



General Assembly

Raised Bill No. 401

February Session, 2014

LCO No. 2202



Referred to Committee on HIGHER EDUCATION AND
EMPLOYMENT ADVANCEMENT

Introduced by:
(HED)

***AN ACT CONCERNING WORKFORCE DIVERSITY STANDARDS OF
CONTRACTORS PERFORMING WORK AT SOUTHERN
CONNECTICUT STATE UNIVERSITY.***

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

1 Section 1. Section 46a-68c of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2014*):

3 In addition to the provisions of section 4a-60, each contractor with
4 fifty or more employees awarded a public works contract in excess of
5 fifty thousand dollars in any fiscal year, but not subject to the
6 provisions of section 46a-68d, shall develop and file with the
7 commission an affirmative action plan which shall comply with
8 regulations adopted by said commission provided contractors
9 awarded a public works contract at Southern Connecticut State
10 University shall also comply with the workforce diversity standards
11 set forth in section 3 of this act. Failure to develop an approved
12 affirmative action plan pursuant to this section shall act as a bar to
13 bidding on or the award of future contracts until such requirement has
14 been met. When the commission approves an affirmative action plan

15 pursuant to this section, it shall issue a certificate of compliance to the
16 contractor. This certificate shall be prima facie proof of the contractor's
17 eligibility to bid or be awarded contracts for a period of two years from
18 the date of the certificate. Such certificate shall not excuse the
19 contractor from monitoring by the commission or from the reporting
20 and record-keeping requirements of sections 46a-68e and 46a-68f. The
21 commission may revoke the certificate of a contractor if the contractor
22 does not implement its affirmative action plan in compliance with this
23 section and sections 4a-60, 4a-60g, 4a-62, 46a-56, 46a-68b, 46a-68d, as
24 amended by this act, and 46a-68e to 46a-68k, inclusive.

25 Sec. 2. Section 46a-68d of the general statutes is repealed and the
26 following is substituted in lieu thereof (*Effective July 1, 2014*):

27 In addition to the provisions of section 4a-60, every public works
28 contract subject to the provisions of part II of chapter 60 shall also be
29 subject to the provisions of this section. After a bid has been accepted
30 but before a contract is awarded, the successful bidder shall file and
31 have approved by the commission an affirmative action plan. The
32 affirmative action plan filed by a successful bidder awarded a contract
33 at Southern Connecticut State University shall also comply with the
34 workforce diversity standards set forth in section 3 of this act. The
35 commission may provide for conditional acceptance of an affirmative
36 action plan provided written assurances are given by the contractor
37 that it will amend its plan to conform to affirmative action
38 requirements. The state shall withhold two per cent of the total
39 contract price per month from any payment made to such contractor
40 until such time as the contractor has developed an affirmative action
41 plan, and received the approval of the commission. Notwithstanding
42 the provisions of this section, a contractor subject to the provisions of
43 this section may file a plan in advance of or at the same time as its bid.
44 The commission shall review plans submitted pursuant to this section
45 within sixty days of receipt and either approve, approve with
46 conditions or reject such plan. When the commission approves an
47 affirmative action plan pursuant to this section, it shall issue a

