaluate
12497 classifications in state service on a periodic basis of not less than five
12498 years to determine if the classification is in the appropriate
12499 compensation plan based upon appropriate and reasonably objective
12500 job-related criteria, excluding classes covered by section 5-198. [Based
12501 on the two-phase recommendation of the pilot study produced
12502 pursuant to the mandate of special act 79-72, the Department of
12503 Administrative Services shall, as necessary, review and make
12504 appropriate revisions to the classification system for all jobs within all
12505 job families in state employment which are subject to evaluation, and
12506 shall evaluate such classifications in state service on the basis of
12507 objective job-related criteria and in conformance with procedures and
12508 techniques recommended by the commissioner.] Said objective, job-
12509 related criteria shall include but not be limited to: (1) Knowledge and
12510 skill required to carry out the duties of the position, (2) effort, both
12511 mental and physical, and (3) accountability. Evaluation committees
12512 which are representative of management and employees in the
12513 occupations being evaluated shall be formed for the purposes of this
12514 section. Utilizing the job evaluation system, the commissioner shall
12515 determine ratings for jobs through assignment of factor values. [and
12516 shall, on January 1, 1982, and each January first thereafter, make a
12517 progress report and report all findings, including comparative job
12518 ratings, to the cochairpersons of the joint standing committee of the
12519 General Assembly having cognizance of matters relating to labor and
12520 public employees. An advisory committee representing various

interested parties shall advise the Department of Administrative Services in performing this work.] No modification of compensation shall be required by such ratings. Ratings may be a consideration in setting salaries, subject to the provisions of chapter 68 for classes included under collective bargaining. [The job evaluation process shall include system selection, testing and training of raters. During the fiscal year ending June 30, 1982, up to seven hundred classes shall be evaluated, including those classes studied pursuant to special act 79-72 and this section, as in effect prior to July 1, 1981, and such other classes as may provide a representative sample of the classifications in state service. The commissioner shall report the preliminary findings with regard to such a sample by March 1, 1982, to the cochairpersons of the joint standing committee of the General Assembly having cognizance of matters relating to labor and public employees. In each succeeding year the commissioner shall, within available appropriations, evaluate up to seven hundred classes a year and report the findings of such evaluation to the cochairpersons of said committee.]

(b) The Commissioner of Administrative Services [, with the assistance of a consultant and project coordinator as required, and utilizing such studies as may be available to the commissioner, shall adopt and implement a system for a full classification and job evaluation study of all unclassified positions in state service, as described in section 5-198, currently held or to be held by employees in collective bargaining units.] <u>shall evaluate on a periodic basis of not less than five years classifications for all unclassified positions in state service, as described in section 5-198, currently held or to be held by employees in collective bargaining units, to determine if the classification is in the appropriate compensation plan based upon appropriate and reasonably objective job-related criteria.</u> The commissioner shall conduct such evaluations in accordance with the provisions of subsection (a) of this section.

[(c) Notwithstanding the provisions of subsection (b) of this section, (1) studies of unclassified employees conducted as negotiated under

collective bargaining agreements shall be implemented and funded in conjunction with studies completed under subsection (a) of this section, and (2) on or before August 1, 1987, any exclusive bargaining representative may notify the commissioner, in writing, of those unclassified positions in the particular bargaining unit which shall be excluded from the study conducted pursuant to subsection (b) of this section.]

[(d)] (c) Any unclassified position may be excluded from the study conducted pursuant to subsection (b) of this section if [(1) the inclusion of such position in the study is not deemed to be feasible by the feasibility study mandated by special act 86-51 and (2)] the commissioner and the exclusive bargaining representative mutually agree to exclude such position.

Sec. 345. Section 5-200b of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

Any state employee who is being reclassified upward to a competitive or noncompetitive class in state service may be allocated to the higher classification without examination by the Commissioner of Administrative Services if the reclassification results from a survey of all positions in a class, an occupational [series] group or all classes of a bargaining unit and the employee possesses the minimum experience and training requirements for the new class and has permanent status in the present class.

Sec. 346. Section 5-200c of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

[(a) Commencing with the fiscal year ending June 30, 1988, and] The Commissioner of Administrative Services shall take into account any further wage inequities identified as part of the five year review process in accordance with section 5-200a, as amended by this act. In each fiscal year, [thereafter,] upon the request of the commissioner with the approval of the Secretary of the Office of Policy and

Management, the General Assembly shall appropriate sufficient funds to the reserve for salary adjustments account in the annual appropriations act for such fiscal year to be designated for use in [eliminating inequities, including sex-based inequities, within and between all job families in the wages paid] modifications to the compensation plan for state service, as identified by the findings of (1) the objective job evaluation process conducted by the Commissioner of Administrative Services pursuant to section 5-200a, as amended by this act, [(2) objective job evaluation studies of unclassified employees, and (3)] and (2) other studies negotiated under collective bargaining agreements. Inequities shall not be eliminated through the downgrading of any job classification or salaries. [Extraordinary variations in compensation in relation to point values assigned by such studies shall not necessarily be used as a basis for upgradings of any job classifications or salaries and shall be a subject for collective bargaining. Such funds shall be distributed in a manner to be determined by collective bargaining. All such wage inequities shall be eliminated by July 1, 1995.]

[(b) Upon the completion of the studies referred to in subdivisions (2) and (3) of subsection (a) of this section and the implementation of the results of such studies, collective bargaining negotiations concerning wage changes as a result of objective job evaluations shall commence not later than April 1, 1993. Notwithstanding the provisions of subsection (a) of section 5-278, such negotiations shall be conducted between the employer, as defined in subsection (a) of section 5-270, and a coalition committee which represents all state employees who are members of any designated employee organization. The results of any such negotiations shall be implemented as of July 1, 1995. All wage inequities shall be deemed to have been eliminated upon the implementation of such results. Nothing in this subsection shall be deemed to affect any appeal related to any objective job evaluation studies previously taken or allowed or any litigation pending on June 25, 1991, or to prohibit the continued use of a point factor value system

12618 for the evaluation of newly created job classifications.]

12619 Sec. 347. Section 5-202 of the general statutes is repealed and the
12620 following is substituted in lieu thereof *(Effective July 1, 2013)*:

12621 (a) Any employee who is not included in any collective bargaining
12622 unit of state employees and who has achieved a permanent
12623 appointment as defined in [subdivision (19) of] section 5-196, as
12624 amended by this act, may appeal to the Employees' Review Board if
12625 such employee receives an unsatisfactory performance evaluation or is
12626 demoted, suspended or dismissed, or is aggrieved as a result of (1)
12627 alleged unlawful discrimination, [or] unless a complaint is or has been
12628 filed by such employee with the Commission on Human Rights and
12629 Opportunities or the Equal Employment Opportunity Commission, (2)
12630 unsafe or unhealthy working conditions, unless a complaint is or has
12631 been filed by such employee with the state or federal Occupational
12632 Safety and Health Administration, or (3) violations involving the
12633 interpretation and application of a specific state personnel statute,
12634 regulation or rule. Such employee must have complied with
12635 preliminary review procedures, except as otherwise provided in
12636 subsection (l) of this section. Such an appeal shall be submitted to the
12637 board not later than thirty days from the completion of the final level
12638 of the preliminary review procedure, provided the first level of the
12639 procedure shall have been initiated no later than thirty calendar days
12640 from the date of the alleged violation, except that in cases of dismissal,
12641 demotion or suspension the grievance must be submitted directly to
12642 the third level of the procedure and shall have been initiated no later
12643 than thirty calendar days from the effective date of such action.

12644 (b) Any group of employees that is not included in any collective
12645 bargaining unit of state employees may file an appeal as a group
12646 directly with the Employees' Review Board if such group of employees
12647 is laid off or dismissed, or is aggrieved as a result of alleged unlawful
12648 discrimination, unless a complaint is or has been filed by such group of
12649 employees with the Commission on Human Rights and Opportunities

12650 or the Equal Employment Opportunities Commission, or unsafe or
12651 unhealthy working conditions, unless a complaint is or has been filed
12652 by such group of employees with the state or federal Occupational
12653 Safety and Health Administration, or violations involving the
12654 interpretation and application of a specific state personnel statute,
12655 regulation or rule, provided each member of such group (1) is
12656 appealing the same or a similar issue, as determined by the Employees'
12657 Review Board, (2) is a permanent employee, as defined in [subdivision
12658 (20) of] section 5-196, as amended by this act, and (3) has achieved a
12659 permanent appointment, as defined in [subdivision (19) of] section 5-
12660 196, as amended by this act. Such an appeal shall be submitted to the
12661 board not later than thirty calendar days from the specific incident or
12662 effective date of action giving rise to such appeal.

12663 (c) Upon receiving an appeal, the board shall assign a time and
12664 place for a hearing and shall give notice of such time and place to the
12665 parties concerned. The hearing panel shall not be bound by technical
12666 rules of evidence prevailing in the courts. If, after hearing, a majority of
12667 the hearing panel determines that the action appealed from was
12668 arbitrary or taken without reasonable cause, the appeal shall be
12669 sustained; otherwise, the appeal shall be denied. The hearing panel
12670 shall have the power to direct appropriate remedial action and shall do
12671 so after taking into consideration just and equitable relief to the
12672 employee or group of employees and the best interests and
12673 effectiveness of the state service. The hearing panel shall render a
12674 decision not later than sixty calendar days from the date of the
12675 conclusion of the hearing.

12676 (d) The employee or group of employees in any such case shall be
12677 furnished, upon request, with a copy of the transcript of the
12678 proceedings before the board. The chairman of the board shall
12679 establish a fair and reasonable fee per page to be charged for such
12680 transcript which fee shall not exceed the fee per page for a transcript
12681 charged by court reporters for the judicial district of Hartford.
12682 Notwithstanding any provision of law to the contrary, such fee shall

12683 not be waived for any party.

12684 (e) Not later than ten days from the issuance date of a decision by a
12685 hearing panel sustaining an appeal, the appointing authority of the
12686 employee shall take such measures as are necessary to comply with the
12687 remedial action directed by the hearing panel.

12688 (f) An employee or group of employees laid off or dismissed by
12689 reason of economy, lack of work, insufficient appropriation, change in
12690 departmental organization or abolition of position may file an appeal
12691 with the board only on the grounds that the order of layoff or
12692 dismissal has not been determined in accordance with the provisions
12693 of section 5-241, provided (1) such employee has initiated the third
12694 level of the preliminary review procedure not later than thirty calendar
12695 days from the effective date of such layoff or dismissal, or (2) such
12696 group of employees submits such appeal to the board not later than
12697 thirty calendar days from the effective date of the layoff or dismissal.

12698 (g) All matters involving examination, including application
12699 rejection, type of examination or results, compensation for class or
12700 classes, establishment of a new class or classes, classification of a
12701 position, occupational group or career progression level, compliance
12702 with health and safety standards and the Connecticut Occupational
12703 Safety and Health Act or alleged discrimination in cases where an
12704 appeal has been filed with the Commission on Human Rights and
12705 Opportunities, shall not be appealable under this section.

12706 (h) The first level of the preliminary review procedure preparatory
12707 to the filing of an appeal from an alleged grievable action under
12708 subsection (a) of this section other than dismissal, demotion or
12709 suspension shall be the aggrieved employee's supervisor or
12710 department chief or other employee as designated by the employee's
12711 appointing authority. Such aggrieved employee shall present the
12712 employee's grievance in writing on a form developed by the Secretary
12713 of the Office of Policy and Management and the Employee Review

12714 Board which form shall contain a statement of the date the alleged
12715 violation occurred and the relief sought in answer to the grievance.
12716 The first level designee shall give said designee's answer to such
12717 employee not later than seven calendar days from the date the
12718 grievance is submitted to said designee or not later than seven days
12719 from the date of a meeting convened for the purpose of reviewing the
12720 grievance, in which case such meeting shall be convened not later than
12721 seven calendar days from the date the grievance is submitted.

12722 (i) The second level of the preliminary review procedure
12723 preparatory to the filing of an appeal from an alleged grievable action
12724 under subsection (a) of this section other than dismissal, demotion or
12725 suspension shall be the aggrieved employee's appointing authority or
12726 designated representative. Such employee, upon receiving a response
12727 at the first level which the employee deems to be unsatisfactory, may
12728 proceed to this level by presenting the same form containing the first
12729 level answers not later than seven calendar days from the date the
12730 answer was given at the first level. The appointing authority or
12731 designated representative shall answer such employee not later than
12732 seven calendar days from the date the grievance is received or not later
12733 than seven calendar days from the date of a meeting convened for the
12734 purpose of reviewing such grievance, in which case such meeting shall
12735 be convened not later than seven calendar days from the date such
12736 grievance is received.

12737 (j) The third level of the preliminary review procedure preparatory
12738 to the filing of an appeal from an alleged grievable action under
12739 subsection (a) of this section including dismissal, demotion or
12740 suspension shall be the Secretary of the Office of Policy and
12741 Management or the secretary's designated representative. The
12742 employee, upon receiving a response at the second level which the
12743 employee deems to be unsatisfactory, may proceed to this level by
12744 presenting the same form containing the first and second level answers
12745 not later than seven calendar days from the date the answer was given
12746 at the second level, except in the case of a dismissal, demotion or

12747 suspension in which case such employee must present the form,
12748 completed but without answers at lower levels not later than thirty
12749 calendar days from the effective date of such action. The Secretary of
12750 the Office of Policy and Management or the secretary's designated
12751 representative shall reply to such employee not later than thirty
12752 calendar days from the date such grievance is received or not later
12753 than fifteen calendar days from the date of a meeting convened for the
12754 purpose of reviewing such grievance, in which case such meeting shall
12755 be convened not later than thirty calendar days from the date such
12756 grievance is received.

12757 (k) Employees shall be entitled to have representation of their own
12758 choosing at any or all levels of the review or appeal procedure. No
12759 verbatim records shall be required in the preliminary procedure and
12760 no oaths or affirmations shall be administered.

12761 (l) Any state officer or employee, as defined in section 4-141, or any
12762 appointing authority shall not take or threaten to take any personnel
12763 action against any state employee or group of state employees in
12764 retaliation for the filing of an appeal with the Employees' Review
12765 Board or a grievance with any level of the preliminary review
12766 procedure pursuant to this section. An employee or group of
12767 employees alleging that such action has been threatened or taken may
12768 file an appeal directly with the board not later than thirty days from
12769 knowledge of the specific incident giving rise to such claim.

12770 (m) Either the Secretary of the Office of Policy and Management or
12771 any employee or group of employees aggrieved by a decision of the
12772 Employees' Review Board may appeal from such decision in
12773 accordance with section 4-183. The board may intervene as a party in
12774 any appeal of its decision. Any employee or group of employees who
12775 prevails in a decision of the Employees' Review Board shall be entitled
12776 to recover court costs and reasonable attorney's fees if such decision is
12777 appealed by the Secretary of the Office of Policy and Management and
12778 affirmed by the court in such appeal.

12779 (n) Any time limit set forth in this section may be waived by mutual
12780 written agreement of the employee or group of employees, or the
12781 designated representative of the employee or group of employees, and
12782 the Secretary of the Office of Policy and Management or the secretary's
12783 designee.

12784 Sec. 348. Section 5-208 of the general statutes is repealed and the
12785 following is substituted in lieu thereof *(Effective July 1, 2013)*:

12786 (a) The Commissioner of Administrative Services shall establish
12787 compensation schedules or plans. For employees who are not members
12788 of any collective bargaining unit, subject to the approval of the
12789 Secretary of the Office of Policy and Management such schedules or
12790 plans shall consist of sufficient salary grades to provide compensation
12791 rates determined to be necessary or desirable for all classes assigned to
12792 each compensation schedule.

12793 (b) When the compensation of a class is raised, the salary of each
12794 incumbent in such class who is not a member of any collective
12795 bargaining unit shall be increased by an amount at least equal to one
12796 step or five per cent, whichever is less, in the higher salary grade,
12797 except managerial employees' salaries shall be increased by an amount
12798 equal to five per cent, up to the maximum of the new salary grade.

12799 Sec. 349. Section 5-208a of the general statutes is repealed and the
12800 following is substituted in lieu thereof *(Effective July 1, 2013)*:

12801 No state employee shall be compensated for services rendered to
12802 more than one state agency during a biweekly pay period unless the
12803 appointing authority of each agency or **[**his**]** such authority's designee
12804 certifies that the duties performed are outside the responsibility of the
12805 agency of principal employment, that the hours worked at each agency
12806 are documented and reviewed to preclude duplicate payment and that
12807 no conflicts of interest exist between services performed. No state
12808 employee who holds multiple job assignments within the same state
12809 agency shall be compensated for services rendered to such agency

12810 during a biweekly pay period unless the appointing authority of such
12811 agency or his designee certifies that the duties performed are not in
12812 conflict with the employee's primary responsibility to the agency, that
12813 the hours worked on each assignment are documented and reviewed
12814 to preclude duplicate payment, and that there is no conflict of interest
12815 between the services performed. Any dual employment arrangement
12816 that results in the necessity to pay overtime shall be approved in
12817 advance by the Commissioner of Administrative Services.

12818 Sec. 350. Section 5-215a of the general statutes is repealed and the
12819 following is substituted in lieu thereof *(Effective July 1, 2013)*:

12820 When the appointing authority receives approval to fill a vacancy in
12821 any permanent position in the classified service, **[**is to be filled,**]** the
12822 appointing authority shall request the Commissioner of
12823 Administrative Services to provide a candidate list. The candidate list
12824 certified by the commissioner shall contain the final earned rating of
12825 each candidate. The appointing authority shall fill the vacant position
12826 by selecting any candidate on the candidate list. In the event that fewer
12827 than five names are available on the candidate list to fill a position, the
12828 Commissioner of Administrative Services may authorize a new
12829 examination based on documented need. The appointing authority
12830 may fill the position from either the new or original candidate list in
12831 accordance with the provisions of this section.

12832 Sec. 351. Subsections (a) and (b) of section 5-216 of the general
12833 statutes are repealed and the following is substituted in lieu thereof
12834 *(Effective July 1, 2013)*:

12835 (a) The Commissioner of Administrative Services shall hold
12836 examinations for the purpose of establishing candidate lists for the
12837 various classes of positions in the classified service, except as provided
12838 in sections 5-227b and 5-233. Such examinations may be held on a
12839 continuous basis or at such time or times as the commissioner deems
12840 necessary to supply the needs of the state service. In establishing any

candidate list following examinations, the commissioner shall place on the list, in the order of their ratings, the names of persons who show they possess the qualifications which entitle them to be considered eligible for appointment when a vacancy occurs in any position allocated to the class for which such examination is held or for which such candidate list is held to be appropriate. Such ratings may take such form as the commissioner deems appropriate to describe the performance of any candidate on any examination.

(b) Where the needs of the service indicate that continuous recruitment is justified, the commissioner may defer announcing a closing date for filing applications for the **[**necessary**]** examination. Announcements of such examinations shall specify that recruitment is continuous and that applications may be filed until further notice. Such examination may be graded on a pass-fail basis in order to expedite certification and appointment.

Sec. 352. Section 5-217 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

The Commissioner of Administrative Services shall specify, at the time any candidate list is promulgated, the period during which such list shall remain in force. In no case shall a candidate list remain in force for a period of less than **[**six**]** <u>three</u> months or more than one year, **[**unless the period is extended by the commissioner for a period not to exceed an additional two years, except for candidate lists for continuous recruitment examinations, which may be extended by the commissioner for a period not to exceed five years**]** <u>provided such period may be extended not more than one year by the commissioner as appropriate based upon the needs of the state, except that extensions concerning candidate lists for continuous recruitment examinations shall be based on the needs of the service</u>.

Sec. 353. Section 5-218 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

12872 (a) [The] Except for an examination that has been waived pursuant
12873 to section 5-227b, the Commissioner of Administrative Services shall
12874 prepare lists of preliminary requirements and subjects of examination
12875 for positions in the classified service and publicize each such
12876 examination in such manner as the nature of the examination requires,
12877 including posting examination notices in state agencies in locations
12878 accessible to state employees at least two weeks prior to the
12879 application closing date. All competitive examinations shall be held at
12880 such times and places as in the judgment of the Commissioner of
12881 Administrative Services most nearly meet the convenience of
12882 applicants and needs of the service. In no event shall any other
12883 examination be given by an agency for a position subject to the
12884 examination procedure of the Department of Administrative Services.

12885 (b) The Commissioner of Administrative Services shall give public
12886 notice of such examinations for positions in the classified service at
12887 least two weeks in advance by posting, or causing to be posted, an
12888 appropriate notice on the bulletin board maintained in or near the
12889 quarters of the Department of Administrative Services and on the
12890 Internet web site of the department and by submitting the notice to the
12891 director of the state employment service. Such notice shall set forth the
12892 time [,] and place [and general scope] of the examination and shall
12893 [contain appropriate information concerning the duties,] be
12894 accompanied by a copy of the official description of the position, and
12895 provide the work location, [conditions,] salary and [requirements of
12896 the positions, and the examination procedures, including one
12897 arrangement of the] weights to be given for the weighted parts of the
12898 examination, if applicable, provided once such notice has been given,
12899 the weights established in the notice for the weighted parts of the
12900 examination shall not be altered in any manner.

12901 Sec. 354. Section 5-219 of the general statutes is repealed and the
12902 following is substituted in lieu thereof *(Effective July 1, 2013)*:

12903 (a) Examinations shall be in such form and of such character and

12904 shall relate to such matters as will fairly test and determine the
12905 qualifications, fitness and ability of the persons tested to perform the
12906 duties of the class or position to which they seek appointment.
12907 Examinations shall be formulated in cooperation with agencies
12908 appointing specific classes of employees and shall be competitive **[**,
12909 free and, except as otherwise expressly provided by statute,**]** and open
12910 to all persons who may be lawfully appointed to any position in the
12911 class for which examinations are held, with such limitations as to age,
12912 residence, health, habits, character, sex and qualifications as are
12913 considered desirable by the Commissioner of Administrative Services
12914 and as are specified in the public announcement of the examination,
12915 provided no such limitation shall be made as to age or sex except in the
12916 case of a bona fide occupational qualification or need. Formal
12917 education requirements may be considered as a condition for the
12918 taking of such examinations. Possession of a professional license or
12919 degree, or satisfactory completion of an accreditation, certificate or
12920 licensure program may serve as the sole basis for appointment,
12921 provided such credentials are a mandatory requirement for
12922 employment in a position. Examinations may take the form of written
12923 or oral tests, demonstration of skill or physical ability, experience and
12924 training evaluation, or in the case of promotional examinations,
12925 evaluation of prior performance, or any other assessment device or
12926 technique deemed appropriate to measure the knowledge, skills or
12927 abilities required to successfully perform the duties of the job. All
12928 persons competing for placement on any one candidate list shall be
12929 administered the same or equivalent forms of the same examination or
12930 examination phases, except as necessary to comply with the federal
12931 Americans with Disabilities Act and section 4-61nn, and be required to
12932 achieve passing scores on each successive phase and for the
12933 examination as a whole in order to remain in competition. The
12934 provisions of this section shall be the sole determinant for qualification
12935 and no other examination shall be permitted by any agency head to
12936 further qualify persons seeking appointment except as authorized by
12937 the commissioner.

12938 (b) The commissioner may charge any person not employed by the
12939 state a reasonable fee for taking an examination, provided such fee
12940 shall not exceed the cost of developing and administering such
12941 examination. The commissioner may waive any such fee for any
12942 person who applies, in the form and manner prescribed by the
12943 commissioner, for a waiver of such fee and demonstrates that he or she
12944 is financially unable to pay such fee. The commissioner shall adopt
12945 regulations, in accordance with the provisions of chapter 54, to carry
12946 out the purposes of this subsection.

12947 Sec. 355. Section 5-219a of the general statutes is repealed and the
12948 following is substituted in lieu thereof *(Effective July 1, 2013)*:

12949 **[**(a)**]** It shall be the policy of all state agencies to consider volunteer
12950 experience as partial fulfillment of training and experience
12951 requirements for state employment. The Commissioner of
12952 Administrative Services shall adopt regulations in accordance with the
12953 provisions of chapter 54 to implement such policy.

12954 **[**(b) Each state agency shall include an analysis of personnel hirings
12955 for the preceding year in its annual report to the Governor. Such report
12956 shall indicate the extent to which volunteer experience was taken into
12957 account in determining the qualifications of applicants for state
12958 employment.**]**

12959 Sec. 356. Subsection (a) of section 5-221 of the general statutes is
12960 repealed and the following is substituted in lieu thereof (*Effective July*
12961 *1, 2013*):

12962 (a) The Commissioner of Administrative Services may reject the
12963 application of any person for admission to an examination for
12964 establishing a candidate list for the classified service, or refuse to
12965 examine any applicant for such service, who (1) has been found to lack
12966 any of the established qualifications for the position for which **[**he**]**
12967 such applicant applies or for which **[**he**]** such applicant has been
12968 examined, **[**or who**]** (2) is physically or medically unfit to perform

effectively the duties of the position in which he or she seeks employment, [or who] (3) is addicted to the habitual use of drugs or intoxicating liquors, [or who] (4) has been dismissed from the public service for delinquency, incompetency, misconduct or neglect of duty, or [who] (5) has made a false statement of any material fact or practiced or attempted to practice any deception or fraud in his or her application, in his or her examination or in securing his or her eligibility or appointment.

Sec. 357. Section 5-221a of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

[Within ten days of the receipt by an] An applicant for employment or an employee in the classified service [of a notice of rejection of his application for admission to an examination held for the purpose of establishing a candidate list for any position in the classified service, such applicant or employee] may appeal [such] the rejection of such applicant's or employee's application, in writing, to the Commissioner of Administrative Services [,] not later than twelve days after the mailing of such rejection notice by providing supplementary information on qualifications as may be necessary. [, and] Such applicant or employee may request a [hearing to] review of such rejection [. The commissioner shall appoint] by an independent human resource professional [to] who shall render a final decision on the applicant's or employee's appeal within [thirty] fifteen days thereafter.

Sec. 358. Section 5-225 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

All persons competing in any examination shall be given written notice of their final earned ratings and the minimum earned rating necessary to pass the examination. [Within] Not later than thirty days [of receipt] after the issuance of the final earned rating, a person who has not achieved a passing rating may inspect his or her papers, markings, background profiles and other items used in determining

the final earned ratings, other than examination questions and other materials constituting the examination, subject to such regulations as may be issued by the Commissioner of Administrative Services. [Within thirty] Not later than ten days [of] after inspecting his or her papers, a person may, in writing, appeal to the Commissioner of Administrative Services the accuracy of his or her final earned rating, as based on the original examination paper or responses. The commissioner shall render a final decision on the person's appeal within thirty days thereafter and correct candidate lists as appropriate.

Sec. 359. Section 5-227b of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

[Whenever the number of applicants meeting the minimum qualifications for admission to an announced promotional examination is five or less, the Commissioner of Administrative Services may immediately certify as eligible for appointment the names of all such applicants to the appointing authority without further examination, provided such applicants have satisfactory service or performance ratings.]

(a) Examinations for positions may be waived by the Commissioner of Administrative Services under any of the following conditions: (1) Where the possession of a professional license, degree or satisfactory completion of an accreditation, certificate or licensure program is a mandatory requirement for appointment or promotion to a position in state service; (2) where the appointment or promotion to a job classification that is utilized by a single state agency is limited in number and has few vacancies in the professional or managerial series; (3) when the qualifications for a position within the managerial class are so specialized or unique that an examination for a general job classification would not result in a list of candidates possessing such qualifications and would not be cost effective; or (4) when the number of applicants meeting the minimum qualifications for admission to an announced promotional examination is five or less.

13032 (b) If the commissioner has granted a waiver of examination in
13033 accordance with subsection (a) of this section, the commissioner may
13034 delegate to a department head the authority to recruit for such
13035 position. A full or partial delegation may be granted to the department
13036 head under a delegation plan that shall be approved in advance by the
13037 commissioner. Any such delegation plan shall (1) include standards for
13038 the posting of positions with a minimum time period of not less than
13039 one week; (2) specify the manner in which such notice shall be posted;
13040 and (3) specify the procedures for accepting and rejecting applicants
13041 based upon the minimum required qualifications. Where the
13042 department head has identified a candidate suitable for appointment
13043 and prior to making a formal or informal offer of employment, such
13044 department head shall submit the application, any supporting
13045 documentation for such candidate and the applications of such
13046 additional candidates such department head deems eligible for
13047 appointment to the commissioner for certification that such preferred
13048 candidate has met the minimum qualifications of experience and
13049 training as set forth in the job specification. Once written certification is
13050 granted, the department head may make an offer of employment to the
13051 candidate certified by the commissioner.

13052 (c) All recruitments performed by a department head pursuant to
13053 this section shall be subject to post audit by the commissioner.

13054 Sec. 360. Section 5-228 of the general statutes is repealed and the
13055 following is substituted in lieu thereof *(Effective July 1, 2013)*:

13056 (a) When a vacancy in any permanent position in the classified
13057 service is to be filled, the appointing authority shall notify the
13058 Commissioner of Administrative Services of such fact, stating the title
13059 of the position to be filled. Vacancies in such positions shall be filled,
13060 so far as **[**practicable**]** possible and for the best interest of the state, by
13061 reemployment, as provided in subsection (b) of section 5-241,
13062 promotional appointments from within the agency and service-wide
13063 promotional appointments or transfers in accordance with regulations

13064 issued by the commissioner. The appointing authority, with the
13065 approval of the commissioner, shall decide whether a vacancy shall be
13066 filled by promotion from within the agency, from a state-wide
13067 employment list, transfer or, if such is not [practicable] possible, by
13068 original appointment.

13069 (b) If a vacancy is to be filled by a promotional appointment from
13070 within the agency, the commissioner shall certify to the appointing
13071 authority the names of all candidates from the agency in accordance
13072 with the provisions of section 5-215a, as amended by this act, or if an
13073 examination is waived, in accordance with provisions of section 5-
13074 227b, as amended by this act.

13075 (c) If a vacancy is to be filled by promotion from a service-wide
13076 candidate list, the commissioner shall certify to the appointing
13077 authority the names of all candidates on that candidate list in
13078 accordance with the provisions of section 5-215a, as amended by this
13079 act, or if an examination is waived, in accordance with the provisions
13080 of section 5-227b, as amended by this act.

13081 (d) If a vacancy is to be filled by an original appointment, the
13082 commissioner shall certify to the appointing authority the names of all
13083 candidates on that candidate list in accordance with the provisions of
13084 section 5-215a, as amended by this act, or if an examination is waived,
13085 in accordance with provisions of section 5-227b, as amended by this
13086 act.

13087 (e) Appointees to any position in the classified service shall be
13088 required to serve the working test period provided for in this chapter.
13089 Any promotional appointee from within the agency who is dismissed
13090 from the position to which he or she was promoted during such
13091 working test period, or at the conclusion thereof, shall be restored to a
13092 position in the same class in which he or she had been employed prior
13093 to his or her promotion. Any other appointee who was employed in
13094 the classified service prior to his or her appointment and who is

13095 dismissed from the position to which he or she was appointed during
13096 such working test period or at the conclusion thereof, shall be restored
13097 to a vacancy in the same class, or a vacancy in a comparable class or a
13098 vacancy in any other position the employee is qualified to fill, in the
13099 agency in which he or she had been employed prior to his or her
13100 appointment, or shall have his or her name placed on a reemployment
13101 list. **[**No appointing authority who has removed such an employee as
13102 provided in this section may exercise such right of removal again with
13103 respect to any other employee in the same position within three
13104 calendar months after such original removal, except with the consent
13105 of the commissioner.**]** No provision of this section shall be construed to
13106 prevent any employee in the unclassified service from competing for
13107 positions in the classified service if he or she possesses the minimum
13108 qualifications established by the commissioner. **[**, except that no such
13109 employee shall be eligible to compete in a promotional examination
13110 unless he has previous permanent status in classified service.**]** In the
13111 certification of names of persons eligible for appointment, sex shall be
13112 disregarded except when otherwise provided by statute or upon
13113 request of the appointing authority, subject to the approval of the
13114 commissioner.

13115 Sec. 361. Section 5-229 of the general statutes is repealed and the
13116 following is substituted in lieu thereof *(Effective July 1, 2013)*:

13117 An appointing authority, upon receipt of a candidate list for any
13118 vacant position in the classified service or upon receiving the approval
13119 of the Commissioner of Administrative Services in accordance with the
13120 provisions of section 5-227b, as amended by this act, shall appoint an
13121 eligible person from the list in accordance with the provisions of
13122 section 5-215a, as amended by this act, or 5-227b, as amended by this
13123 act, within a reasonable time fixed by the Commissioner of
13124 Administrative Services, except that appointment of such an eligible
13125 person need not be made if the commissioner, upon good cause
13126 shown, approves the request of an appointing authority that no
13127 appointment be made. Such appointment shall be effective on the date

13128 designated by the appointing authority.

13129 Sec. 362. Section 5-230 of the general statutes is repealed and the
13130 following is substituted in lieu thereof *(Effective July 1, 2013)*:

13131 The Commissioner of Administrative Services shall establish
13132 appropriate working test periods of not less than three months nor
13133 more than one year for the various classes of positions. Within ten
13134 days preceding the termination of the working test period, and at such
13135 other times as the commissioner **[**requires**]** deems appropriate, the
13136 appointing authority shall report to the commissioner whether such
13137 employee is able and willing to perform his duties in a manner so as to
13138 merit permanent appointment. **[**The requirement as to such reports for
13139 positions involving unskilled or semiskilled labor or domestic,
13140 attending or other housekeeping and custodial service at institutions
13141 may be waived.**]** At any time during the working test period, after fair
13142 trial, the appointing authority may remove any employee if, in the
13143 opinion of such appointing authority, the working test indicates that
13144 such employee is unable or unwilling to perform his or her duties so as
13145 to merit continuance in such position and shall report **[**his action**]** such
13146 removal to the commissioner. The name of any employee so removed,
13147 but who is considered by the commissioner to be suitable for
13148 employment in some other department, agency or institution, may be
13149 restored to the candidate list if such list is active. For the purposes of
13150 this section, any employee who has served part of a working test
13151 period in a position in the classified service who is, pursuant to
13152 examination, appointed to, and serves part of a working test period in,
13153 a position in a higher classification in a field of work directly related to
13154 his or her prior position, from which new position he or she is
13155 dismissed, shall, at his or her option, be reappointed to the position
13156 which **[**he**]** such employee first had and his or her service in the
13157 working test period for such first position shall be deemed to include
13158 the time spent in the working test period for the higher position.

13159 Sec. 363. Section 5-235 of the general statutes is repealed and the

13160 following is substituted in lieu thereof *(Effective July 1, 2013)*:

13161 (a) [When a candidate list provided under section 5-215a contains
13162 fewer than five candidates, in] In order to facilitate the carrying on of
13163 public business or avoid inconvenience to the public, but not
13164 otherwise, the Commissioner of Administrative Services may
13165 authorize the filling of the position at once by provisional
13166 appointment, [pending the establishment of a] provided there are no
13167 individuals on the reemployment or candidate list. Any such
13168 provisional appointment shall continue only until [a reemployment or
13169 candidate list for such position is established and, in no case, for a
13170 period exceeding a total of six months] an appropriate recruitment is
13171 made for the filling of such position. No person shall receive more than
13172 one provisional appointment or serve more than six months as a
13173 provisional appointee in any one fiscal year.

13174 (b) When, by reason of the pressure of work, an appointing
13175 authority determines that an extra position in the classified service
13176 should be temporarily established for a period of not more than six
13177 months, such appointing authority shall so notify the commissioner,
13178 stating the cause therefor, the probable length of time the extra
13179 position will be required, the duties to be performed and the salary to
13180 be paid. When, in the judgment of the commissioner such an extra
13181 position should be established, [he] the commissioner shall authorize
13182 the temporary appointment of a qualified person, with or without
13183 competitive examinations. Temporary appointments to extra positions
13184 shall, as far as practicable, be made from reemployment and candidate
13185 lists. No such appointments shall be authorized for a period of more
13186 than six months and such appointments shall not be renewed within
13187 any fiscal year.

13188 (c) An appointing authority or any subordinate authorized by him,
13189 to facilitate the carrying on of public business or avoid loss or serious
13190 inconvenience to the public, when an emergency arises which will not
13191 permit the securing of eligible persons, may appoint any qualified

13192 person during such emergency for a period of not more than two
13193 months. Persons so appointed shall be known as emergency
13194 employees. Appointing authorities shall report to the commissioner all
13195 emergency appointments and such appointments shall not be
13196 renewed.

13197 (d) The commissioner may establish unskilled and semiskilled
13198 positions, as **[**defined**]** described in section 5-233, or, by competitive
13199 examination, candidate lists of eligible persons who are available for
13200 employment on an intermittent basis and either the administrator of
13201 the Unemployment Compensation Act or the Commissioner of
13202 Revenue Services may appoint persons to such positions or from such
13203 lists to perform intermittent services as may be required. Persons so
13204 employed shall be known as intermittent employees and shall be
13205 compensated on an hourly rate basis as prescribed by the
13206 Commissioner of Administrative Services, subject to the approval of
13207 the Secretary of the Office of Policy and Management. Intermittent
13208 employees shall not be considered permanent employees and shall
13209 receive only such rights and benefits applicable to other state
13210 employees as may be expressly prescribed by the Commissioner of
13211 Administrative Services. Such intermittent employees who meet
13212 eligibility requirements shall be admitted to promotional examinations
13213 and be placed on candidate lists pursuant to this chapter.

13214 Sec. 364. Subsection (a) of section 5-237 of the general statutes is
13215 repealed and the following is substituted in lieu thereof *(Effective July*
13216 *1, 2013)*:

13217 (a) The Commissioner of Administrative Services shall **[**issue**]**
13218 adopt, in accordance with the provisions of chapter 54, such
13219 regulations for the administration of such service rating system as the
13220 commissioner **[**shall deem**]** deems practicable. Such service ratings
13221 shall be used in determining salary and wage increases and decreases
13222 within the limits provided by statute and within the limits of the
13223 schedules of compensation, as a means of discovering employees in

the classified service who, by reason of their unsatisfactory service, ought to be demoted or dismissed. Reports of service ratings or of information to be used as a basis for service ratings shall not be required for any employee or group of employees more often than once in three months without the consent of the appointing authorities. Any employee in the classified service shall have the right, at reasonable times during office hours, to inspect his service ratings, as shown by the records of the Department of Administrative Services or of the department, agency or institution in which such employee is employed.

Sec. 365. Section 5-238 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

The Commissioner of Administrative Services shall **[**issue**]** adopt regulations, in accordance with the provisions of chapter 54, for establishing and maintaining uniform and equitable hours of work required of all employees in the Executive Department, which regulations shall be approved by the Secretary of the Office of Policy and Management. The number of hours any employee shall be required to be on duty each day or in any week or month shall be uniform for all whose positions are allocated to the same class unless specifically otherwise provided by action of the commissioner and recorded in his office, together with the reason for each such exception, but the hours for different classes may be different. A copy of such regulations, when issued, shall be furnished to each department, agency or institution for the guidance of appointing authorities and their employees. Where work requirements cannot be met by the establishment of regular work schedules, the commissioner may designate positions or classes as unscheduled, provided, over a period of not more than eight weeks, no employee serving in a position designated as unscheduled shall average more than five workdays and thirty-five hours per week per period.

Sec. 366. Section 5-239 of the general statutes is repealed and the

13256 following is substituted in lieu thereof *(Effective July 1, 2013)*:

13257 The Commissioner of Administrative Services shall provide by
13258 **[**regulation**]** regulations adopted in accordance with the provisions of
13259 chapter 54 for the transfer of employees from a position of a given class
13260 to another position in the same or a comparable class either within the
13261 same department, agency or institution or from one department,
13262 agency or institution to another. The commissioner shall also provide
13263 by regulation for the periodical or occasional transfer of employees for
13264 a period not exceeding six months, to bring about the better
13265 distribution of persons in the service, to effect economies, to make
13266 available extra stenographic, clerical, messenger or other service
13267 needed for short periods or to provide training sought by employees
13268 or required by appointing authorities. When any department, agency
13269 or institution needs additional employees for a short period, it shall
13270 notify the commissioner, who shall so far as possible arrange for the
13271 temporary assignment of such additional employees on the basis of a
13272 temporary transfer. No person shall be transferred from a position in
13273 the unclassified service to a position in the classified service unless the
13274 person is eligible for selection from a candidate list in accordance with
13275 the provisions of section 5-215a, as amended by this act.

13276 Sec. 367. Subsection (b) of section 5-241 of the general statutes is
13277 repealed and the following is substituted in lieu thereof *(Effective July*
13278 *1, 2013)*:

13279 (b) An appointing authority desiring to lay off an employee shall
13280 give him not less than two weeks' notice in writing, stating the reason
13281 for such action, except that in the case of an employee, as defined in
13282 section 5-196, as amended by this act, who is not covered by a
13283 collective bargaining agreement and who has been in the classified
13284 service for (1) at least five but not more than ten years, the appointing
13285 authority shall provide at least four weeks' notice, (2) more than ten
13286 but not more than fifteen years, the appointing authority shall provide
13287 at least six weeks' notice, (3) more than fifteen years, the appointing

authority shall provide at least eight weeks' notice. A copy of such notice shall immediately be forwarded to the Commissioner of Administrative Services. The commissioner shall arrange to have the employee transferred to a vacancy in the same or a comparable class or in any other position the employee is qualified to fill in any department, agency or institution. If there is no vacancy available or the employee refuses to accept the transfer, the commissioner shall cause the name of such employee to be placed on the reemployment list for the appropriate class for which **[**he**]** such employee has attained permanent status or has the ability to qualify, as determined by the commissioner. During the period **[**he**]** any employee is entitled to remain on the reemployment list, such an employee shall be rehired in the classification from which he or she was laid off or for which he or she is qualified, as vacancies occur, in the reverse order of layoff. Any employee who is rehired from a reemployment or other employment list into a classification in which he or she had prior status shall not be required to complete a new working test period, as defined in subdivision **[**(1)**]** (27) of section 5-196, as amended by this act.

Sec. 368. Section 5-244 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

When an employee has become physically or mentally incapable of, or unfit for, the efficient performance of the duties of his or her position, by reason of infirmities due to advanced age or other disability, the appointing authority shall recommend to the Commissioner of Administrative Services that the employee be transferred to less arduous duties or separated from state service in good standing. Any employee who is separated from state service in good standing pursuant to the provisions of this section and is subsequently reemployed within one year from the date of such separation shall be eligible to reinstate any sick leave that was accrued as of the date of such employee's separation by repaying the entire amount of compensation such employee received as payment for such sick leave when he or she separated from state service. Such

13321 repayment shall be made in a lump sum not later than thirty days after
13322 the date of such employee's reemployment. If such payment is not
13323 received within thirty days of the date on which such employee was
13324 reemployed, such employee shall forfeit the right to reinstate his or her
13325 accrued sick leave.

13326 Sec. 369. Subsection (f) of section 5-248 of the general statutes is
13327 repealed and the following is substituted in lieu thereof *(Effective July*
13328 *1, 2013)*:

13329 (f) Any agency may reinstate, without examination, any employee
13330 who has resigned in good standing and has withdrawn his or her
13331 resignation within one year to positions in classes in which he or she
13332 has attained permanent status. A classified employee with at least five
13333 years of state service appointed to an unclassified position may be
13334 granted a leave of absence without pay from the classified service by
13335 the Commissioner of Administrative Services for such length of time as
13336 he or she shall hold such appointive position, except that no such leave
13337 of absence shall exceed two consecutive years unless such classified
13338 employee requests and is granted a renewal of such leave of absence
13339 by the commissioner.

13340 Sec. 370. Section 5-248b of the general statutes is repealed and the
13341 following is substituted in lieu thereof *(Effective July 1, 2013)*:

13342 **[**On or before July 1, 1988, the**]** The Commissioner of Administrative
13343 Services shall adopt regulations, in accordance with the provisions of
13344 chapter 54, which establish procedures and guidelines necessary to
13345 implement the provisions of section 5-248a, as amended by this act,
13346 including but not limited to procedures for the periodic reporting by
13347 state agencies to the commissioner of their current experience with
13348 leaves of absence taken pursuant to said section. **[**Such regulations
13349 may be adopted by the commissioner prior to July 1, 1988, but may not
13350 take effect prior to that date.**]**

13351 Sec. 371. Section 5-255 of the general statutes is repealed and the

13352 following is substituted in lieu thereof *(Effective July 1, 2013)*:

13353 (a) Any employee who leaves or had left the state service for the
13354 purpose of entering the armed forces of the United States shall be
13355 reinstated in **[**his**]** such employee's former position and duties,
13356 provided, **[**within**]** not later than ninety days after **[**he**]** such employee
13357 has received a certificate of satisfactory service from the armed forces,
13358 **[**he makes or has made application**]** such employee applies or has
13359 applied for return to the state service. The terms of employment in the
13360 service of the state shall be construed to include, in the case of such
13361 employee, the period of **[**his**]** such employee's leave from state service.
13362 The appointing authority of any state agency in which such employee
13363 is reinstated shall certify in writing to the Commissioner of
13364 Administrative Services that such employee is able and qualified to
13365 perform the work required and that there is work available for him or
13366 her. In considering the factor of availability of work, the state shall
13367 replace by the returning employee any employee, junior in service,
13368 who was employed for the purpose of filling the position vacated by
13369 such returning employee. This section shall not apply to any state
13370 employee who because of voluntary reenlistment has been absent from
13371 such state service for a period of more than three years in addition to
13372 war service or compulsory service and the ninety-day period
13373 **[**hereinbefore**]** provided for in this subsection.

13374 (b) The term of employment in the service of the state shall be
13375 construed to include, in the case of a veteran, the term of war service of
13376 such veteran, and all records of the state which show the length of
13377 service in the employment of the state of any such veteran shall be
13378 maintained so as to show the length of such war service and the total
13379 of such employment service and war service.

13380 (c) In no event shall the protections and benefits afforded under this
13381 section be less than those required under any applicable provision of
13382 federal law, including the Uniformed Services Employment and
13383 Reemployment Rights Act, 38 USC Sections 4301 to 4333, inclusive.

13384 Sec. 372. Section 5-266c of the general statutes is repealed and the
13385 following is substituted in lieu thereof *(Effective July 1, 2013)*:

13386 The Commissioner of Administrative Services shall issue such
13387 regulations as are necessary and appropriate for administration of
13388 sections 5-266a to 5-266d, inclusive, in accordance with the provisions
13389 of chapter 54.

13390 Sec. 373. Section 5-266d of the general statutes is repealed and the
13391 following is substituted in lieu thereof *(Effective July 1, 2013)*:

13392 If, upon the complaint of any citizen of the state, the Commissioner
13393 of Administrative Services finds that any employee in the classified
13394 service has violated any provision of **[**sections**]** section 5-266a **[**to 5-
13395 266d, inclusive**]** or regulations promulgated pursuant to section 5-266c,
13396 as amended by this act, said commissioner may dismiss such employee
13397 from state service. If said commissioner finds that the violation does
13398 not warrant removal, **[**he**]** the commissioner may impose a penalty on
13399 such employee of suspension from **[**his**]** such employee's position
13400 without pay for not less than thirty days or more than six months. Any
13401 employee aggrieved by any action of the commissioner under the
13402 provisions of this section may appeal as provided in section 5-202.

13403 Sec. 374. Subsection (g) of section 12-802 of the general statutes is
13404 repealed and the following is substituted in lieu thereof *(Effective July*
13405 *1, 2013)*:

13406 (g) The executive branch **[**may**]** shall negotiate on behalf of the
13407 corporation for employees of the corporation covered by collective
13408 bargaining and represent the corporation in all other collective
13409 bargaining matters. The corporation shall be entitled to have a
13410 representative present at all such bargaining.

13411 Sec. 375. Subsection (e) of section 29-4 of the general statutes is
13412 repealed and the following is substituted in lieu thereof *(Effective July*
13413 *1, 2013)*:

13414 (e) Salaries of the members of the Division of State Police within the
13415 Department of Emergency Services and Public Protection shall be fixed
13416 by the Commissioner of Administrative Services as provided in section
13417 4-40. State police personnel may be promoted, demoted, suspended or
13418 removed by the commissioner, but no final dismissal from the service
13419 shall be ordered until a hearing has been had before **[**said
13420 commissioner**]** the Commissioner of Emergency Services and Public
13421 Protection on charges preferred against such officer. Each state police
13422 officer shall, before entering upon such officer's duties, be sworn to the
13423 faithful performance of such duties. The Commissioner of Emergency
13424 Services and Public Protection shall designate an adequate patrol force
13425 for motor patrol work exclusively.

13426 Sec. 376. Subsections (d) and (e) of section 54-125a of the general
13427 statutes, as amended by section 59 of public act 13-3, are repealed and
13428 the following is substituted in lieu thereof (*Effective July 1, 2013*):

13429 (d) The Board of Pardons and Paroles **[**shall**]** may hold a hearing to
13430 determine the suitability for parole release of any person whose
13431 eligibility for parole release is not subject to the provisions of
13432 subsection (b) of this section upon completion by such person of
13433 seventy-five per cent of such person's definite or aggregate sentence
13434 less any risk reduction credit earned under the provisions of section
13435 18-98e. An employee of the board or, if deemed necessary by the
13436 chairperson, a panel of the board shall **[**reassess**]** assess the suitability
13437 for parole release of such person based on the following standards: (1)
13438 Whether there is reasonable probability that such person will live and
13439 remain at liberty without violating the law, and (2) whether the
13440 benefits to such person and society that would result from such
13441 person's release to community supervision substantially outweigh the
13442 benefits to such person and society that would result from such
13443 person's continued incarceration. **[**After hearing**]** If a hearing is held,
13444 and if the board determines that continued confinement is necessary,
13445 **[**it**]** the board shall articulate for the record the specific reasons why
13446 such person and the public would not benefit from such person

13447 serving a period of parole supervision while transitioning from
13448 incarceration to the community. If a hearing is not held, the board shall
13449 document the specific reasons for not holding a hearing and provide
13450 such reasons to such person. No person shall be released on parole
13451 without receiving a hearing. The decision of the board under this
13452 subsection shall not be subject to appeal.

13453 (e) The Board of Pardons and Paroles **[**shall**]** may hold a hearing to
13454 determine the suitability for parole release of any person whose
13455 eligibility for parole release is subject to the provisions of subdivision
13456 (2) of subsection (b) of this section upon completion by such person of
13457 eighty-five per cent of such person's definite or aggregate sentence. An
13458 employee of the board or, if deemed necessary by the chairperson, a
13459 panel of the board shall assess the suitability for parole release of such
13460 person based on the following standards: (1) Whether there is
13461 reasonable probability that such person will live and remain at liberty
13462 without violating the law, and (2) whether the benefits to such person
13463 and society that would result from such person's release to community
13464 supervision substantially outweigh the benefits to such person and
13465 society that would result from such person's continued incarceration.
13466 **[**After hearing,**]** If a hearing is held, and if the board determines that
13467 continued confinement is necessary, **[**it**]** the board shall articulate for
13468 the record the specific reasons why such person and the public would
13469 not benefit from such person serving a period of parole supervision
13470 while transitioning from incarceration to the community. If a hearing is
13471 not held, the board shall document the specific reasons for not holding
13472 a hearing and provide such reasons to such person. No person shall be
13473 released on parole without receiving a hearing. The decision of the
13474 board under this subsection shall not be subject to appeal.

13475 Sec. 377. Deleted.

13476 Sec. 378. Section 107 of house bill 6704 of the current session, as
13477 amended by house amendment schedule A, is amended to read as
13478 follows (*Effective from passage*):

13479 The sum of **[**$24,200,000**]** $19,200,000 shall be transferred from the
13480 Clean Energy Finance and Investment Authority established pursuant
13481 to section 16-245n of the general statutes, and credited to the resources
13482 of the General Fund for the fiscal year ending June 30, 2015.

13483 Sec. 379. Section 51 of house bill 6704 of the current session of the
13484 general statutes is repealed and the following is substituted in lieu
13485 thereof (*Effective July 1, 2013*):

13486 (a) Up to $750,000 of the unexpended balance of funds appropriated
13487 in section 68 of public act 11-61, as amended by section 2 of public act
13488 12-104, to the Department of Motor Vehicles, for Personal Services,
13489 shall not lapse on June 30, 2013, and such funds shall be transferred to
13490 the Other Expenses account and made available for the fiscal year
13491 ending June 30, 2014, for efforts related to providing motor vehicle
13492 licenses for persons who cannot provide the Commissioner of Motor
13493 Vehicles with proof of legal residence in the United States.

13494 (b) Up to $100,000 of the unexpended balance of funds appropriated
13495 in section 68 of public act 11-61, as amended by section 2 of public act
13496 12-104, to the Department of Motor Vehicles, for Personal Services,
13497 shall not lapse on June 30, 2013, and such funds shall be transferred to
13498 the Equipment account and made available for the fiscal year ending
13499 June 30, 2014, for efforts related to providing motor vehicle licenses for
13500 persons who cannot provide the Commissioner of Motor Vehicles with
13501 proof of legal residence in the United States.

13502 Sec. 380. Change the effective date of section 510 of house bill 6704
13503 of the current session, as amended by house amendment schedule A,
13504 to "Effective July 1, 2013".

13505 Sec. 381. (*Effective from passage*) Notwithstanding the time limit set
13506 forth in subsection (d) of section 12-120b of the general statutes, any
13507 person in the city of Danbury who failed to file a written request for a
13508 reconsideration of the decision by the Secretary of the Office of Policy
13509 and Management to modify or deny an exemption granted by the

13510 assessor of said city, under the provisions of subdivision (72) of section
13511 12-81 of the general statutes, for the assessment year commencing
13512 October 1, 2006, may file a request for such reconsideration provided
13513 (1) such request is filed not later than thirty days after the effective
13514 date of this section, and (2) is accompanied by all documentation and
13515 information specified in the secretary's letter of modification or denial.
13516 Said secretary shall, not later than thirty days following receipt of such
13517 person's request and the required supporting documentation and
13518 information, reconsider the decision to modify or deny said
13519 exemption, and shall send a written determination with respect to such
13520 decision to such person. If aggrieved by the secretary's determination,
13521 such person may request a hearing before said secretary, in accordance
13522 with the provisions of said subdivision (d) of section 12-120b of the
13523 general statutes. If said secretary determines that such person is
13524 eligible for the exemption claimed for the assessment year
13525 commencing October 1, 2006, under the provisions of subdivision (72)
13526 of section 12-81 of the general statutes, said secretary shall notify such
13527 person and the assessor of the city of Danbury of such approval. If
13528 taxes have been paid on the machinery and equipment for which such
13529 exemption is approved by said secretary, the city of Danbury shall
13530 reimburse the person who made such payment in an amount equal to
13531 the reimbursement issued by the Treasurer with respect to such
13532 exempt machinery and equipment.

13533 Sec. 382. (NEW) (*Effective July 1, 2013, and applicable to taxable years*
13534 *commencing on and after January 1, 2013*) (a) For purposes of this section,
13535 "qualified apprenticeship training program" shall have the same
13536 meaning as in section 12-217g of the general statutes, and "taxpayer"
13537 means an affected business entity, as defined in section 12-284b of the
13538 general statutes.

13539 (b) The Labor Commissioner shall establish and implement a
13540 program of grants for taxpayers that employ apprentices under a
13541 qualified apprenticeship training program in the manufacturing
13542 trades, plastics and plastics-related trades or construction trades. The

13543 eligibility requirements for such apprenticeship grants shall be the
13544 same as those imposed by section 12-217g of the general statutes.
13545 Grants awarded by the commissioner pursuant to this section shall be
13546 in the amounts provided in said section 12-217g for apprentices in the
13547 appropriate trade.

13548 (c) The total amount of grants available under such program shall
13549 not exceed fifty thousand dollars. Taxpayers shall apply for grants to
13550 the commissioner, on forms and in the manner provided by the
13551 commissioner. The commissioner shall award such grants on a first-
13552 come, first-served basis.

13553 Sec. 383. (*Effective July 1, 2013*) Up to $250,000 of the unexpended
13554 balance of funds appropriated to Legislative Management, for Personal
13555 Services, in section 67 of public act 11-61, as amended by section 1 of
13556 public act 12-104 and section 1 of public act 12-1 of the June 12 special
13557 session, for the fiscal year ending June 30, 2013, shall not lapse on said
13558 date, and such funds shall be transferred to the Minor Capital
13559 Equipment account and made available for funding for the
13560 Connecticut Television Network during the fiscal year ending June 30,
13561 2014.

13562 Sec. 384. Subsection (a) of section 25-43 of the general statutes is
13563 repealed and the following is substituted in lieu thereof (*Effective*
13564 *October 1, 2013*):

13565 (a) Any person who bathes or swims in any reservoir from which
13566 the inhabitants of any town, city or borough are supplied with water,
13567 or in any lake, pond or stream tributary to any distribution reservoir,
13568 or in any part of any lake, pond or stream tributary to any storage
13569 reservoir, which part is distant less than two miles measured along the
13570 flow of water from any part of such storage reservoir, and any person
13571 who causes or allows any pollutant or harmful substance to enter any
13572 such public water supply reservoir, whether distribution or storage, or
13573 any of its tributaries, or commits any nuisance in any public water

supply reservoir or its watershed, shall be fined not more than five hundred dollars. For the purposes of this section, "storage reservoir" means an artificial impoundment of substantial amounts of water, used or designed for the storage of a public water supply and the release thereof to a distribution reservoir, and "distribution reservoir" means a reservoir from which water is directly released into pipes or pipelines leading to treatment or purification facilities or connected directly with distribution mains of a public water system. Notwithstanding the provisions of this subsection, a person shall be permitted to swim in any body of water where flood-skimming is used to transfer excess water from the body of water to a distribution reservoir during periods when flood-skimming is not occurring, provided swimming has been permitted in such body of water for a period of not less than fifty years.

Sec. 385. Section 7-432 of the general statutes is repealed and the following is substituted in lieu thereof *(Effective July 1, 2013)*:

(a) Any member shall be eligible for disability retirement and for a disability retirement allowance who has completed at least ten years of continuous service if **[**he**]** such member becomes permanently and totally disabled from **[**engaging in any gainful employment in the service of the municipality. For purposes of this section, "gainful employment" shall not include a position in which a member customarily works less than twenty hours per week**]** rendering service in the position in which such member has been employed.

(b) In order to obtain a retirement allowance under this section, a member shall apply in writing for such allowance to the medical examining board established pursuant to subsection (c) of section 5-169, not later than one year after incurring the disability. The disability retirement allowance may be made retroactive to the date of the last day of municipal service.

(c) If such disability is shown to the satisfaction of the **[**Retirement

13605 Commission] medical examining board to have arisen out of and in the
13606 course of [his] such member's employment by the municipality, as
13607 defined by the Workers' Compensation Act, [he] the member shall be
13608 eligible for retirement irrespective of the duration of his employment.
13609 Such retirement allowance shall continue during the period of such
13610 disability.

13611 [The] (d) After twenty-four months, the existence and continuance
13612 of disability shall be determined by the [Retirement Commission]
13613 medical examining board upon such medical evidence and other
13614 [investigation] documentation as it requires, demonstrating that such
13615 member is totally disabled from rendering service in the position in
13616 which such member has been employed in the service of the
13617 municipality. [No such allowance shall be paid if the disability has
13618 been caused by the wilful misconduct or intoxication of the disabled
13619 member. In order to obtain a retirement allowance under this section a
13620 member shall apply in writing for such allowance to the Retirement
13621 Commission within one year after incurring the disability, and the
13622 allowance may be made retroactive to the date at which the pay of the
13623 disabled member ceased.]

13624 (e) If the disabled retiree becomes disabled after January 1, 2013,
13625 and is not working, the total income he receives cannot exceed eighty
13626 per cent of the higher of his average salary or his salary at the time of
13627 disability. Such eighty per cent limitation shall be the combined
13628 income from the Municipal Employee Retirement System; Social
13629 Security disability payments, including payments to the individual's
13630 spouse and children; and temporary total or temporary partial benefits
13631 under the Workers' Compensation Act.

13632 (f) If the disabled retiree becomes disabled after January 1, 2013,
13633 and is working, the total income he receives cannot exceed one
13634 hundred per cent of the higher of his average salary or his salary at the
13635 time of disability. The one hundred per cent limitation shall be the
13636 combined income from the Municipal Employee Retirement System;

13637 Social Security disability payments, including payments to the
13638 individual's spouse and children; temporary total or temporary partial
13639 benefits under the Workers' Compensation system and his gross
13640 income from outside employment.

13641 (g) No reconsideration of a decision concerning eligibility for a
13642 disability retirement allowance or the discontinuance of such
13643 allowance shall be made by the medical examining board unless a
13644 member, upon application to the medical examining board for a
13645 redetermination, discloses additional facts concerning the member's
13646 condition.

13647 (h) Retirement income being paid for disability retirement shall end
13648 when and if the disability ends. Such member shall then retire at
13649 normal or early retirement age, if eligible, or retain a vested right to a
13650 deferred pension, if otherwise eligible.

13651 Sec. 386. Sections 4-60t, 4-124q, 4-173a, 19a-724, 19a-724a and 19a-
13652 724b of the general statutes, section 4 of public act 12-166 and section
13653 105 of house bill 6704 of the current session are repealed. (*Effective from*
13654 *passage*)

13655 Sec. 387. Sections 4b-1c, 4d-84, 4d-85 10a-12b, 10a-36 to 10a-42a,
13656 inclusive, 10a-42g, 10a-163 to 10a-163b, inclusive, 10a-164a, 10a-169,
13657 10a-170 to 10a-170m, inclusive, 10a-170r to 10a-170v, inclusive, and
13658 10a-172 of the general statutes, section 9 of public act 13-122 and
13659 sections 1 and 4 of house bill 6704 of the current session are repealed.
13660 (*Effective July 1, 2013*)

13661 Sec. 388. Sections 4-124c to 4-124f, inclusive, 4-124h, 4-124m, 4-124o,
13662 8-31a, 8-32a, 8-33a, 8-34a, 8-36a, 8-37a and 8-37b of the general statutes
13663 are repealed. (*Effective January 1, 2015*)

13664 Sec. 389. Section 5-238b of the general statutes and section 35 of
13665 special act 90-18 are repealed. *(Effective July 1, 2013)*

This act shall take effect as follows and shall amend the following sections:		
Section 1	*July 1, 2013*	New section
Sec. 2	*July 1, 2013*	New section
Sec. 11	*from passage*	New section
Sec. 12	*from passage*	New section
Sec. 13	*from passage*	New section
Sec. 14	*from passage*	12-392
Sec. 24	*July 1, 2013*	46a-68(a)
Sec. 25	*July 1, 2013*	New section
Sec. 26	*July 1, 2013*	New section
Sec. 27	*July 1, 2013, and applicable to regulations noticed on and after said date*	4-167
Sec. 28	*July 1, 2013, and applicable to regulations noticed on and after said date*	4-168
Sec. 29	*October 1, 2014, and applicable to regulations noticed on and after said date*	4-168b
Sec. 30	*July 1, 2014, and applicable to regulations noticed on and after said date*	4-169
Sec. 31	*July 1, 2014, and applicable to regulations noticed on and after said date*	4-170
Sec. 32	*October 1, 2014, and applicable to regulations noticed on and after said date*	4-172
Sec. 33	*July 1, 2013*	4-173
Sec. 34	*October 1, 2014, and applicable to regulations noticed on and after said date*	17b-10

Sec. 35	*October 1, 2014, and applicable to regulations noticed on and after said date*	17b-423
Sec. 36	*July 1, 2013*	New section
Sec. 37	*July 1, 2013*	22a-471
Sec. 38	*from passage*	New section
Sec. 40	*July 1, 2013*	New section
Sec. 41	*from passage*	New section
Sec. 42	*from passage*	New section
Sec. 43	*from passage*	HB 6704 (current session), Sec. 112
Sec. 44	*July 1, 2013*	1-301(a)
Sec. 45	*from passage*	New section
Sec. 46	*July 1, 2013*	4-67x(a)
Sec. 47	*July 1, 2013*	17b-751
Sec. 48	*July 1, 2013*	17b-751a
Sec. 49	*July 1, 2013*	17b-751d
Sec. 50	*July 1, 2013*	17b-751b
Sec. 51	*July 1, 2013*	51-193r
Sec. 52	*July 1, 2013*	46a-13k(a)
Sec. 53	*from passage*	New section
Sec. 54	*from passage*	New section
Sec. 55	*July 1, 2013*	45a-82(j)
Sec. 56	*from passage*	New section
Sec. 57	*July 1, 2013*	New section
Sec. 58	*July 1, 2013*	2-71c(c)
Sec. 59	*July 1, 2013*	10-183v(a) to (c)
Sec. 60	*July 1, 2013*	New section
Sec. 61	*July 1, 2013*	1-139a
Sec. 62	*July 1, 2013*	16-233
Sec. 63	*July 1, 2013*	10a-142
Sec. 64	*July 1, 2013*	54-144
Sec. 65	*July 1, 2013*	New section
Sec. 66	*July 1, 2013*	12-587(b)
Sec. 67	*October 1, 2013*	New section
Sec. 68	*October 1, 2013*	8-3e(a)

Sec. 69	*October 1, 2013, and applicable to assessment years commencing on or after said date*	12-157(f)
Sec. 70	*from passage*	42-133bb
Sec. 71	*July 1, 2013*	32-1o(a)
Sec. 72	*July 1, 2013*	New section
Sec. 73	*July 1, 2013*	New section
Sec. 74	*October 1, 2013*	New section
Sec. 75	*July 1, 2013*	New section
Sec. 76	*July 1, 2013*	New section
Sec. 77	*July 1, 2013*	New section
Sec. 78	*July 1, 2013*	HB 6704 (current session), 11(c)
Sec. 79	*July 1, 2013*	HB 6704 (current session), 12(c)
Sec. 80	*July 1, 2013*	HB 6704 (current session), 49(c)
Sec. 81	*July 15, 2013*	49-10
Sec. 82	*July 15, 2013*	7-34a(a)
Sec. 83	*from passage*	New section
Sec. 84	*from passage*	New section
Sec. 85	*October 1, 2013*	New section
Sec. 86	*October 1, 2013*	New section
Sec. 87	*July 1, 2013*	New section
Sec. 88	*July 1, 2013*	HB 6705 (current session), 9 (a)(4)
Sec. 89	*July 1, 2013*	17b-340(h)(1)
Sec. 90	*July 1, 2013*	17b-340(f)(4)
Sec. 91	*July 1, 2013*	17b-239
Sec. 92	*July 1, 2013*	HB 6705 (current session), Sec. 123
Sec. 93	*January 1, 2014*	HB 6705 (current session), Sec. 158
Sec. 94	*from passage*	New section
Sec. 95	*July 1, 2013*	New section
Sec. 96	*July 1, 2013*	13a-175a
Sec. 97	*July 1, 2013*	HB 6704 (current session), Sec. 17

Sec. 98	*July 1, 2013*	HB 6704 (current session), 18(b)
Sec. 99	*July 1, 2013*	HB 6704 (current session), Sec. 21
Sec. 100	*July 1, 2013*	HB 6704 (current session), Sec. 22
Sec. 101	*July 1, 2013*	HB 6704 (current session), 23(a)
Sec. 102	*July 1, 2013*	HB 6704 (current session), Sec. 24
Sec. 103	*July 1, 2013*	HB 6704 (current session), Sec. 26
Sec. 104	*July 1, 2013*	HB 6704 (current session), Sec. 31
Sec. 105	*July 1, 2013*	HB 6704 (current session), Sec. 39
Sec. 106	*July 1, 2013*	HB 6704 (current session), Sec. 42
Sec. 107	*July 1, 2013*	HB 6704 (current session), Sec. 44
Sec. 108	*July 1, 2013*	HB 6704 (current session), Sec. 56
Sec. 109	*July 1, 2013*	HB 6704 (current session), Sec. 57
Sec. 110	*July 1, 2013*	HB 6704 (current session), Sec. 65
Sec. 111	*July 1, 2013*	HB 6704 (current session), Sec. 110
Sec. 112	*July 1, 2013*	HB 6704 (current session), Sec. 501
Sec. 113	*October 1, 2013*	New section
Sec. 114	*from passage*	New section
Sec. 115	*from passage*	27-73a
Sec. 116	*from passage*	27-73b
Sec. 117	*from passage*	16-243v
Sec. 118	*from passage*	16-245l(a)
Sec. 119	*July 1, 2013*	16-244u(a)(8)

Sec. 120	*from passage and applicable to estates of decedents dying on or after January 1, 2013*	12-391(d) and (e)
Sec. 121	*July 1, 2014*	27-138
Sec. 122	*July 1, 2014*	New section
Sec. 123	*from passage*	New section
Sec. 124	*July 1, 2013*	10-264l(k)
Sec. 125	*July 1, 2013*	10-264o
Sec. 126	*from passage*	New section
Sec. 127	*July 1, 2013*	New section
Sec. 128	*July 1, 2013*	New section
Sec. 129	*July 1, 2013, and applicable to tax credits issued on or after said date*	12-217jj(a)(3)
Sec. 130	*from passage*	17a-22o
Sec. 131	*July 1, 2013*	22a-200c(b)
Sec. 132	*July 1, 2013*	32-4*l*
Sec. 133	*July 1, 2013*	12-818
Sec. 134	*from passage*	New section
Sec. 136	*from passage*	38a-1080
Sec. 137	*from passage*	38a-1081
Sec. 138	*from passage*	38a-1082(a)
Sec. 139	*from passage*	38a-1083
Sec. 140	*from passage*	38a-1084
Sec. 141	*from passage*	38a-1088(a)
Sec. 142	*from passage*	38a-1089(a)
Sec. 143	*from passage*	38a-1090
Sec. 144	*from passage*	New section
Sec. 145	*from passage*	19a-725
Sec. 146	*from passage*	PA 11-53Section 14
Sec. 147	*from passage*	3-123ddd(d)
Sec. 148	*from passage*	3-123hhh(b)
Sec. 149	*from passage*	HB 6704 (current session), Sec. 104
Sec. 150	*from passage*	HB 6704 (current session), Sec. 103
Sec. 151	*from passage*	8-23(a) and (b)
Sec. 152	*July 1, 2013*	10-262f
Sec. 153	*July 1, 2013*	10-262h

Sec. 154	*July 1, 2013*	10-262i
Sec. 155	*July 1, 2013*	10-262u(c) and (d)
Sec. 156	*July 1, 2013*	10-217a(i)
Sec. 157	*July 1, 2013*	10-281(b)
Sec. 158	*July 1, 2013*	10-71(d)
Sec. 159	*July 1, 2013*	10-17g
Sec. 160	*July 1, 2013*	10-66j(e)
Sec. 161	*July 1, 2013*	10-76d(e)(2)
Sec. 162	*July 1, 2013*	10-76g(d)
Sec. 163	*July 1, 2013*	10-253(b)
Sec. 164	*July 1, 2013*	10-66ee(d)(1)
Sec. 165	*July 1, 2013*	10-4b(b)
Sec. 166	*July 1, 2013*	10-264l(c)(3)(D) and (E)
Sec. 167	*July 1, 2013*	10-264l(o)
Sec. 168	*July 1, 2013*	10-266aa(g)(2)
Sec. 169	*from passage*	10-264i(a)(3) and (4)
Sec. 170	*July 1, 2013*	10-65
Sec. 171	*July 1, 2013*	10-266p(i)
Sec. 172	*July 1, 2013*	New section
Sec. 173	*July 1, 2013*	New section
Sec. 174	*July 1, 2013*	10a-1d(a)
Sec. 175	*July 1, 2013*	10a-1e(a) to (c)
Sec. 176	*July 1, 2013*	10a-1f(a)
Sec. 177	*July 1, 2013*	10a-48a
Sec. 178	*July 1, 2013*	10a-55i(a)
Sec. 179	*July 1, 2013*	4-89(f)
Sec. 180	*July 1, 2013*	10a-161
Sec. 181	*July 1, 2013*	10a-168
Sec. 182	*July 1, 2013*	New section
Sec. 183	*July 1, 2013*	10-21c(a)
Sec. 184	*July 1, 2013*	10a-6(a)
Sec. 185	*July 1, 2013*	10a-87
Sec. 186	*July 1, 2013*	10a-55i(a)
Sec. 187	*July 1, 2013*	10a-34(b)
Sec. 188	*July 1, 2013*	10-5c
Sec. 189	*July 1, 2013*	10-221a(g)
Sec. 190	*July 1, 2013*	4e-1(28)
Sec. 191	*from passage*	PA 13-3, Sec. 84(a) and (b)

Sec. 192	*July 1, 2013*	New section
Sec. 193	*July 1, 2013*	New section
Sec. 194	*July 1, 2013*	New section
Sec. 195	*July 1, 2013*	4b-1b
Sec. 196	*July 1, 2013*	4a-1
Sec. 197	*July 1, 2013*	4a-2
Sec. 198	*July 1, 2013*	4-5
Sec. 199	*July 1, 2013*	4-38c
Sec. 200	*July 1, 2013*	4a-1a
Sec. 201	*July 1, 2013*	4-256(a)
Sec. 202	*July 1, 2013*	4a-57d(a)
Sec. 203	*July 1, 2013*	4a-62(b)
Sec. 204	*July 1, 2013*	4a-100(k) and (l)
Sec. 205	*July 1, 2013*	4b-3(d)
Sec. 206	*July 1, 2013*	4b-23
Sec. 207	*July 1, 2013*	4b-24(4)
Sec. 208	*July 1, 2013*	4b-36
Sec. 209	*July 1, 2013*	4b-52
Sec. 210	*July 1, 2013*	4b-62
Sec. 211	*July 1, 2013*	4b-66a(a)
Sec. 212	*July 1, 2013*	4b-76
Sec. 213	*July 1, 2013*	4b-136(a)
Sec. 214	*July 1, 2013*	4d-90(a)
Sec. 215	*July 1, 2013*	4e-8
Sec. 216	*July 1, 2013*	5-142(a)
Sec. 217	*July 1, 2013*	10-264h
Sec. 218	*July 1, 2013*	10-285b(a)
Sec. 219	*July 1, 2013*	10-292
Sec. 220	*July 1, 2013*	10a-72(a)
Sec. 221	*July 1, 2013*	16-50j(h)
Sec. 222	*July 1, 2013*	16-50jj
Sec. 223	*July 1, 2013*	22a-354i(b)
Sec. 224	*July 1, 2013*	29-201
Sec. 225	*July 1, 2013*	29-232
Sec. 226	*July 1, 2013*	29-233
Sec. 227	*July 1, 2013*	29-312
Sec. 228	*July 1, 2013*	29-315a
Sec. 229	*July 1, 2013*	31-57c(c)
Sec. 230	*July 1, 2013*	31-390

Sec. 231	*from passage*	11-24b(a)(4)
Sec. 232	*July 1, 2013*	32-600(2)
Sec. 233	*July 1, 2013*	32-602
Sec. 234	*from passage*	2-35(b)
Sec. 235	*from passage*	3-115b(c)
Sec. 236	*from passage*	New section
Sec. 238	*from passage*	22a-449r(a)
Sec. 239	*July 1, 2013*	32-35(c)
Sec. 240	*July 1, 2013*	51-47
Sec. 241	*July 1, 2013*	46b-231(h)
Sec. 242	*July 1, 2013*	46b-236
Sec. 243	*July 1, 2013*	52-434(f)
Sec. 244	*July 1, 2013*	New section
Sec. 245	*July 1, 2013*	New section
Sec. 246	*October 1, 2013*	10-405
Sec. 247	*October 1, 2013*	10-406
Sec. 248	*October 1, 2013*	10-408
Sec. 249	*from passage*	16a-4c
Sec. 250	*from passage*	New section
Sec. 251	*from passage*	4-66k
Sec. 252	*January 1, 2015*	2-79a(a)
Sec. 253	*from passage*	4-124s
Sec. 254	*January 1, 2015*	4-124s
Sec. 255	*July 1, 2013*	4d-80(a) and (b)
Sec. 256	*from passage*	New section
Sec. 257	*from passage*	New section
Sec. 258	*January 1, 2015*	4-124i
Sec. 259	*from passage*	4-124j
Sec. 260	*July 1, 2013*	New section
Sec. 261	*January 1, 2015*	4-124*l*
Sec. 262	*January 1, 2015*	4-124u
Sec. 263	*January 1, 2015*	4-230(10)
Sec. 264	*January 1, 2015*	4b-24a
Sec. 265	*January 1, 2015*	5-259(a)
Sec. 266	*January 1, 2015*	5-259(i)
Sec. 267	*January 1, 2015*	7-130w
Sec. 268	*January 1, 2015*	7-136e
Sec. 269	*January 1, 2015*	7-391
Sec. 270	*January 1, 2015*	7-425(1) to (3)

Sec. 271	*January 1, 2015*	7-427(a)
Sec. 272	*January 1, 2015*	7-452(1) to (4)
Sec. 273	*January 1, 2015*	7-465
Sec. 274	*January 1, 2015*	7-479
Sec. 275	*January 1, 2015*	8-2j(e)
Sec. 276	*January 1, 2015*	8-3b
Sec. 277	*January 1, 2015*	8-23(g)(4)
Sec. 278	*January 1, 2015*	8-26b
Sec. 279	*January 1, 2015*	8-35a
Sec. 280	*January 1, 2015*	8-35e
Sec. 281	*January 1, 2015*	8-37u(a)
Sec. 282	*January 1, 2015*	8-163(f)
Sec. 283	*January 1, 2015*	8-165
Sec. 284	*January 1, 2015*	8-191
Sec. 285	*January 1, 2015*	8-206(c)
Sec. 286	*January 1, 2015*	8-385(b)
Sec. 287	*January 1, 2015*	12-81(77)
Sec. 288	*January 1, 2015*	13b-31a
Sec. 289	*January 1, 2015*	13b-57d(a)(5)
Sec. 290	*January 1, 2015*	13b-78*l*
Sec. 291	*January 1, 2015*	13b-79p(f)
Sec. 292	*January 1, 2015*	16-243z
Sec. 293	*January 1, 2015*	16a-4a
Sec. 294	*January 1, 2015*	22-26j
Sec. 295	*January 1, 2015*	22a-134*l*
Sec. 296	*January 1, 2015*	22a-134m
Sec. 297	*January 1, 2015*	22a-134n(a)
Sec. 298	*January 1, 2015*	22a-134o(a)
Sec. 299	*January 1, 2015*	22a-223
Sec. 300	*January 1, 2015*	22a-353
Sec. 301	*January 1, 2015*	23-101(b)
Sec. 302	*January 1, 2015*	25-68j(1)
Sec. 303	*January 1, 2015*	25-204(e)
Sec. 304	*January 1, 2015*	32-1c(b)
Sec. 305	*January 1, 2015*	32-7(a)
Sec. 306	*January 1, 2015*	32-23d(p)
Sec. 307	*January 1, 2015*	32-23e
Sec. 308	*January 1, 2015*	32-222(h)
Sec. 309	*January 1, 2015*	32-224(b) and (c)

Sec. 310	*January 1, 2015*	32-327(2)
Sec. 311	*January 1, 2015*	4-124p
Sec. 312	*January 1, 2015*	New section
Sec. 313	*January 1, 2015*	this act, Sec. 250(c)
Sec. 314	*January 1, 2015*	16a-4
Sec. 315	*January 1, 2015*	16a-6
Sec. 316	*January 1, 2015*	16a-14
Sec. 317	*January 1, 2015*	22a-285a(a)
Sec. 318	*from passage*	12-408(1)(K)
Sec. 319	*from passage*	12-411(1)(J)
Sec. 320	*from passage*	New section
Sec. 321	*from passage*	New section
Sec. 322	*from passage*	New section
Sec. 323	*July 1, 2013*	10-15
Sec. 324	*July 1, 2013*	10-66d
Sec. 325	*July 1, 2013*	4d-1a(a)
Sec. 326	*July 1, 2013*	49-31r
Sec. 327	*October 1, 2013*	New section
Sec. 328	*from passage*	New section
Sec. 329	*October 1, 2013*	12-63h
Sec. 330	*July 1, 2013*	New section
Sec. 331	*July 1, 2013*	5-141b
Sec. 332	*July 1, 2013*	5-141c
Sec. 333	*July 1, 2013*	5-196
Sec. 334	*July 1, 2013*	5-180(a) and (b)
Sec. 335	*July 1, 2013*	5-248a(a)
Sec. 336	*July 1, 2013*	5-248a(g)
Sec. 337	*July 1, 2013*	5-257(d)
Sec. 338	*July 1, 2013*	45a-54(a)
Sec. 339	*July 1, 2013*	5-198(10) and (11)
Sec. 340	*July 1, 2013*	5-198(23)
Sec. 341	*July 1, 2013*	5-200(j)
Sec. 342	*July 1, 2013*	5-200(p) and (q)
Sec. 343	*July 1, 2013*	5-200(t)
Sec. 344	*July 1, 2013*	5-200a
Sec. 345	*July 1, 2013*	5-200b
Sec. 346	*July 1, 2013*	5-200c
Sec. 347	*July 1, 2013*	5-202
Sec. 348	*July 1, 2013*	5-208

Sec. 349	*July 1, 2013*	5-208a
Sec. 350	*July 1, 2013*	5-215a
Sec. 351	*July 1, 2013*	5-216(a) and (b)
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Sec. 372	*July 1, 2013*	5-266c
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Sec. 374	*July 1, 2013*	12-802(g)
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Sec. 378	*from passage*	HB 6704 (current session), Sec. 107
Sec. 379	*July 1, 2013*	HB 6704 (current session), Sec. 51
Sec. 381	*from passage*	New section
Sec. 382	*July 1, 2013, and applicable to taxable years commencing on and after January 1, 2013*	New section
Sec. 383	*July 1, 2013*	New section
Sec. 384	*October 1, 2013*	25-43(a)
Sec. 385	*July 1, 2013*	7-432

Sec. 386	*from passage*	Repealer section
Sec. 387	*July 1, 2013*	Repealer section
Sec. 388	*January 1, 2015*	Repealer section
Sec. 389	*July 1, 2013*	Repealer section