

**Proposed Substitute  
Bill No. 7000**

LCO No. 5696

**AN ACT CONCERNING THE DEPARTMENT OF ADMINISTRATIVE SERVICES, EXAMINATIONS FOR STATE EMPLOYMENT AND STATE WORKERS' COMPENSATION PAYMENTS TO REFERRING PRACTITIONERS.**

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

1 Section 1. Section 5-217 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2015*):

3 The Commissioner of Administrative Services shall specify, at the  
4 time any candidate list is promulgated, the period during which such  
5 list shall remain in force. In no case shall a candidate list remain in  
6 force for a period of less than three months or more than one year,  
7 [provided] except (1) such period may be extended not more than [one  
8 year] two years by the commissioner as appropriate based upon the  
9 needs of the state, [except that extensions concerning] and (2)  
10 candidate lists for continuous recruitment examinations shall be based  
11 on the needs of the service.

12 Sec. 2. Subsection (b) of section 5-219 of the general statutes is  
13 repealed and the following is substituted in lieu thereof (*Effective July*  
14 *1, 2015*):

15 (b) The commissioner may charge any person not employed by the

16 state a reasonable fee for taking an examination, provided such fee  
17 shall not exceed the cost of developing and administering such  
18 examination. The commissioner may waive any such fee for any  
19 person who applies, in the form and manner prescribed by the  
20 commissioner, for a waiver of such fee and demonstrates that he or she  
21 is financially unable to pay such fee. [The] Before charging any fees  
22 authorized by this subsection, the commissioner shall adopt  
23 regulations, in accordance with the provisions of chapter 54, to [carry  
24 out the purposes of this subsection] establish reasonable fees.

25 Sec. 3. Section 5-227b of the general statutes is repealed and the  
26 following is substituted in lieu thereof (*Effective July 1, 2015*):

27 (a) Examinations for positions may be waived by the Commissioner  
28 of Administrative Services under any of the following conditions: (1)  
29 Where the possession of a professional license, degree or satisfactory  
30 completion of an accreditation, certificate or licensure program is a  
31 mandatory requirement for appointment or promotion to a position in  
32 state service; (2) where the appointment or promotion to a job  
33 classification that is utilized by a single state agency is limited in  
34 number and has few vacancies in the professional or managerial series;  
35 (3) when the qualifications for a position within the managerial class  
36 are so specialized or unique that an examination for a general job  
37 classification would not result in a list of candidates possessing such  
38 qualifications and would not be cost effective; or (4) when the number  
39 of applicants meeting the minimum qualifications for admission to an  
40 announced promotional examination is five or less.

41 (b) If the commissioner has granted a waiver of examination in  
42 accordance with subsection (a) of this section, the commissioner may  
43 delegate to a department head the authority to recruit for such  
44 position, provided no delegation plan shall be required for a waiver of  
45 examination granted pursuant to subdivision (1) of subsection (a) of  
46 this section. [A] For waivers of examination granted pursuant to  
47 subdivisions (2) to (4), inclusive, of subsection (a) of this section, the  
48 department head shall submit a delegation plan to the commissioner,

49 and the commissioner may grant a full or partial delegation [may be  
50 granted] to the department head. [under a] The department head shall

51 obtain the commissioner's approval of the delegation plan [that shall  
52 be approved in advance by the commissioner] prior to undertaking

53 any recruitment efforts. Any such delegation plan shall (1) include  
54 standards for the posting of positions with a minimum time period of  
55 not less than one week; (2) specify the manner in which such notice  
56 shall be posted; and (3) specify the procedures for accepting and  
57 rejecting applicants based upon the minimum required qualifications.  
58 Where the department head has identified a candidate suitable for  
59 appointment and prior to making a formal or informal offer of  
60 employment, such department head shall submit the application, any  
61 supporting documentation for such candidate and the applications of  
62 such additional candidates such department head deems eligible for  
63 appointment to the commissioner for certification that such preferred  
64 candidate has met the minimum qualifications of experience and  
65 training as set forth in the job specification. Once written certification is  
66 granted, the department head may make an offer of employment to the  
67 candidate certified by the commissioner.

68 (c) [All] Any recruitments performed by a department head  
69 pursuant to this section [shall] may be subject to post audit by the  
70 commissioner.

71 Sec. 4. Subsection (b) of section 31-284a of the general statutes is  
72 repealed and the following is substituted in lieu thereof (*Effective July*  
73 *1, 2015*):

74 (b) The Commissioner of Administrative Services may exclude from  
75 participation in the state workers' compensation managed care  
76 program any medical provider found, through a systematic program  
77 of utilization review, to exceed generally accepted standards of the  
78 scope, duration or intensity of services rendered to patients with  
79 similar diagnostic characteristics. [The state shall not make any  
80 payment to a facility owned in whole or in part by the referring  
81 practitioner.]

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

Section 1	<i>July 1, 2015</i>	5-217
Sec. 2	<i>July 1, 2015</i>	5-219(b)
Sec. 3	<i>July 1, 2015</i>	5-227b
Sec. 4	<i>July 1, 2015</i>	31-284a(b)