



General Assembly

February Session, 2016

Raised Bill No. 5359

LCO No. 1262



Referred to Committee on VETERANS' AFFAIRS

Introduced by:
(VA)

***AN ACT CONCERNING STATE MILITARY CONSTRUCTION
PROJECTS.***

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

1 Section 1. Section 4b-51 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) The Commissioner of Administrative Services shall have charge
4 and supervision of the remodeling, alteration, repair or enlargement of
5 any real asset, except any dam, flood or erosion control system,
6 highway, bridge or any mass transit, marine or aviation transportation
7 facility, a facility of the Connecticut Marketing Authority, an asset of
8 the Department of Agriculture program established pursuant to
9 section 26-237a, or any building under the supervision and control of
10 the Joint Committee on Legislative Management, involving an
11 expenditure in excess of five hundred thousand dollars, and except
12 that (1) the Judicial Branch may have charge and supervision of the
13 remodeling, alteration, repair, construction or enlargement of any real
14 asset involving an expenditure of not more than one million two
15 hundred fifty thousand dollars, (2) each constituent unit of the state

16 system of higher education may have charge and supervision of the
17 remodeling, alteration, repair, construction or enlargement of any real
18 asset involving an expenditure of not more than two million dollars,
19 [and] (3) The University of Connecticut shall have charge and
20 supervision of the remodeling, alteration, repair, construction, or
21 enlargement of any project, as defined in subdivision (16) of section
22 10a-109c, notwithstanding the amount of the expenditure involved,
23 and (4) the Military Department may have charge and supervision of
24 the remodeling, alteration, repair, construction or enlargement of any
25 real asset involving an expenditure of not more than two million
26 dollars. In any decision to remodel, alter, repair or enlarge any real
27 asset, the commissioner shall consider the capability of the real asset to
28 facilitate recycling programs.

29 (b) No officer, department, institution, board, commission or council
30 of the state government, except the Commissioner of Administrative
31 Services, the Commissioner of Transportation, the Connecticut
32 Marketing Authority, the Department of Agriculture for purposes of
33 the program established pursuant to section 26-237a, the Joint
34 Committee on Legislative Management, the Judicial Branch, or the
35 Military Department [or] a constituent unit of the state system of
36 higher education as authorized in subsection (a) of this section or the
37 Military Department, shall, unless otherwise specifically authorized by
38 law, make or contract for the making of any alteration, repair or
39 addition to any real asset involving an expenditure of more than five
40 hundred thousand dollars.

41 (c) The plans necessary for any such remodeling, alteration, repair
42 or enlargement of any state humane institution, as defined in section
43 17b-222, shall be subject to the approval of the administrative head of
44 such humane institution.

45 (d) (1) Notwithstanding any provision of the general statutes, the
46 Commissioner of Administrative Services may select consultants to be
47 on a list established for the purpose of providing any consultant

48 services. Such list shall be established as provided in sections 4b-56
49 and 4b-57. The commissioner may enter into a contract with any
50 consultant on such list to perform a range of consultant services or to
51 perform a range of tasks pursuant to a task letter detailing services to
52 be performed under such contract.

53 (2) Notwithstanding any provision of the general statutes, the
54 Commissioner of Administrative Services or the Adjutant General may
55 (A) compile a list of architects, professional engineers and construction
56 administrators for the limited purpose of providing consultant services
57 for a particular program involving various projects for the construction
58 of new buildings or renovations to existing buildings where such
59 buildings are under the operation and control of either the Military
60 Department or the Department of Energy and Environmental
61 Protection, and (B) enter into a contract with any architect, professional
62 engineer or construction administrator on such list for such limited
63 purpose.

64 (3) As used in this subsection, "consultant" means "consultant" as
65 defined in section 4b-55, "consultant services" means "consultant
66 services" as defined in section 4b-55, and "program" means multiple
67 projects involving the planning, design, construction, repair,
68 improvement or expansion of specified buildings, facilities or site
69 improvements, wherein the work (A) will be of a repetitive nature, (B)
70 will share a common funding source that imposes particular
71 requirements, or (C) would be significantly facilitated if completed by
72 the same design professional or construction administrator.

73 (e) Costs for projects authorized under subsection (b) of this section
74 shall be charged to the bond fund account for the project for which
75 such costs are incurred. The Department of Administrative Services
76 shall develop procedures for expediting the administration of projects
77 for alterations, repairs or additions authorized under said subsection
78 (b).

79 (f) Any state agency proposing to remodel, alter or enlarge any real
80 asset shall submit a statement to the commissioner demonstrating the
81 capability of the real asset to facilitate recycling programs.

82 Sec. 2. Subsections (a) and (b) of section 4b-52 of the general statutes
83 are repealed and the following is substituted in lieu thereof (*Effective*
84 *from passage*):

85 (a) (1) No repairs, alterations or additions involving expense to the
86 state of five hundred thousand dollars or less or, in the case of repairs,
87 alterations or additions to a building rented or occupied by the Judicial
88 Branch, one million two hundred fifty thousand dollars or less or, in
89 the case of repairs, alterations or additions to a building rented or
90 occupied by a constituent unit of the state system of higher education,
91 two million dollars or less, shall be made to any state building or
92 premises occupied by any state officer, department, institution, board,
93 commission or council of the state government and no contract for any
94 construction, repairs, alteration or addition shall be entered into
95 without the prior approval of the Commissioner of Administrative
96 Services, except repairs, alterations or additions to a building under
97 the supervision and control of the Joint Committee on Legislative
98 Management or the Military Department and repairs, alterations or
99 additions to a building under the supervision of The University of
100 Connecticut. Repairs, alterations or additions which are made
101 pursuant to such approval of the Commissioner of Administrative
102 Services shall conform to all guidelines and procedures established by
103 the Department of Administrative Services for agency-administered
104 projects. (2) Notwithstanding the provisions of subdivision (1) of this
105 subsection, repairs, alterations or additions involving expense to the
106 state of five hundred thousand dollars or less may be made to any
107 state building or premises under the supervision of the Office of the
108 Chief Court Administrator or a constituent unit of the state system of
109 higher education, under the terms of section 4b-11, and any contract
110 for any such construction, repairs or alteration may be entered into by
111 the Office of the Chief Court Administrator or a constituent unit of the

112 state system of higher education without the approval of the
113 Commissioner of Administrative Services.

114 (b) Except as provided in this section, no repairs, alterations or
115 additions involving an expense to the state of more than five hundred
116 thousand dollars or, in the case of any repair, alteration or addition
117 administered by the Department of Administrative Services, more than
118 one million five hundred thousand dollars, shall be made to any state
119 building or premises occupied by any state officer, department,
120 institution, board, commission or council of the state government, nor
121 shall any contract for any construction, repairs, alteration or addition
122 be entered into, until the Commissioner of Administrative Services or,
123 in the case of the construction of or repairs, alterations or additions to a
124 building under the supervision and control of the Joint Committee on
125 Legislative Management of the General Assembly, said joint
126 committee or, in the case of the construction [,] of or repairs, alterations
127 or additions to a building involving expenditures in excess of five
128 hundred thousand dollars but not more than one million two hundred
129 fifty thousand dollars under the supervision and control of the Judicial
130 Branch, said Judicial Branch or, in the case of the construction [,] of or
131 repairs, alterations or additions to a building involving expenditures in
132 excess of five hundred thousand dollars but not more than two million
133 dollars under the supervision and control of one of the constituent
134 units of higher education, [the] such constituent unit, or, in the case of
135 the construction of or repairs, alterations or additions to a building
136 involving expenditures in excess of five hundred thousand dollars but
137 not more than two million dollars under the supervision and control of
138 the Military Department, said department has invited bids thereon and
139 awarded a contract thereon, in accordance with the provisions of
140 sections 4b-91 to 4b-96, inclusive, as amended by this act. The
141 Commissioner of Administrative Services, with the approval of the
142 authority having the supervision of state employees or the custody of
143 inmates of state institutions, without the necessity of bids, may employ
144 such employees or inmates and purchase or furnish the necessary

145 materials for the construction, erection, alteration, repair or
146 enlargement of any such state building or premises occupied by any
147 state officer, department, institution, board, commission or council of
148 the state government.

149 Sec. 3. Subdivision (1) of subsection (a) of section 4b-91 of the
150 general statutes is repealed and the following is substituted in lieu
151 thereof (*Effective from passage*):

152 (a) (1) As used in this section, "prequalification classification" means
153 the prequalification classifications established by the Commissioner of
154 Administrative Services pursuant to section 4a-100, "public agency"
155 has the same meaning as provided in section 1-200 and "awarding
156 authority" means the Department of Administrative Services, except
157 "awarding authority" means (A) the Joint Committee on Legislative
158 Management, in the case of a contract for the construction of or work
159 on a building or other public work under the supervision and control
160 of the joint committee, [or (B) the] (B) a constituent unit of the state
161 system of higher education, in the case of a contract for the
162 construction of or work on a building or other public work under the
163 supervision and control of such constituent unit, or (C) the Military
164 Department, in the case of a contract for the construction of or work on
165 a building or other public work under the supervision and control of
166 said department.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	4b-51
Sec. 2	<i>from passage</i>	4b-52(a) and (b)
Sec. 3	<i>from passage</i>	4b-91(a)(1)

Statement of Purpose:

To include the Military Department in the definition of "awarding authority" for purposes of bids for public work contracts and permit said department to (1) supervise real asset alterations, repairs or additions costing up to two million dollars, (2) select and contract with

consultants for certain building construction or renovation projects, (3) make and contract for repairs, alterations or additions to said department's buildings or premises, without the Commissioner of Administrative Services approval, up to two million dollars, and (4) make and contract, after a competitive bidding process, for repairs, alterations or additions to such buildings or premises exceeding two million dollars.

[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.]