



General Assembly

February Session, 2014

Raised Bill No. 222

LCO No. 1214



Referred to Committee on LABOR AND PUBLIC EMPLOYEES

Introduced by:
(LAB)

***AN ACT CONCERNING THE DEFINITION OF MANAGERIAL
EMPLOYEE.***

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

1 Section 1. Subsection (p) of section 5-200 of the 2014 supplement to
2 the general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective from passage*):

4 (p) When such authority is not otherwise conferred by statute, the
5 commissioner [may] shall issue orders to provide that (1) executive or
6 judicial department employees exempt from the classified service or
7 not included in any prevailing bargaining unit contract, except
8 unclassified employees of any board of trustees of the constituent units
9 of higher education, be granted rights and benefits not less than those
10 granted to employees in the classified service or covered under such
11 contracts, or (2) retirement benefits for state employees exempt from
12 the classified service or not included in any prevailing bargaining unit
13 contract be adjusted to provide retirement benefits for such employees
14 which are the same as those most frequently provided under the terms
15 of approved bargaining unit contracts in effect at the time of such

16 adjustment. When such authority is not otherwise conferred by statute,
17 the board of trustees of any constituent unit of the state system of
18 higher education may issue orders to provide that the unclassified
19 employees of such board be granted rights and benefits not less than
20 those granted to employees of the board who are covered under a
21 prevailing bargaining unit contract. Where there is a conflict between
22 an order granting such rights and benefits and any provision of the
23 general statutes, such order shall prevail. Such orders shall be subject
24 to the approval of the Secretary of the Office of Policy and
25 Management. If the secretary approves such order, and such order is in
26 conflict with any provision of the general statutes, the secretary shall
27 forward a copy of such order to the joint committee of the General
28 Assembly having cognizance of labor matters.

29 Sec. 2. Subsection (g) of section 5-270 of the general statutes is
30 repealed and the following is substituted in lieu thereof (*Effective from*
31 *passage*):

32 (g) "Managerial employee" means any individual in a position in
33 which the principal functions are characterized by not fewer than two
34 of the following, provided [for any position in any unit of the system
35 of higher education,] one of such two functions shall be as specified in
36 subdivision (4) of this subsection: (1) Responsibility for direction of a
37 subunit or facility of a major division of an agency or assignment to an
38 agency head's staff; (2) development, implementation and evaluation
39 of goals and objectives consistent with agency mission and policy; (3)
40 participation in the formulation of agency policy; or (4) a major role in
41 the administration of collective bargaining agreements or major
42 personnel decisions, or both, including staffing, hiring, firing,
43 evaluation, promotion and training of employees.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	5-200(p)
Sec. 2	<i>from passage</i>	5-270(g)

Statement of Purpose:

To classify fewer state employees as managers.

[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.]