



General Assembly

January Session, 2013

Raised Bill No. 1073

LCO No. 4097



Referred to Committee on PUBLIC SAFETY AND SECURITY

Introduced by:
(PS)

**AN ACT CONCERNING MINOR AND TECHNICAL CHANGES TO
PUBLIC SAFETY STATUTES.**

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

1 Section 1. Subsection (a) of section 28-30a of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective July*
3 *1, 2013*):

4 (a) There is established a fund to be known as the "Enhanced 9-1-1
5 Telecommunications Fund". The fund shall contain any moneys
6 required by law to be deposited in the fund, including, but not limited
7 to, any federal funds collected pursuant to subsection (d) of section 28-
8 24, [and] fees assessed against subscribers of local telephone service [,]
9 and subscribers of commercial mobile radio services pursuant to
10 section 16-256g, as amended by this act, and [revenues from the]
11 prepaid wireless E 9-1-1 [fee imposed] fees collected pursuant to
12 section 28-30e, as amended by this act. The Enhanced 9-1-1
13 Telecommunications Fund shall be held separate and apart from all
14 other moneys, funds and accounts. Interest derived from the
15 investment of the fund shall be credited to the assets of the fund. Any

16 balance remaining in the fund at the end of any fiscal year shall be
17 carried forward in the fund for the fiscal year next succeeding.

18 Sec. 2. Section 28-30b of the general statutes is repealed and the
19 following is substituted in lieu thereof (*Effective July 1, 2013*):

20 As used in sections 28-30a, as amended by this act, 28-30b, 28-30d,
21 [and] 28-30e, as amended by this act, and 28-30f, as amended by this
22 act:

23 (1) "Consumer" means a person who purchases prepaid wireless
24 telecommunications service in a retail transaction.

25 (2) "Prepaid wireless E 9-1-1 fee" means the [charge] fee that [any] a
26 seller collects from a consumer in an amount established by section 28-
27 30e, as amended by this act.

28 (3) "Prepaid wireless telecommunications service" means a wireless
29 telephone service that a consumer pays for in advance, that allows the
30 consumer to access the E 9-1-1 system by dialing 9-1-1, and that is sold
31 in predetermined units or dollars and such units or dollars decline
32 with use.

33 (4) "Provider" means any person who provides prepaid wireless
34 telecommunications service pursuant to a license issued by the Federal
35 Communications Commission.

36 (5) "Retail transaction" means a purchase of prepaid wireless
37 telecommunications service from a seller for any purpose other than
38 resale.

39 (6) "Seller" means a person who sells prepaid wireless
40 telecommunications service to a consumer.

41 (7) "Voice over Internet protocol service" or "VOIP" means a service
42 that has the following characteristics: (A) Enables real-time, two-way
43 voice communication; (B) requires a broadband connection from the

44 users' locations; (C) requires IP-compatible customer premises
45 equipment; and (D) allows subscribers generally to receive calls that
46 originate on the public switched telephone network and to terminate
47 calls on the public switched telephone.

48 (8) "Voice over Internet protocol service provider" or "VOIP service
49 provider" means a company that provides VOIP telephone service.

50 (9) "Wireless telecommunications service" means commercial mobile
51 radio service, as defined in 47 CFR Section 20.3, as from time to time
52 amended.

53 Sec. 3. Subsection (a) of section 28-30e of the general statutes is
54 repealed and the following is substituted in lieu thereof (*Effective July*
55 *1, 2013*):

56 (a) Each consumer shall be assessed a prepaid wireless E 9-1-1 fee.
57 Such fee shall be equal to the [rate] fee determined by the Public
58 Utilities Regulatory Authority in accordance with subsection (a) of
59 section 16-256g, as amended by this act, for each retail transaction. For
60 the purposes of this section, if a consumer purchase includes multiple
61 prepaid wireless telecommunications services, each such individual
62 service shall constitute a retail transaction.

63 Sec. 4. Subsection (a) of section 28-30f of the general statutes is
64 repealed and the following is substituted in lieu thereof (*Effective July*
65 *1, 2013*):

66 (a) Any seller who collects a prepaid wireless E 9-1-1 [charge] fee
67 shall remit such fee to the Department of Revenue Services at such
68 time and in such manner as required by chapter 219. The department
69 shall establish registration and payment procedures that substantially
70 coincide with the registration and payment procedures that apply to
71 retail sellers under chapter 219.

72 Sec. 5. Subsection (a) of section 16-256g of the general statutes is

73 repealed and the following is substituted in lieu thereof (*Effective July*
74 *1, 2013*):

75 (a) By June first of each year, the Public Utilities Regulatory
76 Authority shall conduct a proceeding to determine the amount of the
77 monthly fee to be assessed against each subscriber of: (1) Local
78 telephone service, (2) commercial mobile radio service, as defined in 47
79 CFR Section 20.3, and (3) voice over Internet protocol service, as
80 defined in section 28-30b, to fund the development and administration
81 of the enhanced emergency 9-1-1 program. The authority shall base
82 such fee on the findings of the Commissioner of Emergency Services
83 and Public Protection, pursuant to subsection (c) of section 28-24,
84 taking into consideration any existing moneys available in the
85 Enhanced 9-1-1 Telecommunications Fund. The authority shall
86 consider the progressive wire line inclusion schedule contained in the
87 final report of the task force to study enhanced 9-1-1
88 telecommunications services established by public act 95-318. The
89 authority shall not approve any fee (A) greater than seventy-five cents
90 per month per access line, (B) that does not include the progressive
91 wire line inclusion schedule, or (C) for commercial mobile radio
92 service, as defined in 47 CFR Section 20.3, that includes the progressive
93 wire line inclusion schedule.

94 Sec. 6. Subsection (b) of section 29-349 of the general statutes is
95 repealed and the following is substituted in lieu thereof (*Effective July*
96 *1, 2013*):

97 (b) No person, firm or corporation shall engage in any activity
98 concerning the storage, transportation or use of explosives unless such
99 person, firm or corporation has obtained a license therefor from the
100 Commissioner of Construction Services. Such license shall be issued
101 upon payment of a fee of two hundred dollars and upon submission
102 by the applicant of evidence of good moral character and of
103 competence in the control and handling of explosives, provided, if
104 such license is for the use of explosives, it may be issued only to an

105 individual [person] after demonstration that such individual is
106 technically qualified to detonate explosives. Any such license to use
107 explosives shall bear both the fingerprints of the licensee obtained by
108 the Commissioner of Construction Services at the time of licensing,
109 and the licensee's photograph, furnished by the licensee, of a size
110 specified by the commissioner and taken not more than one year prior
111 to the issuance of the license. Each such license shall be valid for one
112 year from the date of its issuance, unless sooner revoked or suspended,
113 and may be renewed annually thereafter upon a payment of one
114 hundred fifty dollars.

115 Sec. 7. Subsection (g) of section 29-349 of the general statutes is
116 repealed and the following is substituted in lieu thereof (*Effective July*
117 *1, 2013*):

118 (g) Any person who, by himself or herself or by such person's
119 employee or agent or as the employee or agent of another, violates any
120 provision of this section, or any regulation [made] adopted by the
121 Commissioner of Construction Services pursuant to the provisions of
122 this section, shall be fined not more than ten thousand dollars or
123 imprisoned not more than ten years, or both.

124 Sec. 8. Subsection (i) of section 29-349 of the general statutes is
125 repealed and the following is substituted in lieu thereof (*Effective July*
126 *1, 2013*):

127 (i) Notwithstanding the provisions of this section, the Labor
128 Commissioner shall regulate the storage, transportation and use of
129 explosives and blasting agents in places of employment insofar as such
130 activities relate to employee health and safety, provided such
131 regulations shall be no less stringent than those [prepared] adopted
132 and enforced by the Commissioner of Construction Services pursuant
133 to this section.

134 Sec. 9. Subsection (a) of section 29-1s of the general statutes is
135 repealed and the following is substituted in lieu thereof (*Effective July*

136 1, 2013):

137 (a) (1) Wherever the term "Department of Public Safety" is used in
138 the following general statutes, the term "Department of Emergency
139 Services and Public Protection" shall be substituted in lieu thereof; and
140 (2) wherever the term "Commissioner of Public Safety" is used in the
141 following general statutes, the term "Commissioner of Emergency
142 Services and Public Protection" shall be substituted in lieu thereof: 1-
143 24, 1-84b, 1-217, 2-90b, 3-2b, 4-68m, 4a-2a, 4a-18, 4a-67d, 4b-1, 4b-130, 5-
144 142, 5-146, 5-149, 5-150, 5-169, 5-173, 5-192f, 5-192t, 5-246, 6-32g, 7-169,
145 7-285, 7-294f to 7-294h, inclusive, 7-294l, 7-294n, 7-294y, 7-425, 9-7a, 10-
146 233h, 12-562, 12-564a, 12-586f, 12-586g, 13a-123, 13b-69, 13b-376, 14-10,
147 14-64, 14-67m, 14-67w, 14-103, 14-108a, 14-138, 14-152, 14-163c, 14-211a,
148 14-212a, 14-212f, 14-219c, 14-227a, 14-227c, 14-267a, 14-270c to 14-270f,
149 inclusive, 14-283, 14-291, 14-298, 14-315, 15-98, 15-140r, 15-140u, 16-
150 256g, as amended by this act, 16a-103, 17a-105a, 17a-106a, 17a-500, 17b-
151 90, 17b-137, 17b-192, 17b-225, 17b-279, 17b-490, 18-87k, 19a-112a, 19a-
152 112f, 19a-179b, 19a-409, 19a-904, 20-12c, 20-327b, 21a-36, 21a-283, 22a-2,
153 23-8b, 23-18, 26-5, 26-67b, 27-19a, 27-107, 28-25b, 28-27, 28-27a, 28-30a,
154 as amended by this act, 29-1c, 29-1e to 29-1h, inclusive, 29-1q, 29-1zz,
155 29-2, 29-2a, 29-2b, 29-3a, 29-4a, 29-6a, 29-7, 29-7b, 29-7c, 29-7h, 29-7m,
156 29-7n, 29-8, 29-10, 29-10a, 29-10c, 29-11, 29-12, 29-17a, 29-17b, 29-17c,
157 29-18 to 29-23a, inclusive, 29-25, 29-26, 29-28, 29-28a, 29-30 to 29-32,
158 inclusive, 29-32b, 29-33, 29-36f to 29-36i, inclusive, 29-36k, 29-36m, 29-
159 36n, 29-37a, 29-37f, 29-38b, 29-38e, 29-38f, 29-108b, 29-143i, 29-143j, 29-
160 145 to 29-151, inclusive, 29-152f to 29-152j, inclusive, 29-152m, 29-152o,
161 29-152u, 29-153, 29-155d, 29-156a, 29-161g to 29-161i, inclusive, 29-161k
162 to 29-161m, inclusive, 29-161o to 29-161t, inclusive, 29-161v to 29-161z,
163 inclusive, 29-163, 29-164g, 29-166, 29-176 to 29-179, inclusive, 29-179f to
164 29-179h, inclusive, 31-275, 38a-18, 38a-356, 45a-63, 46a-4b, 46a-170, 46b-
165 15a, 46b-38d, 46b-38f, 51-5c, 51-10c, 51-51o, 51-277a, 52-11, 53-39a, 53-
166 134, 53-199, 53-202, 53-202b, 53-202c, 53-202g, 53-202l, 53-202n, 53-202o,
167 53-278c, 53-341b, 53a-3, 53a-30, 53a-54b, 53a-130, 53a-130a, 54-1f, 54-1l,
168 54-36e, 54-36i, 54-36n, 54-47aa, 54-63c, 54-76l, 54-86k, 54-102g to 54-

169 102j, inclusive, 54-102m, 54-102pp, 54-142j, 54-222a, 54-240, 54-240m,
170 54-250 to 54-258, inclusive, 54-259a, 54-260b, and 54-300.

171 Sec. 10. Subsection (b) of section 29-1t of the general statutes is
172 repealed and the following is substituted in lieu thereof (*Effective July*
173 *1, 2013*):

174 (b) The Commissioner of Emergency Services and Public Protection,
175 or said commissioner's designee, shall serve as the chairperson of the
176 Coordinating Advisory Board. The board shall consist of: (1) The
177 president of the Connecticut State Firefighters Association or a
178 designee, representing volunteer firefighters; (2) the president of the
179 Uniformed Professional Firefighters Association or a designee,
180 representing professional firefighters; (3) the president of the American
181 Federation of State, County and Municipal Employees, Council 15, or a
182 designee, representing municipal police officers; (4) the executive
183 director of the Connecticut Conference of Municipalities or a designee;
184 (5) the executive director of the Connecticut Council of Small Towns or
185 a designee; (6) a member of the Police Officer Standards Training
186 Council, designated by the chairperson of said council; (7) a member of
187 the Commission on Fire Prevention and Control, designated by the
188 chairperson of said commission; (8) the president of the Connecticut
189 Emergency Management Association or a designee; (9) the president of
190 the Connecticut Police Chiefs Association or a designee; (10) the
191 president of the Connecticut Fire Chiefs Association or a designee; (11)
192 the president of the Connecticut Career Fire Chiefs Association or a
193 designee; (12) the Commissioner of Public Health; and (13) one
194 representative, designated by the Commissioner of Emergency
195 Services and Public Protection, from the Office of State-Wide
196 Emergency Telecommunications and from each of the divisions of
197 Emergency Management and Homeland Security, State Police and
198 Scientific Services within the Department of Emergency Services and
199 Public Protection. Said board shall convene quarterly and at such other
200 times as the chairperson deems necessary.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2013</i>	28-30a(a)
Sec. 2	<i>July 1, 2013</i>	28-30b
Sec. 3	<i>July 1, 2013</i>	28-30e(a)
Sec. 4	<i>July 1, 2013</i>	28-30f(a)
Sec. 5	<i>July 1, 2013</i>	16-256g(a)
Sec. 6	<i>July 1, 2013</i>	29-349(b)
Sec. 7	<i>July 1, 2013</i>	29-349(g)
Sec. 8	<i>July 1, 2013</i>	29-349(i)
Sec. 9	<i>July 1, 2013</i>	29-1s(a)
Sec. 10	<i>July 1, 2013</i>	29-1t(b)

Statement of Purpose:

To make minor and technical changes to various statutes concerning emergency services and public safety.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]