



DEPARTMENT OF ADMINISTRATIVE SERVICES

STATE OF CONNECTICUT

HB 5049

165 Capitol Avenue
Hartford, CT 06106-1658

An Act Eliminating Unnecessary Government Regulation

Government Administrations & Elections Committee

March 3, 2014

The Department of Administrative Services (DAS) offers the following testimony in support of House Bill 5049.

DAS applauds Governor Malloy's initiative to take a close look at all regulations currently in effect throughout the state agencies to identify those that have become outdated, unnecessarily burdensome, or ineffective. DAS has complied with the Governor's directive to review each section of the regulations that fall under our authority, and have identified a number of regulations that fit into these categories. We fully support House Bill 5049, which repeals those sections that we have identified and recommended for elimination. Eliminating these sections will provide clarity to the public using DAS services and processes.

There are a handful of modifications that must be made to House Bill 5049, primarily to accurately capture the statutory changes needed to support the elimination of some DAS regulations. DAS has been working through the Governor's Office to identify these modifications and ensure they are included in the final draft of the bill. The DAS changes needed are attached to this testimony for your convenience; it is our understanding that these changes will be included in the substitute language provided by the Governor's Office.

We thank the Committee for permitting DAS to comment on House Bill 5049. If there are any questions about this testimony, please feel free to contact Terrence Tulloch-Reid (Terrence.Reid@ct.gov) or Andrea Keilty (Andrea.Keilty@ct.gov).

HB 5049

JFS Changes Necessary to Support DAS Regs Repealers

- 29-313. With regard to the statutory change to CGS 29-313, HB 5049 (Section 25) repeals subsection (d) in its entirety. To make this statute consistent with others in this Chapter, DAS requests to STRIKE section 25, and instead AMEND 29-313(d) as follows:

(d) The Commissioner of Administrative Services shall adopt regulations in accordance with the provisions of chapter 54 prescribing requirements and specifications for the installation or use of fire extinguishers and extinguishing agents. Such regulations shall be incorporated into the State Fire Prevention Code. In adopting such regulations, the commissioner may adopt by reference standards concerning the selection, installation, maintenance, design and testing of portable fire extinguishing equipment and extinguishing agents as set forth by the National Fire Protection Association.

- 29-315. DAS needs a statutory change to go along with the regulations repeal. Currently, HB 5049 does not include any statutory change. Thus, we need to include a NEW SECTION modifying CGS 29-315(b):

(b) Each hotel or motel having six or more guest rooms and providing sleeping accommodations for more than sixteen persons for which a building permit for new occupancy is issued on or after January 1, 1987, shall have an automatic fire extinguishing system installed on each floor in accordance with regulations adopted by the Commissioner of Administrative Services. Such regulations shall be incorporated into the State Fire Prevention Code.

- 4-133 regs (Parking). DAS requests a statutory change to 4b-13 to accomplish these regs repeals. Currently, HB 5049 does not include any statutory changes, so we need to add a new section to the bill:

Sec. 4b-13. (a) The Commissioner of Administrative Services may [make regulations] establish policies and procedures for the maintenance of order on and the use of parking areas on any property owned by the state or under the supervision of said commissioner, except as provided in sections 2-71h, 10a-79, 10a-92 and 10a-139 and except for properties under the supervision, care and control of the Chief Court Administrator. Any person violating any such regulation shall be fined not more than seventy-five dollars and the vehicle in violation of such regulation may be towed. The enforcement of such regulations shall be by special policemen appointed under section 29-18 and by Department

of Administrative Services buildings and grounds patrol officers, except that only such special policemen may tow, or cause the towing of, such vehicles.

- 5-234. We need a statutory modification to accomplish these regs repeals. Currently, HB 5049 does not include any statutory change to 5-234, so we need to add a new section to the bill:

Sec. 5-234. The Commissioner of Administrative Services may provide [by regulation] for the appointment, with or without examination, of qualified persons in a class in which the incumbent serves for not more than three years in the class as part of an established training program. Any person so appointed to a professional or preprofessional training class may, upon successful completion of the required minimum working test period and training program, be reclassified to a position in the next higher level class for which the training program is established. The provisions of this section shall not apply to sections 5-224 and 7-415 concerning the veterans preference.

- 5-265. We need a statutory modification to accomplish these regs repeals. Currently, HB 5049 does not include any statutory change to 5-265, so we need to add a new section to the bill:

Sec. 5-265. Departments, agencies and institutions[, subject to regulations issued by the Commissioner of Administrative Services,] may enter into agreements with educational institutions for special training courses for state employees and may enter into agreements with the federal government or other state governments for exchange of employees

