



General Assembly

February Session, 2014

Raised Bill No. 451

LCO No. 2505



Referred to Committee on GOVERNMENT ADMINISTRATION
AND ELECTIONS

Introduced by:
(GAE)

**AN ACT CONCERNING GOVERNMENT ADMINISTRATION, STATE
CONTRACTING, REGIONAL SCHOOL BOARDS AND THE STATE
ELECTIONS ENFORCEMENT COMMISSION.**

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

1 Section 1. Subsection (a) of section 10-29a of the 2014 supplement to
2 the general statutes is amended by adding subdivisions (66) and (67)
3 as follows (*Effective from passage*):

4 (NEW) (66) The Governor shall proclaim October thirtieth of each
5 year to be Are You Dense? Breast Cancer Awareness Day to heighten
6 public awareness of the associated presentation and available
7 treatments for breast cancer. Suitable exercises shall be held in the
8 State Capitol and elsewhere as the Governor designates for the
9 observance of the day.

10 (NEW) (67) The Governor shall proclaim October ninth of each year
11 to be Neurological Disorders Awareness Day to heighten public
12 awareness of the associated presentation and available treatments for
13 neurological disorders. Suitable exercises shall be held in the State

14 Capitol and elsewhere as the Governor designates for the observance
15 of the day.

16 Sec. 2. Subsection (b) of section 10-298 of the 2014 supplement to the
17 general statutes is repealed and the following is substituted in lieu
18 thereof (*Effective from passage*):

19 (b) The Commissioner of Rehabilitation Services may accept and
20 receive any bequest or gift of money or personal property and, subject
21 to the consent of the Governor and Attorney General as provided in
22 section 4b-22, any devise or gift of real property made to the
23 Commissioner of Rehabilitation Services, and may hold and use such
24 money or property for the purposes, if any, specified in connection
25 with such bequest, devise or gift.

26 Sec. 3. Subsection (a) of section 4a-1a of the 2014 supplement to the
27 general statutes is repealed and the following is substituted in lieu
28 thereof (*Effective July 1, 2014*):

29 (a) (1) Wherever the term "Commissioner of Public Works" or
30 "Public Works Commissioner" is used in the following sections of the
31 general statutes, the term "Commissioner of Administrative Services"
32 shall be substituted in lieu thereof; and (2) wherever the term
33 "Department of Public Works" is used in the following sections of the
34 general statutes, the term "Department of Administrative Services"
35 shall be substituted in lieu thereof: 1-205, 1-210, 2-71h, 3-10, 3-14b, 4-87,
36 4b-2, [4b-4,] 4b-12, 4b-13, 4b-17, 4b-21, 4b-24a, 4b-25, 4b-27, 4b-29, 4b-
37 30, 4b-30a, 4b-33, 4b-34, 4b-35, 4b-46, 4b-65, 4b-67, 4b-68, 4b-69, 4b-71,
38 4b-72, 4b-73, 4b-74, 4b-130, 4b-132, 8-37y, 10a-89, 10a-150, 13a-80i, 13b-
39 42, 13b-55, 16a-38h, 17b-655, 18-31b, 20-68, 20-311b, 20-503, 22a-324, 31-
40 250, 32-6, 32-228, 45a-80, 46a-29, 51-27a, 51-27c, 51-27d, 51-51k and 51-
41 279.

42 Sec. 4. Section 4a-60g of the 2014 supplement to the general statutes
43 is repealed and the following is substituted in lieu thereof (*Effective*
44 *October 1, 2014*):

45 (a) As used in this section and sections 4a-60h to 4a-60j, inclusive,
46 the following terms have the following meanings:

47 (1) "Small contractor" means any contractor, subcontractor,
48 manufacturer, service company or nonprofit corporation (A) that
49 maintains its principal place of business in the state, (B) that had gross
50 revenues not exceeding fifteen million dollars in the most recently
51 completed fiscal year prior to such application, and (C) that is
52 independent. "Small contractor" does not include any person who is
53 affiliated with another person if both persons considered together have
54 a gross revenue exceeding fifteen million dollars.

55 (2) "Independent" means the viability of the enterprise of the small
56 contractor does not depend upon another person, as determined by an
57 analysis of the small contractor's relationship with any other person in
58 regards to the provision of personnel, facilities, equipment, other
59 resources and financial support, including bonding.

60 (3) "State agency" means each state board, commission, department,
61 office, institution, council or other agency with the power to contract
62 for goods or services itself or through its head.

63 (4) "Minority business enterprise" means any small contractor (A)
64 fifty-one per cent or more of the capital stock, if any, or assets of which
65 are owned by a person or persons who (i) exercise operational
66 authority over the daily affairs of the enterprise, (ii) have the power to
67 direct the management and policies and receive the beneficial interest
68 of the enterprise, (iii) possess managerial and technical competence
69 and experience directly related to the principal business activities of
70 the enterprise, and (iv) are members of a minority, as such term is
71 defined in subsection (a) of section 32-9n, or are individuals with a
72 disability, or (B) which is a nonprofit corporation in which fifty-one
73 per cent or more of the persons who (i) exercise operational authority
74 over the enterprise, (ii) possess managerial and technical competence
75 and experience directly related to the principal business activities of

76 the enterprise, (iii) have the power to direct the management and
77 policies of the enterprise, and (iv) are members of a minority, as
78 defined in this subsection, or are individuals with a disability.

79 (5) "Affiliated" means the relationship in which a person directly, or
80 indirectly through one or more intermediaries, controls, is controlled
81 by or is under common control with another person.

82 (6) "Control" means the power to direct or cause the direction of the
83 management and policies of any person, whether through the
84 ownership of voting securities, by contract or through any other direct
85 or indirect means. Control shall be presumed to exist if any person,
86 directly or indirectly, owns, controls, holds with the power to vote, or
87 holds proxies representing, twenty per cent or more of any voting
88 securities of another person.

89 (7) "Person" means any individual, corporation, limited liability
90 company, partnership, association, joint stock company, business trust,
91 unincorporated organization or other entity.

92 (8) "Individual with a disability" means an individual (A) having a
93 physical or mental impairment that substantially limits one or more of
94 the major life activities of the individual, which mental impairment
95 may include, but is not limited to, having one or more mental
96 disorders, as defined in the most recent edition of the American
97 Psychiatric Association's "Diagnostic and Statistical Manual of Mental
98 Disorders", or (B) having a record of such an impairment.

99 (9) "Nonprofit corporation" means a nonprofit corporation
100 incorporated pursuant to chapter 602 or any predecessor statutes
101 thereto.

102 (10) "Awarding authority" means the head of a state agency or the
103 head of a political subdivision of the state other than a small
104 municipality or municipality with a stronger set-aside program.

105 (11) "Small municipality" means a municipality with a population of
106 less than seventy thousand residents as determined by the most recent
107 decennial census.

108 (12) "Municipality with a stronger set-aside program" means a
109 municipality that has a set-aside program where the percentage of
110 contracts required to be set aside for minority business enterprises
111 exceeds the percentage set forth in subsection (b) of this section.

112 (b) It is found and determined that there is a serious need to help
113 small contractors, minority business enterprises, nonprofit
114 organizations and individuals with disabilities to be considered for
115 and awarded state contracts for the construction, reconstruction or
116 rehabilitation of public buildings, the construction and maintenance of
117 highways and the purchase of goods and services. Accordingly, the
118 necessity, in the public interest and for the public benefit and good, of
119 the provisions of this section, sections 4a-60h to 4a-60j, inclusive, and
120 sections 32-9i to 32-9p, inclusive, is declared as a matter of legislative
121 determination. Notwithstanding any provisions of the general statutes
122 to the contrary, and except as set forth herein, the head of each state
123 agency and each political subdivision of the state other than a small
124 municipality or municipality with a stronger set-aside program shall
125 set aside in each fiscal year, for award to small contractors, on the basis
126 of competitive bidding procedures, contracts or portions of contracts
127 for the construction, reconstruction or rehabilitation of public
128 buildings, the construction and maintenance of highways and the
129 purchase of goods and services. Eligibility of nonprofit corporations
130 under the provisions of this section shall be limited to predevelopment
131 contracts awarded by the Commissioner of Housing for housing
132 projects. The total value of such contracts or portions thereof to be set
133 aside by each such [agency] awarding authority shall be at least
134 twenty-five per cent of the total value of all contracts let by the [head
135 of such agency] awarding authority in each fiscal year, provided that
136 neither: (1) A contract that may not be set aside due to a conflict with a
137 federal law or regulation; or (2) a contract for any goods or services

138 which have been determined by the Commissioner of Administrative
139 Services to be not customarily available from or supplied by small
140 contractors shall be included. Contracts or portions thereof having a
141 value of not less than twenty-five per cent of the total value of all
142 contracts or portions thereof to be set aside shall be reserved for
143 awards to minority business enterprises.

144 (c) The [head of any state agency or political subdivision of the state
145 other than a municipality] awarding authority may, in lieu of setting
146 aside any contract or portions thereof, require any general or trade
147 contractor or any other entity authorized by such [agency] awarding
148 authority to award contracts, to set aside a portion of any contract for
149 subcontractors who are eligible for set-aside contracts under this
150 section. Nothing in this subsection shall be construed to diminish the
151 total value of contracts which are required to be set aside by any state
152 agency or political subdivision of the state other than a small
153 municipality or municipality with a stronger set-aside program
154 pursuant to this section.

155 (d) The heads of all state agencies and of each political subdivision
156 of the state other than a municipality shall notify the Commissioner of
157 Administrative Services of all contracts to be set aside pursuant to
158 subsection (b) or (c) of this section at the time that bid documents for
159 such contracts are made available to potential contractors.

160 (e) The awarding authority shall require that a contractor or
161 subcontractor awarded a contract or a portion of a contract under this
162 section perform not less than thirty per cent of the work with the
163 workforces of such contractor or subcontractor and shall require that
164 not less than fifty per cent of the work be performed by contractors or
165 subcontractors eligible for awards under this section. A contractor
166 awarded a contract or a portion of a contract under this section shall
167 not subcontract with any person with whom the contractor is affiliated.
168 No person who is affiliated with another person shall be eligible for
169 awards under this section if both affiliated persons considered together

170 would not qualify as a small contractor or a minority business
171 enterprise under subsection (a) of this section. The awarding authority
172 shall require that a contractor awarded a contract pursuant to this
173 section submit, in writing, an explanation of any subcontract to such
174 contract that is entered into with any person that is not eligible for the
175 award of a contract pursuant to this section, prior to the performance
176 of any work pursuant to such subcontract.

177 (f) The awarding authority may require that a contractor or
178 subcontractor awarded a contract or a portion of a contract under this
179 section furnish the following documentation: (1) A copy of the
180 certificate of incorporation, certificate of limited partnership,
181 partnership agreement or other organizational documents of the
182 contractor or subcontractor; (2) a copy of federal income tax returns
183 filed by the contractor or subcontractor for the previous year; and (3)
184 evidence of payment of fair market value for the purchase or lease by
185 the contractor or subcontractor of property or equipment from another
186 contractor who is not eligible for set-aside contracts under this section.

187 (g) The awarding authority or the Commissioner of Administrative
188 Services or the Commission on Human Rights and Opportunities may
189 conduct an audit of the financial, corporate and business records and
190 conduct an investigation of any small contractor or minority business
191 enterprise which applies for or is awarded a set-aside contract for the
192 purpose of determining eligibility for awards or compliance with the
193 requirements established under this section.

194 (h) The provisions of this section shall not apply to any [state agency
195 or political subdivision of the state other than a municipality]
196 awarding authority for which the total value of all contracts or
197 portions of contracts of the types enumerated in subsection (b) of this
198 section is anticipated to be equal to ten thousand dollars or less.

199 (i) In lieu of a performance, bid, labor and materials or other
200 required bond, a contractor or subcontractor awarded a contract under

201 this section may provide to the awarding authority, and the awarding
202 authority shall accept a letter of credit. Any such letter of credit shall
203 be in an amount equal to ten per cent of the contract for any contract
204 that is less than one hundred thousand dollars and in an amount equal
205 to twenty-five per cent of the contract for any contract that exceeds one
206 hundred thousand dollars.

207 (j) (1) Whenever the awarding authority has reason to believe that
208 any contractor or subcontractor awarded a set-aside contract has
209 wilfully violated any provision of this section, the awarding authority
210 shall send a notice to such contractor or subcontractor by certified
211 mail, return receipt requested. Such notice shall include: (A) A
212 reference to the provision alleged to be violated; (B) a short and plain
213 statement of the matter asserted; (C) the maximum civil penalty that
214 may be imposed for such violation; and (D) the time and place for the
215 hearing. Such hearing shall be fixed for a date not earlier than fourteen
216 days after the notice is mailed. The awarding authority shall send a
217 copy of such notice to the Commission on Human Rights and
218 Opportunities.

219 (2) The awarding authority shall hold a hearing on the violation
220 asserted unless such contractor or subcontractor fails to appear. The
221 hearing shall be held in accordance with the provisions of chapter 54.
222 If, after the hearing, the awarding authority finds that the contractor or
223 subcontractor has wilfully violated any provision of this section, the
224 awarding authority shall suspend all set-aside contract payments to
225 the contractor or subcontractor and may, in its discretion, order that a
226 civil penalty not exceeding ten thousand dollars per violation be
227 imposed on the contractor or subcontractor. If such contractor or
228 subcontractor fails to appear for the hearing, the awarding authority
229 may, as the facts require, order that a civil penalty not exceeding ten
230 thousand dollars per violation be imposed on the contractor or
231 subcontractor. The awarding authority shall send a copy of any order
232 issued pursuant to this subsection by certified mail, return receipt
233 requested, to the contractor or subcontractor named in such order. The

234 awarding authority may cause proceedings to be instituted by the
235 Attorney General for the enforcement of any order imposing a civil
236 penalty issued under this subsection.

237 (k) (1) On or before January 1, 2000, the Commissioner of
238 Administrative Services shall establish a process for certification of
239 small contractors and minority business enterprises as eligible for set-
240 aside contracts. Each certification shall be valid for a period not to
241 exceed two years. Any paper application for certification shall be no
242 longer than six pages. The Department of Administrative Services shall
243 maintain on its web site an updated directory of small contractors and
244 minority business enterprises certified under this section.

245 (2) The Commissioner of Administrative Services may revoke such
246 certification for cause after notice and an opportunity for a hearing in
247 accordance with the provisions of chapter 54. Any person aggrieved by
248 the commissioner's decision to revoke such certification may appeal
249 such decision to the Superior Court, in accordance with the provisions
250 of section 4-183.

251 (3) Whenever the Commissioner of Administrative Services has
252 reason to believe that a small contractor or minority business
253 enterprise who has applied for or received certification under this
254 section has included a materially false statement in his or her
255 application, the commissioner may impose a penalty not exceeding ten
256 thousand dollars after notice and a hearing held in accordance with
257 chapter 54. Such notice shall include (A) a reference to the statement or
258 statements contained in the application alleged to be false, (B) the
259 maximum civil penalty that may be imposed for such
260 misrepresentation, and (C) the time and place of the hearing. Such
261 hearing shall be fixed for a date not later than fourteen days from the
262 date such notice is sent. The commissioner shall send a copy of such
263 notice to the Commission on Human Rights and Opportunities.

264 (4) The commissioner shall hold a hearing prior to such revocation

265 or denial or the imposition of a penalty, unless such contractor or
266 subcontractor fails to appear. If, after the hearing, the commissioner
267 finds that the contractor or subcontractor has wilfully included a
268 materially false statement in his or her application for certification
269 under this subsection, the commissioner shall revoke or deny the
270 certification and may order that a civil penalty not exceeding ten
271 thousand dollars be imposed on the contractor or subcontractor. If
272 such contractor or subcontractor fails to appear for the hearing, the
273 commissioner may, as the facts require, revoke or deny the certification
274 and order that a civil penalty not exceeding ten thousand dollars be
275 imposed on the contractor or subcontractor. The commissioner shall
276 send a copy of any order issued pursuant to this subsection to the
277 contractor or subcontractor named in such order. The commissioner
278 may cause proceedings to be instituted by the Attorney General for the
279 enforcement of any order imposing a civil penalty issued under this
280 subsection.

281 (l) On or before August 30, [2007] 2015, and annually thereafter,
282 each state agency and each political subdivision of the state other than
283 a small municipality or municipality with a stronger set-aside program
284 setting aside contracts or portions of contracts shall prepare a report
285 establishing small and minority business set-aside program goals for
286 the twelve-month period beginning July first in the same year. Each
287 such report shall be submitted to the Commissioner of Administrative
288 Services, the Commission on Human Rights and Opportunities and the
289 cochairpersons and ranking members of the joint standing committees
290 of the General Assembly having cognizance of matters relating to
291 planning and development and government administration. [and
292 elections.]

293 (m) On or before November 1, 1995, and quarterly thereafter, each
294 state agency and each political subdivision of the state other than a
295 municipality setting aside contracts or portions of contracts and on or
296 before November 1, 2015, and quarterly thereafter, each political
297 subdivision of the state other than a small municipality or municipality

298 with a stronger set-aside program setting aside contracts or portions of
299 contracts shall prepare a status report on the implementation and
300 results of its small business and minority business enterprise set-aside
301 program goals during the three-month period ending one month
302 before the due date for the report. Each report shall be submitted to the
303 Commissioner of Administrative Services and the Commission on
304 Human Rights and Opportunities. Any state agency or political
305 subdivision of the state, other than a small municipality or
306 municipality with a stronger set-aside program, that achieves less than
307 fifty per cent of its small contractor and minority business enterprise
308 set-aside program goals by the end of the second reporting period in
309 any twelve-month period beginning on July first shall provide a
310 written explanation to the Commissioner of Administrative Services
311 and the Commission on Human Rights and Opportunities detailing
312 how the agency or political subdivision will achieve its goals in the
313 final reporting period. The Commission on Human Rights and
314 Opportunities shall: (1) Monitor the achievement of the annual goals
315 established by each state agency and political subdivision of the state
316 other than a small municipality or municipality with a stronger set-
317 aside program; and (2) prepare a quarterly report concerning such goal
318 achievement. The report shall be submitted to each state agency and
319 political subdivision that submitted a report, the Commissioner of
320 Economic and Community Development, the Commissioner of
321 Administrative Services and the cochairpersons and ranking members
322 of the joint standing committees of the General Assembly having
323 cognizance of matters relating to planning and development and
324 government administration and elections. Failure by any state agency
325 or political subdivision of the state other than a municipality to submit
326 any reports required by this section shall be a violation of section 46a-
327 77.

328 (n) Nothing in this section shall be construed to apply to the
329 janitorial contracts awarded pursuant to subsections (b) to (d),
330 inclusive, of section 4a-82.

331 (o) The Commissioner of Administrative Services may adopt
332 regulations in accordance with the provisions of chapter 54 to
333 implement the provisions of this section.

334 Sec. 5. Section 4a-60h of the general statutes is repealed and the
335 following is substituted in lieu thereof (*Effective October 1, 2014*):

336 (a) The Commissioner of Administrative Services shall be
337 responsible for the administration of the set-aside program. The
338 commissioner shall conduct regular training sessions, as the
339 commissioner deems necessary, for state agencies and municipalities
340 to explain the set-aside program and to specify the factors that must be
341 addressed in calculating agency or municipal goals under the
342 program. The commissioner shall conduct informational workshops to
343 inform businesses of set-aside opportunities and responsibilities.

344 (b) The commissioner shall adopt regulations in accordance with the
345 provisions of chapter 54 to carry out the purposes of sections 4a-60g to
346 4a-60j, inclusive, as amended by this act. Such regulations shall include
347 (1) provisions concerning the application of the program to individuals
348 with a disability; (2) guidelines for a legally acceptable format for, and
349 content of, letters of credit authorized under subsection (j) of section
350 4a-60g, as amended by this act; (3) procedures for random site visits to
351 the place of business of an applicant for certification at the time of
352 application and at subsequent times, as necessary, to ensure the
353 integrity of the application process; and (4) time limits for approval or
354 disapproval of applications.

355 (c) On or before January 1, 1994, the Commissioner of
356 Administrative Services shall, by regulations adopted in accordance
357 with chapter 54, establish a process to ensure that small contractors,
358 small businesses and minority business enterprises have fair access to
359 all competitive contracts outside of the set-aside program.

360 Sec. 6. Section 4a-60i of the general statutes is repealed and the
361 following is substituted in lieu thereof (*Effective October 1, 2014*):

362 Nothing in sections 4a-60g to 4a-60i, inclusive, as amended by this
363 act, shall be construed to interfere with the responsibilities of the heads
364 of all state agencies or municipalities to directly negotiate and approve
365 all such contracts.

366 Sec. 7. Section 4a-62 of the 2014 supplement to the general statutes is
367 repealed and the following is substituted in lieu thereof (*Effective*
368 *October 1, 2014*):

369 (a) There is established a Minority Business Enterprise Review
370 Committee. The committee shall consist of two members of the House
371 of Representatives appointed by the speaker of the House, two
372 members of the House appointed by the minority leader of the House,
373 two members of the Senate appointed by the president pro tempore of
374 the Senate, and two members of the Senate appointed by the minority
375 leader of the Senate. The committee shall conduct an ongoing study of
376 contract awards, loans and bonds made or guaranteed by the state or
377 any political subdivision of the state [other than a municipality] for the
378 purpose of determining the extent of compliance with the provisions
379 of the general statutes concerning contract awards, loans and bonds for
380 minority business enterprises, including the set-aside program for such
381 business enterprises.

382 (b) The committee may request any agency of the state authorized to
383 award public works contracts or to enter into purchase of goods or
384 services contracts or any municipality subject to the set-aside program
385 in accordance with section 4a-60g, as amended by this act, to submit
386 such information on compliance with sections 4a-60 and 4a-60g, as
387 amended by this act, and at such times as the committee may require.
388 The committee shall consult with the Departments of Administrative
389 Services, Transportation and Economic and Community Development
390 and the Commission on Human Rights and Opportunities concerning
391 compliance with the state programs for minority business enterprises.
392 The committee shall report annually on or before February first to the
393 Joint Committee on Legislative Management on the results of its

394 ongoing study and include its recommendations, if any, for legislation.

395 Sec. 8. Section 4a-82 of the 2014 supplement to the general statutes is
396 repealed and the following is substituted in lieu thereof (*Effective*
397 *October 1, 2014*):

398 (a) For the purposes of this section:

399 (1) "Person with a disability" means any individual with a disability,
400 excluding blindness, as such term is applied by the Department of
401 Mental Health and Addiction Services, the Department of
402 Developmental Services, the Department of Rehabilitation Services or
403 the Veterans' Administration and who is certified by the Department
404 of Rehabilitation Services as qualified to participate in a qualified
405 partnership, as described in subsections (e) to (l), inclusive, of this
406 section;

407 (2) "Vocational rehabilitation service" means any goods and services
408 necessary to render a person with a disability employable, in
409 accordance with Title I of the Rehabilitation Act of 1973, 29 USC 701 et
410 seq., as amended from time to time;

411 (3) "Community rehabilitation program" means any entity or
412 individual that provides directly for or facilitates the provision of
413 vocational rehabilitation services to, or provides services in connection
414 with, the recruiting, hiring or managing of the employment of persons
415 with disabilities based on an individualized plan and budget for each
416 worker with a disability;

417 (4) "Commercial [janitorial] contractor" means any for-profit
418 proprietorship, partnership, joint venture, corporation, limited liability
419 company, trust, association or other privately owned entity that
420 employs persons to perform janitorial work or contractual services,
421 and that enters into contracts to provide janitorial services or
422 contractual services;

423 (5) "Janitorial work" means work performed in connection with the
424 care or maintenance of buildings, including, but not limited to, work
425 customarily performed by cleaners, porters, janitors and
426 handypersons;

427 (6) "Janitorial contract" means a contract or subcontract to perform
428 janitorial work for a department or agency of the state;

429 (7) "Person with a disadvantage" means any individual who is
430 determined by the Labor Department, or its designee, to be eligible for
431 employment services in accordance with the Workforce Investment
432 Act or whose verified individual gross annual income during the
433 previous calendar year was not greater than two hundred per cent of
434 the federal poverty level for a family of four; [and]

435 (8) "Awarding authority" means the Commissioner of
436 Administrative Services, Chief Court Administrator of the Judicial
437 Branch and president of the Board of Regents for Higher Education, as
438 applicable; and

439 (9) "Contractual services" includes, but is not limited to, any and all
440 laundry and cleaning services, mail supply room staffing, data entry,
441 telephone call center staffing and other services specified by the
442 Commissioner of Administrative Services under subsection (c) of this
443 section.

444 (b) (1) The Commissioner of Administrative Services shall establish
445 a program to create and expand janitorial work job opportunities for
446 persons with a disability and persons with a disadvantage. The
447 program shall create full-time jobs or full-time equivalents at standard
448 wage rates for persons with disabilities and persons with
449 disadvantages. The Judicial Branch and Board of Regents for Higher
450 Education may participate in such program.

451 (2) The Commissioner of Administrative Services shall expand such
452 program to include contractual services that the commissioner deems

453 appropriate and shall post a list of such services on the department's
454 Internet web site.

455 (c) Notwithstanding any other provision of the general statutes,
456 under such program, the awarding authority may award janitorial
457 contracts or contracts for contractual services pursuant to the following
458 procedures: (1) Upon receipt of a request for janitorial services or a
459 contractual service that the Commissioner of Administrative Services
460 has deemed appropriate for inclusion in the program by an agency or
461 department of the state, the awarding authority shall notify each
462 qualified partnership, as described in subsections (e) to (l), inclusive, of
463 this section, of such request and invite each qualified partnership in
464 good standing to submit a bid proposal for such janitorial contract or
465 service contract to the awarding authority in a manner and form as
466 prescribed by the awarding authority; (2) in the event that only one
467 such qualified partnership submits a bid or proposal for such janitorial
468 or service contract, the awarding authority shall award such contract
469 to such qualified partnership, provided such bid or proposal does not
470 exceed the fair market value for such contract, as determined by the
471 awarding authority; (3) if more than one qualified partnership submits
472 a bid or proposal, the awarding authority shall award the contract to
473 the lowest responsible qualified bidder or most advantageous
474 proposer, as described in section 4a-59; and (4) in the event that a
475 qualified partnership does not submit a bid or proposal or is not
476 awarded such contract, the awarding authority shall award such
477 contract in accordance with the provisions of sections 4a-59, 17b-656,
478 4a-52a and 10a-151b or title 51, as applicable. No awarding authority
479 shall award a contract under the provisions of this subsection at a site
480 where employees are employed pursuant to an existing collective
481 bargaining agreement or where a contract has been awarded pursuant
482 to section 17b-656 unless a contract has been previously awarded to a
483 qualified partnership pursuant to this section at such site.

484 (d) Notwithstanding any other provision of the general statutes, the
485 responsibilities of the Commissioner of Administrative Services, Chief

486 Court Administrator or president of the Board of Regents for Higher
487 Education as established in subsections (b) and (c) of this section, may
488 not be delegated to an outside vendor.

489 (e) The Connecticut Community Providers Association shall
490 designate a commercial [janitorial] contractor and a community
491 rehabilitation program as a "qualified partnership" whenever the
492 following criteria have been established: (1) Such commercial
493 [janitorial] contractor has entered into a binding agreement with such
494 community rehabilitation program in which such contractor agrees to
495 fill not less than one-third of the jobs from a successful bid for a
496 janitorial or service contract under the program established in
497 subsections (b) to (d), inclusive, of this section with persons with
498 disabilities and not less than one-third of such jobs with persons with a
499 disadvantage; (2) such contractor employs not less than two hundred
500 persons who perform janitorial work or contractual services in the
501 state; and (3) such contractor certifies, in writing, that it will pay the
502 standard wage to employees, including persons with disabilities,
503 under such janitorial or service contract. Any partnership between a
504 commercial [janitorial] contractor and a community rehabilitation
505 program that has been denied designation as a qualified partnership
506 may appeal such denial, in writing, to the Commissioner of
507 Administrative Services and said commissioner may, after review of
508 such appeal, designate such program as a qualified partnership.

509 (f) The requirement established in subsection (e) of this section to fill
510 not less than one-third of the jobs from a successful bid for a janitorial
511 or service contract with persons with disabilities and one-third with
512 persons with a disadvantage shall be met whenever such [janitorial]
513 contractor employs the requisite number of persons with disabilities
514 and persons with a disadvantage throughout the entirety of its
515 operations in the state provided any persons with disabilities
516 employed by such [janitorial] contractor prior to the commencement
517 date of any such contract shall not be counted for the purpose of
518 determining the number of persons with disabilities employed by such

519 [janitorial] contractor.

520 (g) The number of persons with disabilities and the number of
521 persons with a disadvantage that such [janitorial] contractor is
522 required to employ pursuant to the provisions of subsection (e) of this
523 section shall be employed not later than six months after the
524 commencement of janitorial work or contractual service under the
525 terms of any contract awarded pursuant to the provisions of
526 subsections (b) to (d), inclusive, of this section, provided such
527 contractor shall fill any vacancy for janitorial work or contractual
528 service that arises during the first six months of any such contract with
529 persons with disabilities and persons with disadvantages.

530 (h) The Connecticut Community Providers Association shall
531 develop an application process and submit a list of employees who
532 have applied to participate in a partnership to the Department of
533 Rehabilitation Services for certification. Such association shall maintain
534 a list of certified employees who are persons with disabilities and
535 community rehabilitation programs.

536 (i) Any qualified partnership awarded a janitorial or service contract
537 pursuant to the provisions of subsections (b) to (d), inclusive, of this
538 section shall provide to the Connecticut Community Providers
539 Association, not later than six months after the commencement date of
540 such contract and annually thereafter, a list of the persons with
541 disabilities and persons with a disadvantage employed by such
542 contractor that includes the date of hire and employment location for
543 each such person. Such association shall certify annually to the
544 Department of Administrative Services, the Judicial Branch or the
545 Board of Regents for Higher Education, as applicable, in such manner
546 and form as prescribed by the Commissioner of Administrative
547 Services, Chief Court Administrator or the president of the Board of
548 Regents for Higher Education, that the requisite number of persons
549 with disabilities for such contract continue to be employed by such
550 contractor in positions equivalent to those created under such

551 [janitorial] contract and have been integrated into the general
552 workforce of such contractor.

553 (j) Notwithstanding any other provision of the general statutes, the
554 responsibilities of the Department of Rehabilitation Services, as
555 established in subsections (e) to (l), inclusive, of this section, may not
556 be delegated to an outside vendor.

557 (k) The Commissioner of Rehabilitation Services may adopt
558 regulations, in accordance with the provisions of chapter 54, to
559 undertake the certification requirements established pursuant to
560 subsections (e) to (l), inclusive, of this section.

561 (l) Notwithstanding the provisions of subsection (e) of this section,
562 the Commissioner of Administrative Services shall authorize certified
563 small and minority businesses to participate in such program.

564 (m) The joint standing committee of the General Assembly having
565 cognizance of matters relating to government administration shall
566 study the effectiveness of such program, including, but not limited to,
567 the effectiveness of such program to create integrated work settings for
568 persons with disabilities. Additionally, said committee shall study
569 ways to provide incentives for municipalities and businesses to utilize
570 such program if such program is determined by the committee to be
571 effective.

572 (n) Each exclusive contract awarded prior to October 1, 2013,
573 pursuant to section 17b-656 shall remain in effect until such time as
574 either party terminates the contract in such party's own best interest,
575 with not less than sixty days written notice. Each such contract may be
576 amended to include updated terms and conditions, but shall not allow
577 for any price increases except statutory or mandated increases to the
578 minimum wage and standard wage. If either party exercises his or her
579 right to terminate any such contract, the next contract solicitation may
580 be awarded pursuant to this section or sections 4a-59 and 17b-656.
581 Additionally, any new janitorial contract awarded pursuant to section

582 17b-656 shall be limited to not more than four full-time employees per
583 contract.

584 (o) Any person employed under a janitorial contract let: (1) On or
585 before October 1, 2006, or thereafter if such contract constitutes a
586 successor contract to such janitorial contract let on or before October 1,
587 2006, and (2) pursuant to section 4a-57 or 10a-151b or by the judicial or
588 legislative departments or pursuant to subsections (b) to (d), inclusive,
589 of this section shall have the same rights conferred upon an employee
590 by section 31-57g for the duration of the program described in
591 subsections (b) to (d), inclusive, of this section. The provisions of this
592 subsection shall not apply to any new janitorial or service contract with
593 not more than four full-time employees per contract, as described in
594 subsection (n) of this section.

595 (p) If a position is not available at a job site for a janitorial or service
596 contract awarded pursuant to subsection (c) of this section and a
597 person with a disability or a person with a disadvantage is placed at an
598 alternate job site in the operations of the [janitorial] contractor
599 pursuant to subsection (f) of this section, such person with a disability
600 or person with a disadvantage shall be paid the wage applicable at
601 such alternate site, provided when a position at the job site for a
602 janitorial or service contract awarded pursuant to subsection (c) of this
603 section becomes available, such person with a disability or person with
604 a disadvantage shall be transferred to the job site for a janitorial or
605 service contract awarded pursuant to subsection (c) of this section and
606 shall be paid the applicable standard wage for such site.

607 (q) If a person with a disability or a person with a disadvantage is
608 transferred pursuant to subsection (p) of this section and such person
609 subsequently leaves such position, the position shall be filled with
610 another person with a disability or person with a disadvantage.

611 Sec. 9. Subsection (f) of section 4a-57 of the 2014 supplement to the
612 general statutes is repealed and the following is substituted in lieu

613 thereof (*Effective October 1, 2014*):

614 (f) Nothing in this section shall be construed to apply to the award
615 of janitorial or service contracts pursuant to the provisions of
616 subsections (b) to (d), inclusive, of section 4a-82, as amended by this
617 act.

618 Sec. 10. Subsection (n) of section 4a-60g of the 2014 supplement to
619 the general statutes is repealed and the following is substituted in lieu
620 thereof (*Effective October 1, 2014*):

621 (n) Nothing in this section shall be construed to apply to the
622 janitorial or service contracts awarded pursuant to subsections (b) to
623 (d), inclusive, of section 4a-82, as amended by this act.

624 Sec. 11. Section 17b-656 of the 2014 supplement to the general
625 statutes is repealed and the following is substituted in lieu thereof
626 (*Effective October 1, 2014*):

627 Whenever any products made or manufactured by or services
628 provided by persons with disabilities through community
629 rehabilitation programs described in subsection (b) of section 17b-655
630 or in any workshop established, operated or funded by nonprofit and
631 nonsectarian organizations for the purpose of providing persons with
632 disabilities training and employment suited to their abilities meet the
633 requirements of any department, institution or agency supported in
634 whole or in part by the state as to quantity, quality and price such
635 products shall have preference over products or services from other
636 providers, except (1) articles produced or manufactured by
637 Department of Correction industries as provided in section 18-88, (2)
638 emergency purchases made under section 4-98, and (3) janitorial or
639 services provided by a qualified partnership, pursuant to the
640 provisions of subsections (b) to (d), inclusive, of section 4a-82, as
641 amended by this act. All departments, institutions and agencies
642 supported in whole or in part by the state shall purchase such articles
643 made or manufactured and services provided by persons with

644 disabilities from the Department of Rehabilitation Services. Any
645 political subdivision of the state may purchase such articles and
646 services through the Department of Rehabilitation Services. A list
647 describing styles, designs, sizes and varieties of all such articles made
648 by persons with disabilities and describing all available services
649 provided by such persons shall be prepared by the Connecticut
650 Community Providers Association.

651 Sec. 12. (NEW) (*Effective October 1, 2014*) Notwithstanding any
652 provision of the general statutes, the Commissioner of Administrative
653 Services may select manufacturers or metal fabricators to be on a list
654 established for the purpose of providing any manufacturing or metal
655 fabricating services. Such list shall be established as provided in
656 sections 4b-56 of the general statutes, as amended by this act, and 4b-
657 57 of the general statutes, as amended by this act. The commissioner
658 may enter into a contract with any manufacturer or fabricator on such
659 list to perform a range of manufacturing or fabricating services or to
660 perform a range of tasks pursuant to a task letter detailing services to
661 be performed under such contract.

662 Sec. 13. Section 4b-55 of the general statutes is repealed and the
663 following is substituted in lieu thereof (*Effective October 1, 2014*):

664 As used in this section, section 4b-1, section 12 of this act and
665 sections 4b-56 to 4b-59, inclusive, as amended by this act, unless the
666 context clearly requires otherwise:

667 (a) "Commissioner" means the Commissioner of Administrative
668 Services;

669 (b) "Consultant" means (1) any architect, professional engineer,
670 landscape architect, land surveyor, accountant, interior designer,
671 environmental professional or construction administrator, who is
672 registered or licensed to practice such person's profession in
673 accordance with the applicable provisions of the general statutes, or (2)
674 any planner or financial specialist;

675 (c) "Consultant services" [shall include] includes those professional
676 services rendered by architects, professional engineers, landscape
677 architects, land surveyors, accountants, interior designers,
678 environmental professionals, construction administrators, planners or
679 financial specialists, as well as incidental services that members of
680 these professions and those in their employ are authorized to perform;

681 (d) "University of Connecticut library project" means a project to
682 renovate and improve the Homer Babbidge Library at The University
683 of Connecticut;

684 (e) "Firm" means any individual, partnership, corporation, joint
685 venture, association or other legal entity (1) authorized by law to
686 practice the profession of architecture, landscape architecture,
687 engineering, land surveying, accounting, interior design,
688 environmental or construction administration, or (2) practicing the
689 profession of planning or financial specialization;

690 (f) "Priority higher education facility project" means any project
691 which is part of a state program to repair, renovate, enlarge, equip,
692 purchase or construct (1) instructional facilities, (2) academic core
693 facilities, including library, research and laboratory facilities, (3)
694 student residential or related student dining facilities, or (4) utility
695 systems related to such projects, which are or will be operated under
696 the jurisdiction of the board of trustees of any constituent unit of the
697 state system of higher education, except The University of Connecticut
698 provided the project is included in the comprehensive facilities master
699 plan of the constituent unit in the most recent state facility plan of the
700 Office of Policy and Management pursuant to section 4b-23;

701 (g) "Project" means any state program requiring consultant,
702 manufacturer or fabricator services if the cost of such services is
703 estimated to exceed three hundred thousand dollars;

704 (h) "Selection panel" or "panel" means the State Construction
705 Services Selection Panel established pursuant to subsection (a) of

706 section 4b-56 or, in the case of a Connecticut Health and Education
707 Facilities Authority project pursuant to section 10a-186a, means the
708 Connecticut Health and Education Facilities Authority Construction
709 Services Panel established pursuant to subsection (c) of section 4b-56;

710 (i) "User agency" means the state department or agency requesting
711 the project or the agency for which such project is being undertaken
712 pursuant to law;

713 (j) "Community court project" means (1) any project to renovate and
714 improve a facility designated for the community court established
715 pursuant to section 51-181c, and (2) the renovation and improvement
716 of other state facilities required for the relocation of any state agency
717 resulting from the placement of the community court;

718 (k) "Connecticut Juvenile Training School project" means a project
719 (1) to develop on a designated site new facilities for a Connecticut
720 Juvenile Training School in Middletown including, but not limited to,
721 preparing a feasibility study for, designing, constructing,
722 reconstructing, improving or equipping said facility for use by the
723 Department of Children and Families, which is an emergency project
724 because there is an immediate need for completion of said project to
725 remedy overcrowding at Long Lane School; said school shall have an
726 annual average daily population of not more than two hundred forty
727 residents; or (2) to develop a separate facility for girls including, but
728 not limited to, acquiring of land or buildings, designing, constructing,
729 reconstructing, improving or equipping said facility for use by the
730 Department of Children and Families;

731 (l) "Downtown Hartford higher education center project" means a
732 project to develop a higher education center, as defined in
733 subparagraph (B) of subdivision (2) of section 32-600, and as described
734 in subsection (a) of section 32-612, for the regional community-
735 technical college system;

736 (m) "Correctional facility project" means any project (1) which is

737 part of a state program to repair, renovate, enlarge or construct
738 facilities which are or will be operated by the Department of
739 Correction, and (2) for which there is an immediate need for
740 completion in order to remedy prison and jail overcrowding; and

741 (n) "Juvenile detention center project" means any project (1) which is
742 part of a state program to repair, renovate, enlarge or construct
743 juvenile detention centers which are or will be operated by the Judicial
744 Department, and (2) for which there is an immediate need for
745 completion in order to remedy overcrowding.

746 (o) "Manufacturer" means any business entity subject to tax
747 pursuant to chapter 208 or 229 that is engaged in the business of
748 manufacturing, as defined in subdivision (72) of section 12-81.

749 (p) "Fabricator" means any business entity subject to tax pursuant to
750 chapter 208 or 229 that is engaged in the business of making, building,
751 creating, producing or assembling components made of metal in a new
752 or different manner.

753 (q) "Manufacturer services" includes those professional services
754 rendered by manufacturers as well as incidental services that
755 manufacturers and those in their employ are authorized to perform.

756 (r) "Fabricator services" includes those professional services
757 rendered by fabricators as well as incidental services that fabricators
758 and those in their employ are authorized to perform.

759 Sec. 14. Subsection (e) of section 4b-56 of the 2014 supplement to the
760 general statutes is repealed and the following is substituted in lieu
761 thereof (*Effective October 1, 2014*):

762 (e) There shall be established, within the Department of
763 Administrative Services, a State Construction Services Selection Panel
764 that shall consist of three members. Such members shall be appointed
765 by the commissioner, shall be current employees of the Department of

766 Administrative Services or any agency for which consultant,
767 manufacturer or fabricator services may be contracted, and shall serve
768 only for deliberations involving the selection of consultants under
769 subsection (d) of section 4b-51 or the selection of manufacturers or
770 fabricators under section 12 of this act for which the employees are
771 appointed.

772 Sec. 15. Section 4b-57 of the general statutes is repealed and the
773 following is substituted in lieu thereof (*Effective October 1, 2014*):

774 (a) Whenever consultant, manufacturer or fabricator services are
775 required by the commissioner in fulfilling the responsibilities under
776 section 4b-1, and in the case of each project, the commissioner shall
777 invite responses from such firms by advertisements inserted at least
778 once in one or more newspapers having a circulation in each county in
779 the state except that the commissioner may receive consultant services
780 under a contract entered into pursuant to subsection (d) of section 4b-
781 51 or manufacturer or fabricator services under a contract entered into
782 pursuant to section 12 of this act. The commissioner shall prescribe, by
783 regulations adopted in accordance with chapter 54, the advance notice
784 required for, the manner of submission, and conditions and
785 requirements of, such responses.

786 (b) In the case of a project, the responses received shall be
787 considered by the selection panel. The panel shall select from among
788 those responding no fewer than three firms, which such panel
789 determines in accordance with criteria established by the
790 commissioner are most qualified to perform the required consultant
791 services. In the case of any project that requires consultant services by
792 an architect or professional engineer, additional criteria to be
793 considered by such panel in selecting a list of the most qualified firms
794 shall include: (1) Such firm's knowledge of this state's building and fire
795 codes, and (2) the geographic location of such firm in relation to the
796 geographic location of the proposed project. The selection panel shall
797 submit a list of the most qualified firms to the commissioner for the

798 commissioner's consideration unless fewer than three responses for a
799 particular project have been received, in which case the panel shall
800 submit the names of all firms who have submitted responses.

801 (c) In the case of a project where manufacturer or fabricator services
802 are required, the responses received shall be considered by the
803 selection panel. The panel shall select from among those responding no
804 fewer than three manufacturers or three fabricators, which such panel
805 determines in accordance with criteria established by the
806 commissioner are most qualified to perform the required manufacturer
807 or fabricator services. In selecting a list of the most qualified
808 manufacturers or fabricators, the panel shall also consider the
809 geographic location of such manufacturer or fabricator in relation to
810 the geographic location of the proposed project. The selection panel
811 shall submit a list of the most qualified manufacturers or fabricators to
812 the commissioner for the commissioner's consideration unless fewer
813 than three responses for a particular project have been received, in
814 which case the panel shall submit the names of all manufacturers or all
815 fabricators who have submitted responses.

816 ~~[(c)]~~ (d) In the case of consultants selected under subsection (d) of
817 section 4b-51 or manufacturers or fabricators selected under section 12
818 of this act, the responses received shall be considered by the selection
819 panel. The panel shall select, from among those persons responding, a
820 list of those persons most qualified to perform the consultant,
821 manufacturer or fabricator services. Knowledge of the state building
822 and fire code and whether the consultant is a micro business, as
823 defined in subsection (c) of section 4a-59, shall be considered in
824 determining a consultant's qualifications.

825 Sec. 16. Section 4b-58 of the general statutes is repealed and the
826 following is substituted in lieu thereof (*Effective October 1, 2014*):

827 (a) (1) Except in the case of a project, a priority higher education
828 facility project, a project, as defined in subdivision (16) of section 10a-

829 109c, undertaken by The University of Connecticut, a community court
830 project, a correctional facility project, a juvenile detention center
831 project, and the downtown Hartford higher education center project,
832 the commissioner shall negotiate a contract for consultant services with
833 the firm most qualified and in the case of a contract for manufacturer
834 or fabricator services, the manufacturer or fabricator most qualified, in
835 the commissioner's judgment, at compensation which the
836 commissioner determines is both fair and reasonable to the state. (2) In
837 the case of a project, the commissioner shall negotiate a contract for
838 such services with the most qualified firm from among the list of firms
839 or most qualified manufacturer or fabricator from among the list of
840 manufacturers or fabricators submitted by the panel at compensation
841 which the commissioner determines in writing to be fair and
842 reasonable to the state. If the commissioner is unable to conclude a
843 contract with any of the firms, manufacturers or fabricators
844 recommended by the panel, the commissioner shall, after issuing
845 written findings of fact documenting the reasons for such inability,
846 negotiate with those firms, manufacturers or fabricators, which the
847 commissioner determines to be most qualified, at fair and reasonable
848 compensation, to render the particular consultant, manufacturer or
849 fabricator services under consideration. (3) Whenever consultant,
850 manufacturer or fabricator services are required for a priority higher
851 education facility project, a project involving the construction, repair or
852 alteration of a building or premises under the supervision of the Office
853 of the Chief Court Administrator or property where the Judicial
854 Department is the primary occupant, a community court project, a
855 correctional facility project, a juvenile detention center project, or the
856 downtown Hartford higher education center project, the commissioner
857 shall select and interview at least three consultants or firms and shall
858 negotiate a contract for consultant services with the firm most
859 qualified and in the case of a contract for manufacturer or fabricator
860 services, the manufacturer or fabricator most qualified, in the
861 commissioner's judgment, at compensation which the commissioner
862 determines is both fair and reasonable to the state, except that if, in the

863 opinion of the commissioner, the Connecticut Juvenile Training School
864 project needs to be expedited in order to meet the needs of the
865 Department of Children and Families, the commissioner may waive
866 such selection requirement. Except for the downtown Hartford higher
867 education center project, the commissioner shall notify the State
868 Properties Review Board of the commissioner's action not later than
869 five business days after such action for its approval or disapproval in
870 accordance with subsection (i) of section 4b-23, as amended by this act,
871 except that if, not later than fifteen days after such notice, a decision
872 has not been made, the board shall be deemed to have approved such
873 contract.

874 (b) In determining fair and reasonable compensation to be paid in
875 accordance with subsection (a) of this section, the commissioner shall
876 consider, in the following order of importance, the professional
877 competence of the consultant, manufacturer or fabricator, the technical
878 merits of the proposal, the ability of the firm, manufacturer or
879 fabricator to perform the required services within the time and
880 budgetary limits of the contract and the price for which the services are
881 to be rendered.

882 Sec. 17. Subsection (i) of section 4b-23 of the 2014 supplement to the
883 general statutes is repealed and the following is substituted in lieu
884 thereof (*Effective October 1, 2014*):

885 (i) As used in this subsection, (1) "project" means any state program,
886 except the downtown Hartford higher education center project, as
887 defined in subsection (l) of section 4b-55, requiring consultant,
888 manufacturer or fabricator services if the cost of such services is
889 estimated to exceed one hundred thousand dollars or, in the case of a
890 constituent unit of the state system of higher education, the cost of
891 such services is estimated to exceed three hundred thousand dollars,
892 or in the case of a building or premises under the supervision of the
893 Office of the Chief Court Administrator or property where the Judicial
894 Department is the primary occupant, the cost of such services is

895 estimated to exceed three hundred thousand dollars; (2) "consultant"
896 means "consultant" as defined in section 4b-55, as amended by this act;
897 [and] (3) "consultant services" means "consultant services" as defined
898 in section 4b-55, as amended by this act; (4) "manufacturer" means
899 "manufacturer" as defined in section 4b-55, as amended by this act; (5)
900 "fabricator" means "fabricator" as defined in section 4b-55, as amended
901 by this act; (6) "manufacturer services" means "manufacturer services"
902 as defined in section 4b-55, as amended by this act; and (7) "fabricator
903 services" means "fabricator services" as defined in section 4b-55, as
904 amended by this act. Any contracts entered into by the Commissioner
905 of Administrative Services with any consultants, manufacturers or
906 fabricators for employment (A) for any project under the provisions of
907 this section, (B) in connection with a list established under subsection
908 (d) of section 4b-51 or section 12 of this act, or (C) by task letter issued
909 by the Commissioner of Administrative Services to any consultant,
910 manufacturer or fabricator on such list pursuant to which the
911 consultant, manufacturer or fabricator will provide services valued in
912 excess of one hundred thousand dollars, shall be subject to the
913 approval of the Properties Review Board prior to the employment of
914 such consultant, manufacturer or fabricator or consultants,
915 manufacturers or fabricators by the commissioner. The Properties
916 Review Board shall, not later than thirty days after receipt of such
917 selection of or contract with any consultant, manufacturer or fabricator
918 approve or disapprove the selection of or contract with any consultant,
919 manufacturer or fabricator made by the Commissioner of Construction
920 Services pursuant to sections 4b-1 and 4b-55 to 4b-59, inclusive, as
921 amended by this act. If upon the expiration of the thirty-day period a
922 decision has not been made, the Properties Review Board shall be
923 deemed to have approved such selection or contract.

924 Sec. 18. Subsection (c) of section 10-46 of the general statutes is
925 repealed and the following is substituted in lieu thereof (*Effective July*
926 *1, 2014, and applicable to elections held on or after said date*):

927 (c) Board members shall be nominated and elected in the same

928 manner as town officers in accordance with the provisions of title 9
929 except that (1) [section 9-167a and] parts II and III of chapter 146 shall
930 not apply, (2) the board members so elected shall take office in
931 accordance with subsection (d) of this section and if members of the
932 regional school board are elected at-large under a plan for
933 reapportionment recommended under subdivision (2) of subsection (a)
934 of section 10-63l, and approved under sections 10-63m and 10-63n, a
935 caucus of the voters of the entire regional school district shall be held
936 to nominate candidates for election to the board in accordance with
937 subsection (e) of this section. At such caucus, any person who is an
938 elector of any member town may vote. If a vacancy occurs in the office
939 of any member of the regional board of education, the legislative body
940 of the town affected shall elect a successor to serve until the next
941 general election, at which time a successor shall be elected to serve any
942 unexpired portion of such term, except that if members are elected at-
943 large, such successor shall be nominated and elected at a meeting of
944 the entire regional school district held as provided in subsection (b) of
945 this section.

946 Sec. 19. Subsection (a) of section 9-167a of the general statutes is
947 repealed and the following is substituted in lieu thereof (*Effective July*
948 *1, 2014, and applicable to elections held on or after said date*):

949 (a) (1) Except as provided in [subdivision] subdivisions (2) and (3)
950 of this subsection, the maximum number of members of any board,
951 commission, legislative body, committee or similar body of the state or
952 any political subdivision thereof, whether elective or appointive, who
953 may be members of the same political party, shall be as specified in the
954 following table:

T1	COLUMN I	COLUMN II
T2	Total Membership	Maximum from One Party
T3	3	2

T4	4	3
T5	5	4
T6	6	4
T7	7	5
T8	8	5
T9	9	6
T10	More than 9	Two-thirds of
T11		total membership

955 (2) The provisions of this section shall not apply (A) to any such
956 board, commission, committee or body whose members are elected
957 wholly or partially on the basis of a geographical division of the state
958 or political subdivision, except a regional board of education pursuant
959 to section 10-46, as amended by this act, (B) to a legislative body of a
960 municipality (i) having a town meeting as its legislative body or (ii) for
961 which the charter or a special act, on January 1, 1987, provided
962 otherwise or (C) to the city council of an unconsolidated city within a
963 town and the town council of such town if the town has a town council
964 and a representative town meeting, the town charter provides for some
965 form of minority representation in the election of members of the
966 representative town meeting, and the city has a city council and a body
967 having the attributes of a town meeting or (D) to the board of directors
968 and other officers of any district, as defined in section 7-324, having
969 annual receipts from all sources not in excess of two hundred fifty
970 thousand dollars.

971 (3) In the case of a regional school board, the provisions of this
972 section shall apply to the number of members from each participating
973 town on a town by town basis.

974 Sec. 20. Section 9-716 of the general statutes is repealed and the
975 following is substituted in lieu thereof (*Effective from passage and*
976 *applicable to primaries and elections held on or after said date*):

977 (a) Not later than June 1, 2007, and annually thereafter, the State
978 Elections Enforcement Commission shall issue a report on the status of
979 the Citizens' Election Fund during the previous calendar year. Such
980 report shall include the amount of moneys deposited in the fund, the
981 sources of moneys received by category, the number of contributions,
982 the number of contributors, the amount of moneys expended by
983 category, the recipients of moneys distributed from the fund and an
984 accounting of the costs incurred by the commission in administering
985 the provisions of this chapter.

986 (b) Not later than January first in any year in which a state election
987 is to be held, the commission shall determine whether the amount of
988 moneys in the fund is sufficient to carry out the purposes of this
989 chapter. [If the commission determines that such amount is not
990 sufficient to carry out such purposes, the commission shall, not later
991 than three days after such later determination, (1) determine the
992 percentage of the fund's obligations that can be met for such election,
993 (2) recalculate the amount of each payment that each qualified
994 candidate committee is entitled to receive under section 9-706 by
995 multiplying such percentage by the amount that such committee
996 would have been entitled to receive under this chapter, if there were a
997 sufficient amount of moneys in the fund, and (3) notify each such
998 committee of such insufficiency, percentage and applicable
999 recalculation. After a qualified candidate committee under section 9-
1000 706 first receives any such recalculated payment, the committee may
1001 resume accepting contributions, which shall not be subject to the
1002 restrictions on qualifying contributions under section 9-704, and
1003 making expenditures from such contributions, up to the highest
1004 amount of expenditures made by an opposing nonparticipating
1005 candidate in the same primary campaign or general election
1006 campaign.] The commission shall [also] issue a report on said
1007 determination.

1008 (c) The commission shall establish a reserve account in the fund.
1009 [The first twenty-five thousand dollars deposited in the fund during

1010 any year shall be placed in said account. The commission shall use
 1011 moneys in the reserve account only during the seven days preceding a
 1012 primary or an election for payments to candidates whose payments
 1013 were reduced under subsection (b) of this section.] Not later than
 1014 January 15, 2016, and biennially thereafter, eleven million dollars shall
 1015 be deposited into the reserve account out of revenues from the tax
 1016 imposed under chapter 208. The commission shall use funds from the
 1017 reserve account only for the payment of grants in accordance with the
 1018 provisions of chapter 157 in the event that the amount of funds in the
 1019 primary account of the Citizens' Election Fund is less than the amount
 1020 of funds required to provide grants to all qualified candidate
 1021 committees pursuant to section 9-705. Not later than December
 1022 fifteenth of the year such funds are deposited into the reserve account,
 1023 any funds remaining in said account shall be deposited into the
 1024 General Fund. The amount deposited into the reserve account
 1025 pursuant to this section shall be adjusted not later than January 15,
 1026 2020, and quadrennially thereafter, in accordance with any change in
 1027 the consumer price index for all urban consumers as published by the
 1028 United States Department of Labor, Bureau of Labor Statistics, during
 1029 the period beginning on January 1, 2016, and ending on December
 1030 thirty-first in the year preceding the year in which said adjustment is
 1031 to be made.

1032 Sec. 21. Section 4b-4 of the 2014 supplement to the general statutes is
 1033 repealed. (*Effective July 1, 2014*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	10-29a(a)
Sec. 2	<i>from passage</i>	10-298(b)
Sec. 3	<i>July 1, 2014</i>	4a-1a(a)
Sec. 4	<i>October 1, 2014</i>	4a-60g
Sec. 5	<i>October 1, 2014</i>	4a-60h
Sec. 6	<i>October 1, 2014</i>	4a-60i
Sec. 7	<i>October 1, 2014</i>	4a-62

Sec. 8	October 1, 2014	4a-82
Sec. 9	October 1, 2014	4a-57(f)
Sec. 10	October 1, 2014	4a-60g(n)
Sec. 11	October 1, 2014	17b-656
Sec. 12	October 1, 2014	New section
Sec. 13	October 1, 2014	4b-55
Sec. 14	October 1, 2014	4b-56(e)
Sec. 15	October 1, 2014	4b-57
Sec. 16	October 1, 2014	4b-58
Sec. 17	October 1, 2014	4b-23(i)
Sec. 18	<i>July 1, 2014, and applicable to elections held on or after said date</i>	10-46(c)
Sec. 19	<i>July 1, 2014, and applicable to elections held on or after said date</i>	9-167a(a)
Sec. 20	<i>from passage and applicable to primaries and elections held on or after said date</i>	9-716
Sec. 21	July 1, 2014	Repealer section

Statement of Purpose:

To permit the Commissioner of Rehabilitation Services to accept gifts of money, to require certain municipalities to participate in the set-aside program, to expand the janitorial contract program to other types of services to authorize the use of a list of manufacturers and fabricators for certain state projects, to require minority representation on regional school boards and to ensure sufficiency of the Citizens' Election Fund.

[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.]