



General Assembly

Amendment

January Session, 2013

LCO No. 5763

SB0089105763SR0

Offered by:

SEN. MCLACHLAN, 24th Dist.

SEN. WELCH, 31st Dist.

To: Subst. Senate Bill No. 891

File No. 112

Cal. No. 148

"AN ACT AMENDING THE DEFINITION OF MANAGERIAL EMPLOYEE."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective from passage*) (a) Notwithstanding any
4 provision of chapter 66 of the general statutes to the contrary, the State
5 Comptroller shall establish, not later than the expiration date of the
6 collective bargaining agreement entered into between the State
7 Employee Bargaining Agent Coalition and the state and submitted to
8 the General Assembly on August 22, 2011, an employee defined
9 contribution plan described in Section 401(k) of the Internal Revenue
10 Code of 1986, or any subsequent internal revenue code of the United
11 States, as from time to time amended, whereby each employee, as
12 defined in section 5-196 of the general statutes, hired on or after said
13 expiration date, shall participate in said plan in lieu of any retirement
14 program established pursuant to chapter 66 of the general statutes.

15 (b) The State Comptroller may enter into any contracts and
16 agreements as may be necessary to carry out the provisions of
17 subsection (a) of this section.

18 Sec. 502. Subsection (l) of section 5-154 of the general statutes is
19 repealed and the following is substituted in lieu thereof (*Effective from*
20 *passage*):

21 (l) "State employee" means a person in state service, either
22 appointive or elective, who begins such service prior to the expiration
23 date of the collective bargaining agreement entered into between the
24 State Employee Bargaining Agent Coalition and the state and
25 submitted to the General Assembly on August 22, 2011;

26 Sec. 503. Subsection (f) of section 5-278 of the general statutes is
27 repealed and the following is substituted in lieu thereof (*Effective from*
28 *passage*):

29 (f) (1) Notwithstanding any other provision of this chapter,
30 collective bargaining negotiations [concerning changes to the state
31 employees retirement system to be effective on and after July 1, 1988,
32 and collective bargaining negotiations] concerning health and welfare
33 benefits to be effective on and after July 1, 1994, shall be conducted
34 between the employer and a coalition committee which represents all
35 state employees who are members of any designated employee
36 organization. (2) The provisions of subdivision (1) of this subsection
37 shall not be construed to prevent the employer and any designated
38 employee organization from bargaining directly with each other on
39 matters related to the state employees [retirement system] and health
40 and welfare benefits whenever the parties jointly agree that such
41 matters are unique to the particular bargaining unit. (3) The provisions
42 of subdivision (1) of this subsection shall not be construed to prevent
43 the employer and representatives of employee organizations from
44 dealing with any state-wide issue using the procedure established in
45 said subdivision."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	New section
Sec. 502	<i>from passage</i>	5-154(l)
Sec. 503	<i>from passage</i>	5-278(f)