AN ACT ESTABLISHING THE CONNECTICUT TRANSIT CORRIDOR DEVELOPMENT AUTHORITY.

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

Section 1. (NEW) (Effective October 1, 2015) (a) For purposes of this section and sections 2 to 9, inclusive, of this act:

(1) "Authority" means the Connecticut Transit Corridor Development Authority created pursuant to this section;

(2) "Authority development project" means a project occurring within the boundaries of a Connecticut Transit Corridor Development Authority development district;

(3) "Connecticut Transit Corridor Development Authority development district" or "development district" means the area within a one-half mile radius of any transit station;
(4) "Department" means the Department of Transportation;

(5) "State-wide transportation investment program" means the planning document developed and updated at least every four years by the department in compliance with the requirements of 23 USC 135, listing all transportation projects in the state expected to receive federal funding during the four-year period covered by the program; and

(6) "Transit station" means any passenger railroad station or bus rapid transit station that is operational, or for which the department has initiated planning or that is included in the state-wide transportation investment program.

(b) There is hereby established and created a body politic and corporate, constituting a public instrumentality and political subdivision of the state established and created for the performance of an essential public and governmental function, to be known as the Connecticut Transit Corridor Development Authority. The authority shall not be construed to be a department, institution or agency of the state.

(c) (1) The powers of the authority shall be vested in and exercised by a board of directors, which shall consist of eleven members: (A) Four appointed by the Governor; (B) one appointed jointly by the speaker of the House of Representatives and the president pro tempore of the Senate; (C) one appointed jointly by the majority leaders of the House of Representatives and the Senate; (D) one appointed jointly by the minority leaders of the House of Representatives and the Senate; and (E) the Secretary of the Office of Policy and Management and the Commissioners of Transportation, Housing and Economic and Community Development, or their designees, who shall serve as ex officio members of the board, with the right to vote.

(2) In addition to the members listed under subdivision (1) of this subsection, the chief elected official of each municipality in which an authority development project is planned shall serve as an ad hoc,
nonvoting member of the board for matters affecting such project.

(3) The Governor shall designate the chairperson of the board from among the voting members. All initial appointments shall be made not later than thirty days after the effective date of this section. The terms of the initial board members shall be as follows: (A) The four members appointed by the Governor shall serve terms of four years from the date of appointment; (B) the member appointed jointly by the speaker of the House of Representatives and the president pro tempore of the Senate shall serve a term of two years from the date of appointment; (C) the member appointed jointly by the majority leaders of the House of Representatives and the Senate shall serve a term of two years from the date of appointment; and (D) the member appointed jointly by the minority leaders of the House of Representatives and the Senate shall serve a term of two years from the date of appointment. Thereafter, all members shall be appointed by the original appointing authority for four-year terms. Any member of the board shall be eligible for reappointment. Any vacancy occurring other than by expiration of term shall be filled in the same manner as the original appointment for the balance of the unexpired term. The appointing authority for any member may remove such member for misfeasance, malfeasance or wilful neglect of duty.

(4) Each member of the board, before commencing such member's duties, shall take and subscribe the oath or affirmation required by article XI, section 1, of the state Constitution. A record of each such oath shall be filed in the office of the Secretary of the State.

(5) The board of directors shall maintain a record of its proceedings in such form as it determines, provided such record indicates attendance and all votes cast by each member. Any member who fails to attend three consecutive meetings or who fails to attend fifty percent of all meetings held during any calendar year shall be deemed to have resigned from the board. A majority of the members of the board shall constitute a quorum, and an affirmative vote by a majority of the
members present at a meeting of the board shall be sufficient for any action taken by the board. No vacancy in the membership of the board shall impair the right of a quorum to exercise all the rights and perform all the duties of the board. Any action taken by the board may be authorized by resolution at any regular or special meeting and shall take effect immediately unless otherwise provided in the resolution. The board may delegate to three or more of its members, or its officers, agents or employees, such board powers and duties as it may deem proper.

(d) (1) The board of directors shall annually elect one of its members as a vice-chairperson, and shall elect other of its members as officers, adopt a budget and bylaws, designate an executive committee, report semiannually to the appointing authorities with respect to operations, finances and achievement of its economic development objective, be accountable to and cooperate with the state whenever the state may audit the Connecticut Transit Corridor Development Authority or an authority development project or at any other time as the state may inquire as to either, including allowing the state reasonable access to any such project and to the records of the authority.

(2) The chairperson of the board, with the approval of the members of the board of directors, shall appoint an executive director of the authority who shall be an employee of the authority and paid a salary prescribed by the members. The executive director shall be the chief administrative officer of the authority and shall supervise the administrative affairs and technical activities of the authority in accordance with the directives of the board. The executive director shall not be a member of the board.

(3) Each member of the board of directors shall be entitled to reimbursement for such member's actual and necessary expenses incurred during the performance of such member's official duties, but shall receive no compensation for the performance of such duties.
(e) Each member of the board of directors of the authority and the executive director shall execute a surety bond in the penal sum of at least one hundred thousand dollars, or, in lieu thereof, the chairperson of the board shall execute a blanket position bond covering each member, the executive director and the employees of the authority. Each surety bond shall be conditioned upon the faithful performance of the duties of the office or offices covered, executed by a surety company authorized to transact business in this state as a surety and to be approved by the Attorney General and filed in the office of the Secretary of the State. The cost of each bond shall be paid by the authority.

(f) No board member shall have or acquire any financial interest in (1) any authority development project, or (2) any property included or planned to be included in any such project or in any contract or proposed contract for materials or services to be used in such project.

(g) The authority shall have perpetual succession and shall adopt procedures for the conduct of its affairs in accordance with section 3 of this act. Such succession shall continue as long as the authority has bonds, notes or other obligations outstanding and until its existence is terminated by law, provided no such termination shall affect any outstanding contractual obligation of the authority and the state shall succeed to the obligations of the authority under any contract. Upon the termination of the existence of the authority, all its rights and properties shall pass to and be vested in the state.

Sec. 2. (NEW) (Effective October 1, 2015) (a) The purposes of the Connecticut Transit Corridor Development Authority shall be to: (1) Stimulate new investment and economic and transit-oriented development within Connecticut Transit Corridor Development Authority development districts; (2) stimulate tourism, art, culture, history, education and entertainment in such development districts through cooperation and coordination with the municipalities wherein each such development district is located, regional organizations and
the Department of Economic and Community Development; (3) manage facilities related to authority development projects through contractual agreement or other legal instrument; (4) upon request from the legislative body of a municipality wherein a development district is located, work with such municipality to assist in the development and redevelopment efforts to stimulate the economy of the region; and (5) upon request of the Secretary of the Office of Policy and Management, enter into an agreement for funding to facilitate development or redevelopment within a development district.

(b) For the purposes enumerated in subsection (a) of this section, the authority is authorized and empowered to:

(1) Have perpetual succession as a body politic and corporate and to adopt procedures for the regulation of its affairs and the conduct of its business, as provided in section 3 of this act;

(2) Adopt a corporate seal and alter the same at pleasure;

(3) Maintain an office at such place or places as it may designate;

(4) Sue and be sued in its own name, plead and be impleaded;

(5) Contract and be contracted with;

(6) (A) Employ such assistants, agents and other employees as may be necessary or desirable to carry out its purposes, which employees shall not be employees, as defined in subsection (b) of section 5-270 of the general statutes; (B) establish all necessary or appropriate personnel practices and policies, including those relating to hiring, promotion, compensation, retirement and collective bargaining, which need not be in accordance with chapter 68 of the general statutes, and the authority shall not be an employer as defined in subsection (a) of section 5-270 of the general statutes; (C) negotiate and enter into collective bargaining agreements with labor unions; and (D) engage consultants, attorneys and appraisers as may be necessary or desirable
to carry out its purposes in accordance with sections 1 to 9, inclusive, of this act;

(7) Acquire, lease, purchase, own, manage, hold and dispose of personal property, and lease, convey or deal in or enter into agreements with respect to such property on any terms necessary or incidental to carrying out the purposes set forth in this section;

(8) Procure insurance against any liability or loss in connection with its property and other assets, in such amounts and from such insurers as it deems desirable and to procure insurance for employees;

(9) Invest any funds not needed for immediate use or disbursement in obligations issued or guaranteed by the United States of America or the state of Connecticut, including the Short Term Investment Fund and the Tax-Exempt Proceeds Fund, and in other obligations that are legal investments for savings banks in this state, and in time deposits or certificates of deposit or other similar banking arrangements secured in such manner as the authority determines;

(10) Enter into such memoranda of understanding as the authority deems appropriate to carry out its responsibilities under this section; and

(11) Do all acts and things necessary or convenient to carry out the purposes of, and the powers expressly granted by, this section.

(c) In addition to the powers enumerated in subsection (b) of this section, the Connecticut Transit Corridor Development Authority shall have the following powers with respect to authority development projects:

(A) To acquire by gift, purchase, condemnation, lease or transfer, lands or rights-in-land and to sell and lease or sublease, as lessor or lessee or sublessor or sublessee, any portion of its real property rights, including air space above, and enter into related common area
maintenance, easement, access, support and similar agreements, and
own and operate facilities associated with authority development
projects, provided such activity is consistent with all applicable federal
tax covenants of the authority; (B) to transfer or dispose of any
property or interest therein acquired by the authority at any time; and
(C) to receive and accept aid or contributions from any source of
money, labor, property or other thing of value, to be held, used and
applied to carry out the purposes of this section, subject to the
conditions upon which such grants and contributions are made,
including, but not limited to, gifts or grants from any department,
agency or instrumentality of the United States or this state for any
purpose consistent with this section;

(2) In consultation with the chief elected official of the municipality
in which an authority development project is located, to condemn
properties that may be necessary or desirable to effectuate the
purposes of the authority, in accordance with the provisions of part I
of chapter 835 of the general statutes;

(3) To formulate plans for, acquire, finance and develop, lease,
purchase, construct, reconstruct, repair, improve, expand, extend,
operate, maintain and market facilities associated with authority
development projects, provided such activities are consistent with all
applicable federal tax covenants of the authority;

(4) To contract and be contracted with, provided if management,
operating or promotional contracts or agreements or other contracts or
agreements are entered into with nongovernmental parties with
respect to property financed with the proceeds of obligations, the
interest on which is excluded from gross income for federal income
taxation, the board of directors shall ensure that such contracts or
agreements are in compliance with the covenants of the authority
upon which such tax exclusion is conditioned;

(5) To fix and revise, from time to time, and to charge and collect
fees, rents and other charges for the use, occupancy or operation of authority development projects, and to establish and revise from time to time procedures concerning the use, operation and occupancy of facilities associated with such projects, including parking rates, rules and procedures, provided such arrangements are consistent with all applicable federal tax covenants of the authority, and to utilize net revenues received by the authority from the operation of such facilities, after allowance for operating expenses and other charges related to the ownership, operation or financing thereof, for other proper purposes of the authority, including, but not limited to, funding of operating deficiencies or operating or capital replacement reserves for such facilities and related parking facilities, as determined to be appropriate by the authority;

(6) To engage architects, engineers, attorneys, accountants, consultants and such other independent professionals as may be necessary or desirable to carry out authority development projects;

(7) To contract for construction, development, concessions and the procurement of goods and services, and to establish and modify procurement procedures from time to time in accordance with the provisions of section 3 of this act to implement the foregoing;

(8) To borrow money and to issue bonds, notes and other obligations of the authority to the extent permitted under section 6 of this act, to fund and refund the same and to provide for the rights of the holders thereof and to secure the same by pledge of assets, revenues and notes;

(9) To do anything necessary and desirable, including executing reimbursement agreements or similar agreements in connection with credit facilities, including, but not limited to, letters of credit or policies of bond insurance, remarketing agreements and agreements for the purpose of moderating interest rate fluctuations, to render any bonds to be issued pursuant to section 6 of this act more marketable; and
(10) To engage in and contract for marketing and promotional activities for authority development projects under the operation or jurisdiction of the authority.

(d) The Connecticut Transit Corridor Development Authority and the Capital Region Development Authority established pursuant to chapter 588x of the general statutes, may enter into a memorandum of understanding pursuant to which: (1) Administrative support and services, including all staff support necessary for the operations of the Connecticut Transit Corridor Development Authority may be provided by the Capital Region Development Authority, and (2) provision is made for the coordination of management and operational activities that may include: (A) Joint procurement and contracting; (B) the sharing of services and resources; (C) the coordination of promotional activities; and (D) other arrangements designed to enhance revenues, reduce operating costs or achieve operating efficiencies. The terms and conditions of such memorandum of understanding, including provisions with respect to the reimbursement by the Connecticut Transit Corridor Development Authority to the Capital Region Development Authority of the costs of such administrative support and services, shall be as the Connecticut Transit Corridor Development Authority and the Capital Region Development Authority determine to be appropriate.

Sec. 3. (Effective October 1, 2015) The board of directors of the Connecticut Transit Corridor Development Authority shall adopt written procedures, in accordance with the provisions of section 1-121 of the general statutes, for: (1) Adopting an annual budget and plan of operations, which shall include a requirement of board approval before the budget or plan may take effect; (2) hiring, dismissing, promoting and compensating employees of the authority, which shall include an affirmative action policy and a requirement of board approval before a position may be created or a vacancy filled; (3) acquiring real and personal property and personal services, which shall include a requirement of board approval for any nonbudgeted...
expenditure in excess of five thousand dollars; (4) contracting for financial, legal, bond underwriting and other professional services, including a requirement that the authority solicit proposals at least once every three years for each such service that it uses; (5) issuing and retiring bonds, notes and other obligations of the authority; (6) providing loans, grants and other financial assistance, which shall include eligibility criteria, the application process and the role played by the authority's staff and board of directors; and (7) the use of surplus funds.

Sec. 4. (Effective October 1, 2015) (a) In lieu of the report required under section 1-123 of the general statutes, as amended by this act, within the first ninety days of each fiscal year of the Connecticut Transit Corridor Development Authority, the board of directors of the authority shall submit a report to the Governor, the Auditors of Public Accounts and the joint standing committee of the General Assembly having cognizance of matters relating to finance, revenue and bonding. Such report shall include, but not be limited to, the following: (1) A list of all bonds issued during the preceding fiscal year, including, for each such issue, the financial advisor and underwriters, whether the issue was competitive, negotiated or privately placed, and the issue's face value and net proceeds; (2) a description of each authority development project in which the authority is involved, its location and the amount of funds, if any, provided by the authority with respect to the construction of such project; (3) a list of all outside individuals and firms, including principal and other major stockholders, receiving in excess of five thousand dollars as payments for services; (4) a comprehensive annual financial report prepared in accordance with generally accepted accounting principles for governmental enterprises; (5) the cumulative value of all bonds issued, the value of outstanding bonds and the amount of the state's contingent liability; (6) the affirmative action policy statement, a description of the composition of the work force of the Connecticut Transit Corridor Development Authority by race, sex and occupation.
and a description of the affirmative action efforts of the authority; and
(7) a description of planned activities for the current fiscal year.

(b) The board of directors of the authority shall annually contract
with a person, firm or corporation for a compliance audit of the
authority's activities during the preceding authority fiscal year. The
audit shall determine whether the authority has complied with its
policies and procedures concerning affirmative action, personnel
practices, the purchase of goods and services and the use of surplus
funds. The board shall submit the audit report to the Governor, the
Auditors of Public Accounts and the joint standing committee of the
General Assembly having cognizance of matters relating to finance,
revenue and bonding.

c) The board of directors of the Connecticut Transit Corridor
Development Authority shall annually contract with a firm of certified
public accountants to undertake an independent financial audit of the
Connecticut Transit Corridor Development Authority in accordance
with generally accepted auditing standards. The board shall submit
the audit report to the Governor, the Auditors of Public Accounts and
the joint standing committee of the General Assembly having
cognizance of matters relating to finance, revenue and bonding.

d) The authority shall designate a contract compliance officer from
its staff to monitor compliance of the operations of facilities and
parking facilities associated with authority development projects that
are under the management or control of the authority, with (1) the
provisions of state law applicable to such operations, and (2)
applicable requirements of contracts entered into by the authority
relating to set-asides for small contractors and minority business
enterprises and required efforts to hire available and qualified
members of minorities, as defined in section 32-9n of the general
statutes. Each year during the period of operations of facilities
associated with authority development projects, such officer shall file a
written report with the authority as to findings and recommendations
Sec. 5. (Effective October 1, 2015) (a) Any person, including, but not limited to, a state or municipal agency, requesting funds from the state, including, but not limited to, any authority created by the general statutes or any public or special act, with respect to any authority development project shall, at the time it makes such request for funds from the state, present a full and complete copy of its application or request along with any supporting documents or exhibits to the authority for its recommendation and to the Secretary of the Office of Policy and Management. The Connecticut Transit Corridor Development Authority shall, not later than ninety days after receipt of such application or request, prepare and adopt an economic development statement summarizing its recommendations with respect to such application or request and deliver such statement to the state officer, official, employee or agent of the state or authority to whom such application or request was made. The recommendations in such statement shall include contract provisions regarding performance standards, including, but not limited to, project timelines.

(b) Notwithstanding any provision of the general statutes, public or special acts, any regulation or procedure or any other law, no officer, official, employee or agent of the state or any authority created by the general statutes or any public or special act shall expend any funds on any authority development project, unless such officer, official, employee or agent has received an economic development statement adopted by the Connecticut Transit Corridor Development Authority pursuant to subsection (a) of this section, except that if no such statement is received by the date ninety days from the date of the initial application or request for such funds, such funds may be expended. If funds are expended pursuant to this subsection in a manner not consistent with the recommendations contained in an economic development statement for such expenditure, the officer, official, employee or agent of the state expending such funds shall respond in writing to the authority, providing an explanation of the
decision with respect to such expenditure.

(c) The Connecticut Transit Corridor Development Authority shall coordinate the use of all state and municipal planning and financial resources that are or can be made available for any authority development project in which the authority is involved, including any resources available from any quasi-public agency.

(d) All state and municipal agencies, departments, boards, commissions and councils shall cooperate with the Connecticut Transit Corridor Development Authority in carrying out the purposes enumerated in section 2 of this act.

Sec. 6. (Effective October 1, 2015) (a) The board of directors of the Connecticut Transit Corridor Development Authority is authorized from time to time to issue its bonds, notes and other obligations in such principal amounts as in the opinion of the board shall be necessary to provide sufficient funds for carrying out the purposes set forth in section 2 of this act, including the payment, funding or refunding of the principal of, or interest or redemption premiums on, any bonds, notes and other obligations issued by it, whether the bonds, notes or other obligations or interest to be funded or refunded have or have not become due, the establishment of reserves to secure such bonds, notes and other obligations, loans made by the authority and all other expenditures of the authority incident to and necessary or convenient to carry out the purposes set forth in section 2 of this act.

(b) Every issue of bonds, notes or other obligations shall be a general obligation of the authority payable out of any moneys or revenues of the authority and subject only to any agreements with the holders of particular bonds, notes or other obligations pledging any particular moneys or revenues. Any such bonds, notes or other obligations may be additionally secured by any grant or contributions from any department, agency or instrumentality of the United States or person or a pledge of any moneys, income or revenues of the authority
from any source whatsoever.

(c) Notwithstanding any other provision of any law, any bonds, notes or other obligations issued by the authority pursuant to this section shall be fully negotiable within the meaning and for all purposes of title 42a of the general statutes. Any such bonds, notes or other obligations shall be legal investments for all trust companies, banks, investment companies, savings banks, building and loan associations, executors, administrators, guardians, conservators, trustees and other fiduciaries and pension, profit-sharing and retirement funds.

(d) Bonds, notes or other obligations of the authority shall be authorized by resolution of the board of directors of the authority and may be issued in one or more series and shall bear such date or dates, mature at such time or times, in the case of any such note, or any renewal thereof, not exceeding the term of years as the board shall determine from the date of the original issue of such notes, and, in the case of bonds, not exceeding thirty years from the date thereof, bear interest at such rate or rates, be in such denomination or denominations, be in such form, either coupon or registered, carry such conversion or registration privileges, have such rank or priority, be executed in such manner, be payable from such sources in such medium of payment at such place or places within or without this state, and be subject to such terms of redemption, with or without premium, as such resolution or resolutions may provide.

(e) Bonds, notes or other obligations of the authority may be sold at public or private sale at such price or prices as the board shall determine.

(f) Bonds, notes or other obligations of the authority may be refunded and renewed from time to time as may be determined by resolution of the board, provided any such refunding or renewal shall be in conformity with any rights of the holders of such bonds, notes or
other obligations.

(g) Bonds, notes or other obligations of the authority issued under the provisions of this section shall not be deemed to constitute a debt or liability of the state or of any political subdivision thereof other than the authority, or a pledge of the faith and credit of the state or of any such political subdivision other than the authority, and shall not constitute bonds or notes issued or guaranteed by the state within the meaning of section 3-21 of the general statutes, but shall be payable solely from the funds as provided in this section. All such bonds, notes or other obligations shall contain on the face thereof a statement to the effect that neither the state of Connecticut nor any political subdivision thereof other than the authority shall be obligated to pay the same or the interest thereof except from revenues or other funds of the authority and that neither the faith and credit nor the taxing power of the state of Connecticut or of any political subdivision thereof other than the authority is pledged to the payment of the principal of, or the interest on, such bonds, notes or other obligations.

(h) Any resolution or resolutions authorizing the issuance of bonds, notes or other obligations may contain provisions, except as limited by existing agreements with the holders of bonds, notes or other obligations, which shall be a part of the contract with the holders thereof, as to the following: (1) The pledging of all or any part of the moneys received by the authority to secure the payment of the principal of and interest on any bonds, notes or other obligations or of any issue thereof; (2) the pledging of all or part of the assets of the authority to secure the payment of the principal and interest on any bonds, notes or other obligations or of any issue thereof; (3) the establishment of reserves or sinking funds, the making of charges and fees to provide for the same, and the regulation and disposition thereof; (4) limitations on the purpose to which the proceeds of sale of bonds, notes or other obligations may be applied and pledging such proceeds to secure the payment of the bonds, notes or other obligations, or of any issues thereof; (5) limitations on the issuance of
additional bonds, notes or other obligations, the terms upon which additional bonds, bond anticipation notes or other obligations may be issued and secured, the refunding or purchase of outstanding bonds, notes or other obligations of the authority; (6) the procedure, if any, by which the terms of any contract with the holders of any bonds, notes or other obligations of the authority may be amended or abrogated, the amount of bonds, notes or other obligations the holders of which must consent thereto and the manner in which such consent may be given; (7) limitations on the amount of moneys to be expended by the authority for operating, administrative or other expenses of the authority; (8) the vesting in a trustee or trustees of such property, rights, powers and duties in trust as the authority may determine, which may include any or all of the rights, powers and duties of any trustee appointed by the holders of any bonds, notes or other obligations and limiting or abrogating the right of the holders of any bonds, notes or other obligations of the authority to appoint a trustee or limiting the rights, powers and duties of such trustee; (9) provision for a trust agreement by and between the authority and a corporate trustee which may be any trust company or bank having the powers of a trust company within or without the state, which agreement may provide for the pledging or assigning of any assets or income from assets to which or in which the authority has any rights or interest, and may further provide for such other rights and remedies exercisable by the trustee as may be proper for the protection of the holders of any bonds, notes or other obligations of the authority and not otherwise in violation of law. Such agreement may provide for the restriction of the rights of any individual holder of bonds, notes or other obligations of the authority. All expenses incurred in carrying out the provisions of such trust agreement may be treated as a part of the cost of operation of the authority. The trust agreement may contain any further provisions which are reasonable to delineate further the respective rights, duties, safeguards, responsibilities and liabilities of the authority, individual and collective holders of bonds, notes and other obligations of the authority and the trustees; (10) covenants to do or
refrain from doing such acts and things as may be necessary or
convenient or desirable in order to better secure any bonds, notes or
other obligations of the authority, or which, in the discretion of the
authority, will tend to make any bonds, notes or other obligations to be
issued more marketable, notwithstanding that such covenants, acts or
things may not be enumerated herein; and (11) any other matters of
like or different character, which in any way affect the security or
protection of the bonds, notes or other obligations.

(i) Any pledge made by the authority of income, revenues or other
property shall be valid and binding from the time the pledge is made.
The income, revenue, such state taxes as the authority shall be entitled
to receive or other property so pledged and thereafter received by the
authority shall immediately be subject to the lien of such pledge
without any physical delivery thereof or further act, and the lien of any
such pledge shall be valid and binding as against all parties having
claims of any kind in tort, contract or otherwise against the authority,
irrespective of whether such parties have notice thereof.

(j) The board of directors of the authority is authorized and
empowered to obtain from any department, agency or instrumentality
of the United States any insurance or guarantee as to, or of or for the
payment or repayment of, interest or principal or both, or any part
thereof, on any bonds, notes or other obligations issued by the
authority pursuant to the provisions of this section and,
notwithstanding any other provisions of sections 1 to 9, inclusive, of
this act, to enter into any agreement, contract or any other instrument
whatsoever with respect to any such insurance or guarantee except to
the extent that such action would in any way impair or interfere with
the authority's ability to perform and fulfill the terms of any agreement
made with the holders of the bonds, bond anticipation notes or other
obligations of the authority.

(k) Neither the members of the board of directors of the authority
nor any person executing bonds, notes or other obligations of the
authority issued pursuant to this section shall be liable personally on such bonds, notes or other obligations or be subject to any personal liability or accountability by reason of the issuance thereof, nor shall any director, officer or employee of the authority be personally liable for damage or injury caused in the performance of such director, officer or employee's duties and within the scope of employment or appointment as such director, officer or employee, provided the conduct of such director, officer or employee was found not to have been wanton, reckless, wilful or malicious. The authority shall protect, save harmless and indemnify its directors, officers or employees from financial loss and expense, including legal fees and costs, if any, arising out of any claim, demand, suit or judgment by reason of alleged negligence or alleged deprivation of any person's civil rights or any other act or omission resulting in damage or injury, if the director, officer or employee is found to have been acting in the discharge of his or her duties or within the scope of his or her employment and such act or omission is found not to have been wanton, reckless, wilful or malicious.

(l) The board of directors of the authority shall have power to purchase bonds, notes or other obligations of the authority out of any funds available for such purpose. The authority may hold, cancel or resell such bonds, notes or other obligations subject to and in accordance with agreements with holders of its bonds, notes and other obligations.

(m) All moneys received pursuant to the authority of this section, whether as proceeds from the sale of bonds or as revenues, shall be deemed to be trust funds to be held and applied solely as provided in this section. Any officer with whom, or any bank or trust company with which, such moneys shall be deposited shall act as trustee of such moneys and shall hold and apply the same for the purposes of section 2 of this act, and the resolution authorizing the bonds of any issue or the trust agreement securing such bonds may provide.
(n) Any holder of bonds, notes or other obligations issued under the
provisions of this section, and the trustee or trustees under any trust
agreement, except to the extent the rights herein given may be
restricted by any resolution authorizing the issuance of or any such
trust agreement securing such bonds, may, either at law or in equity,
by suit, action, mandamus or other proceeding, protect and enforce
any and all rights under the laws of the state or granted under this
section or under such resolution or trust agreement and may enforce
and compel the performance of all duties required by this section or by
such resolution or trust agreement to be performed by the authority or
by any officer, employee or agent of the authority, including the fixing,
charging and collecting of the rates, rents, fees and charges herein
authorized and required by the provisions of such resolution or trust
agreement to be fixed, established and collected.

(o) The authority may make representations and agreements for the
benefit of the holders of any bonds, notes or other obligations of the
state which are necessary or appropriate to ensure the exclusion from
gross income for federal income tax purposes of interest on bonds,
notes or other obligations of the state from taxation under the Internal
Revenue Code of 1986 or any subsequent corresponding internal
revenue code of the United States, as from time to time amended,
including agreement to pay rebates to the federal government of
investment earnings derived from the investment of the proceeds of
the bonds, notes or other obligations of the authority. Any such
agreement may include: (1) A covenant to pay rebates to the federal
government of investment earnings derived from the investment of the
proceeds of the bonds, notes or other obligations of the authority; (2) a
covenant that the authority will not limit or alter its rebate obligations
until its obligations to the holders or owners of such bonds, notes or
other obligations are finally met and discharged; and (3) provisions to
(A) establish trust and other accounts which may be appropriate to
carry out such representations and agreements, (B) retain fiscal agents
as depositories for such funds and accounts, and (C) provide that such
fiscal agents may act as trustee of such funds and accounts.

Sec. 7. (Effective October 1, 2015) The state of Connecticut does hereby pledge to and agree with the holders of any bonds, notes and other obligations issued under section 6 of this act and with those parties who may enter into contracts with the Connecticut Transit Corridor Development Authority or its successor agency, that the state will not limit or alter the rights hereby vested in the authority or in the holders of any bonds, notes or other obligations of the authority to which contract assistance is pledged pursuant to this section until such obligations, together with the interest thereon, are fully met and discharged and such contracts are fully performed on the part of the authority, provided nothing contained herein shall preclude such limitation or alteration if and when adequate provision shall be made by law for the protection of the holders of such bonds, notes and other obligations of the authority or those entering into contracts with the authority. The authority is authorized to include this pledge and undertaking for the state in such bonds, notes and other obligations or contracts.

Sec. 8. (Effective October 1, 2015) The state shall protect, save harmless and indemnify the Connecticut Transit Corridor Development Authority and its directors, officers and employees from financial loss and expense, including legal fees and costs, if any, arising out of any claim, demand, suit or judgment based upon any alleged act or omission of the authority or any such director, officer or employee in connection with, or any other legal challenge to, authority development projects within a Connecticut Transit Corridor Development Authority development district, provided any such director, officer or employee is found to have been acting in the discharge of such director, officer or employee's duties or within the scope of such director, officer or employee's employment and any such act or omission is found not to have been wanton, reckless, wilful or malicious.
Sec. 9. Subdivision (12) of section 1-79 of the general statutes, as amended by section 4 of public act 14-222, is repealed and the following is substituted in lieu thereof (Effective October 1, 2015):

(12) "Quasi-public agency" means Connecticut Innovations, Incorporated, the Connecticut Health and Education Facilities Authority, the Connecticut Higher Education Supplemental Loan Authority, the Connecticut Housing Finance Authority, the State Housing Authority, the Materials Innovation and Recycling Authority, the Capital Region Development Authority, the Connecticut Lottery Corporation, the Connecticut Airport Authority, the Health Information Technology Exchange of Connecticut, the Connecticut Health Insurance Exchange, the Connecticut Green Bank, [and] the Connecticut Port Authority, and the Connecticut Transit Corridor Development Authority.

Sec. 10. Subdivision (1) of section 1-120 of the general statutes, as amended by section 5 of public act 14-222, is repealed and the following is substituted in lieu thereof (Effective October 1, 2015):

(1) "Quasi-public agency" means Connecticut Innovations, Incorporated, the Connecticut Health and Educational Facilities Authority, the Connecticut Higher Education Supplemental Loan Authority, the Connecticut Housing Finance Authority, the Connecticut Housing Authority, the Materials Innovation and Recycling Authority, the Capital Region Development Authority, the Connecticut Lottery Corporation, the Connecticut Airport Authority, the Health Information Technology Exchange of Connecticut, the Connecticut Health Insurance Exchange, the Connecticut Green Bank, [and] the Connecticut Port Authority, and the Connecticut Transit Corridor Development Authority.

Sec. 11. Section 1-124 of the general statutes, as amended by section 6 of public act 14-222, is repealed and the following is substituted in lieu thereof (Effective October 1, 2015):
(a) Connecticut Innovations, Incorporated, the Connecticut Health and Educational Facilities Authority, the Connecticut Higher Education Supplemental Loan Authority, the Connecticut Housing Finance Authority, the Connecticut Housing Authority, the Materials Innovation and Recycling Authority, the Health Information Technology Exchange of Connecticut, the Connecticut Airport Authority, the Capital Region Development Authority, the Connecticut Health Insurance Exchange, the Connecticut Green Bank, [and] the Connecticut Port Authority and the Connecticut Transit Corridor Development Authority shall not borrow any money or issue any bonds or notes which are guaranteed by the state of Connecticut or for which there is a capital reserve fund of any kind which is in any way contributed to or guaranteed by the state of Connecticut until and unless such borrowing or issuance is approved by the State Treasurer or the Deputy State Treasurer appointed pursuant to section 3-12. The approval of the State Treasurer or said deputy shall be based on documentation provided by the authority that it has sufficient revenues to (1) pay the principal of and interest on the bonds and notes issued, (2) establish, increase and maintain any reserves deemed by the authority to be advisable to secure the payment of the principal of and interest on such bonds and notes, (3) pay the cost of maintaining, servicing and properly insuring the purpose for which the proceeds of the bonds and notes have been issued, if applicable, and (4) pay such other costs as may be required.

(b) To the extent Connecticut Innovations, Incorporated, the Connecticut Higher Education Supplemental Loan Authority, the Connecticut Housing Finance Authority, the Connecticut Housing Authority, the Materials Innovation and Recycling Authority, the Connecticut Health and Educational Facilities Authority, the Health Information Technology Exchange of Connecticut, the Connecticut Airport Authority, the Capital Region Development Authority, the Connecticut Health Insurance Exchange, the Connecticut Green Bank, [or] the Connecticut Port Authority or the Connecticut Transit
Corridor Development Authority is permitted by statute and determines to exercise any power to moderate interest rate fluctuations or enter into any investment or program of investment or contract respecting interest rates, currency, cash flow or other similar agreement, including, but not limited to, interest rate or currency swap agreements, the effect of which is to subject a capital reserve fund which is in any way contributed to or guaranteed by the state of Connecticut, to potential liability, such determination shall not be effective until and unless the State Treasurer or his or her deputy appointed pursuant to section 3-12 has approved such agreement or agreements. The approval of the State Treasurer or his or her deputy shall be based on documentation provided by the authority that it has sufficient revenues to meet the financial obligations associated with the agreement or agreements.

Sec. 12. Section 1-125 of the general statutes, as amended by section 7 of public act 14-222, is repealed and the following is substituted in lieu thereof (Effective October 1, 2015):

The directors, officers and employees of Connecticut Innovations, Incorporated, the Connecticut Higher Education Supplemental Loan Authority, the Connecticut Housing Finance Authority, the Connecticut Housing Authority, the Materials Innovation and Recycling Authority, including ad hoc members of the Materials Innovation and Recycling Authority, the Connecticut Health and Educational Facilities Authority, the Capital Region Development Authority, the Health Information Technology Exchange of Connecticut, the Connecticut Airport Authority, the Connecticut Lottery Corporation, the Connecticut Health Insurance Exchange, the Connecticut Green Bank, [and] the Connecticut Port Authority and the Connecticut Transit Corridor Development Authority and any person executing the bonds or notes of the agency shall not be liable personally on such bonds or notes or be subject to any personal liability or accountability by reason of the issuance thereof, nor shall any director or employee of the agency, including ad hoc members of...
the Materials Innovation and Recycling Authority, be personally liable for damage or injury, not wanton, reckless, wilful or malicious, caused in the performance of his or her duties and within the scope of his or her employment or appointment as such director, officer or employee, including ad hoc members of the Materials Innovation and Recycling Authority. The agency shall protect, save harmless and indemnify its directors, officers or employees, including ad hoc members of the Materials Innovation and Recycling Authority, from financial loss and expense, including legal fees and costs, if any, arising out of any claim, demand, suit or judgment by reason of alleged negligence or alleged deprivation of any person's civil rights or any other act or omission resulting in damage or injury, if the director, officer or employee, including ad hoc members of the Materials Innovation and Recycling Authority, is found to have been acting in the discharge of his or her duties or within the scope of his or her employment and such act or omission is found not to have been wanton, reckless, wilful or malicious.

This act shall take effect as follows and shall amend the following sections:

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<tr>
<th>Section</th>
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<th>Action</th>
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<tbody>
<tr>
<td>Sec. 1</td>
<td>October 1, 2015</td>
<td>New section</td>
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<td>Sec. 9</td>
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<td>1-79(12)</td>
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<td>Sec. 12</td>
<td>October 1, 2015</td>
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**Statement of Purpose:**
To implement the Governor's budget recommendations.
[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.]