



General Assembly

February Session, 2016

Governor's Bill No. 15

LCO No. 616



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Referred to Committee on GOVERNMENT ADMINISTRATION
AND ELECTIONS

Introduced by:

SEN. LOONEY, 11th Dist.

SEN. DUFF, 25th Dist.

REP. SHARKEY, 88th Dist.

REP. ARESIMOWICZ, 30th Dist.

**AN ACT ADOPTING THE REQUIREMENTS OF NORTH CAROLINA
STATE BOARD OF DENTAL EXAMINERS V. FEDERAL TRADE
COMMISSION AND MAKING MINOR REVISIONS TO BOARDS AND
COMMISSIONS STATUTES.**

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

1 Section 1. Section 21a-6 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2016*):

3 The following boards shall be within the Department of Consumer
4 Protection:

5 (1) The Architectural Licensing Board established under chapter
6 390;

7 (2) Repealed by P.A. 93-151, S. 3, 4;

8 (3) The examining boards for electrical work; plumbing and piping
9 work; heating, piping, cooling and sheet metal work; elevator
10 installation, repair and maintenance work; fire protection sprinkler
11 systems work and automotive glasswork and flat glass work,
12 established under chapter 393;

13 (4) [The State Board of Television and Radio Service Examiners
14 established under chapter 394] Repealed by P.A. 99-73, S. 10;

15 (5) The Commission of Pharmacy established under chapter 400j;

16 (6) The State Board of Landscape Architects established under
17 chapter 396;

18 (7) Deleted by P.A. 98-229;

19 (8) The State Board of Examiners for Professional Engineers and
20 Land Surveyors established under chapter 391;

21 (9) Repealed by P.A. 80-484, S. 175, 176;

22 (10) The Connecticut Real Estate Commission established under
23 chapter 392;

24 (11) The Connecticut Real Estate Appraisal Commission established
25 under chapter 400g;

26 (12) The State Board of Examiners of Shorthand Reporters
27 established under chapter 400l;

28 (13) The Liquor Control Commission established under chapter 545;

29 (14) Repealed by P.A. 06-187, S. 99, effective October 1, 2006;

30 (15) The Home Inspection Licensing Board established under
31 section 20-490a.

32 Sec. 2. Section 21a-7 of the general statutes is repealed and the

33 following is substituted in lieu thereof (*Effective July 1, 2016*):

34 (a) Each board or commission [transferred to] within the
35 Department of Consumer Protection under section 21a-6, as amended
36 by this act, shall have the following powers and duties:

37 (1) Each board or commission shall exercise its statutory functions,
38 including licensing, certification, registration, accreditation of schools
39 and the rendering of findings, orders and adjudications. [,
40 independently of the Commissioner of Consumer Protection. The final
41 decision of a board or commission shall be subject to judicial review as
42 provided in section 4-183.] Any exercise of such functions by such a
43 board or commission shall be a proposed decision and subject to
44 approval, rejection or modification by the commissioner.

45 (2) Each board or commission may, in its discretion, issue (A) an
46 appropriate order to any person found to be violating an applicable
47 statute or regulation providing for the immediate discontinuance of
48 the violation, (B) an order requiring the violator to make restitution for
49 any damage caused by the violation, or (C) both. Each board or
50 commission may, through the Attorney General, petition the superior
51 court for the judicial district wherein the violation occurred, or
52 wherein the person committing the violation resides or transacts
53 business, for the enforcement of any order issued by it and for
54 appropriate temporary relief or a restraining order and shall certify
55 and file in the court a transcript of the entire record of the hearing or
56 hearings, including all testimony upon which such order was made
57 and the findings and orders made by the board or commission. The
58 court may grant such relief by injunction or otherwise, including
59 temporary relief, as it deems equitable and may make and enter a
60 decree enforcing, modifying and enforcing as so modified, or setting
61 aside, in whole or in part, any order of a board or commission.

62 (3) Each board or commission may conduct hearings on any matter
63 within its statutory jurisdiction. Such hearings shall be conducted in

64 accordance with chapter 54 and the regulations established pursuant to
65 subsection (a) of section 21a-9. In connection with any such hearing,
66 the board or commission may administer oaths, issue subpoenas,
67 compel testimony and order the production of books, records and
68 documents. If any person refuses to appear, testify or produce any
69 book, record or document when so ordered, a judge of the Superior
70 Court may make such order as may be appropriate to aid in the
71 enforcement of this section.

72 (4) Each board or commission may request the Commissioner of
73 Consumer Protection to conduct an investigation and to make findings
74 and recommendations regarding any matter within the statutory
75 jurisdiction of the board or commission.

76 (5) Each board or commission may recommend rules and
77 regulations for adoption by the Commissioner of Consumer Protection
78 and may review and comment upon proposed rules and regulations
79 prior to their adoption by said commissioner.

80 (6) Each board or commission shall meet at least once in each
81 quarter of a calendar year and at such other times as the chairperson
82 deems necessary or at the request of a majority of the board or
83 commission members. A majority of the members shall constitute a
84 quorum except that for any examining board forty per cent of the
85 members shall constitute a quorum. Any member who fails to attend
86 three consecutive meetings or who fails to attend fifty per cent of all
87 meetings during any calendar year shall be deemed to have resigned
88 from office. Members of boards or commissions shall not serve for
89 more than two consecutive full terms which commence on or after July
90 1, 1982, except that if no successor has been appointed or approved,
91 such member shall continue to serve until a successor is appointed or
92 approved. Members shall not be compensated for their services but
93 shall be reimbursed for necessary expenses incurred in the
94 performance of their duties.

95 (7) In addition to any other action permitted under the general
96 statutes, each board or commission may upon a finding of any cause
97 specified in subsection (c) of section 21a-9: (A) Revoke or suspend a
98 license, registration or certificate; (B) issue a letter of reprimand to a
99 practitioner and send a copy of such letter to a complainant or to a
100 state or local official; (C) place a practitioner on probationary status
101 and require the practitioner to (i) report regularly to the board or
102 commission on the matter which is the basis for probation, (ii) limit the
103 practitioner's practice to areas prescribed by the board or commission,
104 or (iii) continue or renew the practitioner's education until the
105 practitioner has attained a satisfactory level of competence in any area
106 which is the basis for probation. Each board or commission may
107 discontinue, suspend or rescind any action taken under this
108 subsection.

109 (8) Each examining board within the Department of Consumer
110 Protection shall conduct any hearing or other action required for an
111 application submitted pursuant to section 20-333 and any completed
112 renewal application submitted pursuant to section 20-335 not later
113 than thirty days after the date of submission for such application or
114 completed renewal application, as applicable.

115 (b) Each board or commission within the Department of Consumer
116 Protection under section 21a-6, as amended by this act, shall transmit
117 any proposed decision as described in subdivision (1) of subsection (a)
118 of this section to the Commissioner of Consumer Protection. Not later
119 than thirty calendar days after receipt of any such proposed decision,
120 the Commissioner of Consumer Protection may notify such board or
121 commission that the commissioner or a designee shall render the final
122 decision concerning such matter. The commissioner or a designee may
123 approve, modify or reject the proposed decision or remand the
124 proposed decision for further review or for the taking of additional
125 evidence. The decision of the commissioner or the commissioner's
126 designee shall be the final decision in accordance with section 4-180 for
127 purposes of reconsideration in accordance with section 4-181a or

128 appeal to the Superior Court in accordance with section 4-183. If the
129 commissioner or a designee fails to approve, reject, modify or remand
130 the proposed decision within such thirty-day period, such proposed
131 decision shall be considered approved by the commissioner and shall
132 become the final decision of the board or commission for purposes of
133 appeal to the Superior Court in accordance with section 4-183.

134 Sec. 3. Subdivisions (7) and (8) of subsection (a) of section 21a-8 of
135 the general statutes are repealed and the following is substituted in
136 lieu thereof (*Effective July 1, 2016*):

137 (7) The department shall perform any other function necessary to
138 the effective operation of the board or commission. [and not
139 specifically vested by statute in the board or commission.]

140 (8) The department shall receive complaints concerning the work
141 and practices of persons licensed, registered or certified by such boards
142 or commissions and shall receive complaints concerning unauthorized
143 work and practice by persons not licensed, registered or certified by
144 such boards or commissions. The department shall distribute monthly
145 a list of all complaints received within the previous month to the
146 chairperson of the appropriate board or commission. The department
147 shall screen all complaints and dismiss any in which the allegation, if
148 substantiated, would not constitute a violation of any statute or
149 regulation. The department shall distribute notice of all such
150 dismissals monthly to the chairperson of the appropriate board or
151 commission. The department shall investigate any complaint in which
152 the allegation, if substantiated, would constitute a violation of a statute
153 or regulation under its jurisdiction. In conducting the investigation, the
154 commissioner may seek the assistance of a member of the appropriate
155 board, an employee of any state agency with expertise in the area, or if
156 no such member or employee is available, a person from outside state
157 service licensed to perform the work involved in the complaint. Board
158 or commission members involved in an investigation shall not
159 participate in disciplinary proceedings resulting from such

160 investigation. The Commissioner of Consumer Protection may dismiss
161 a complaint following an investigation if the commissioner determines
162 that such complaint lacks probable cause. Notice of such dismissal
163 shall be given [only after approval by] to the appropriate board or
164 commission. The commissioner may authorize a settlement if the
165 settlement is approved by the complainant, the practitioner, and the
166 board or commission. The commissioner may bring a complaint before
167 the appropriate board or commission for a formal hearing if the
168 commissioner determines that there is probable cause to believe that
169 the offense alleged in the complaint has been committed and that the
170 practitioner named in the complaint was responsible. The
171 commissioner, or the commissioner's authorized agent, shall have the
172 power to issue subpoenas to require the attendance of witnesses or the
173 production of records, correspondence, documents or other evidence
174 in connection with any hearing of a board or commission. All
175 dispositions and final decisions by the Department of Consumer
176 Protection after an investigation into a complaint has begun shall be
177 forwarded to the chairperson of the appropriate board or commission
178 on a monthly basis.

179 Sec. 4. Subsection (c) of section 21a-8 of the general statutes is
180 repealed and the following is substituted in lieu thereof (*Effective July*
181 *1, 2016*):

182 (c) The Commissioner of Consumer Protection shall have the
183 following powers and duties with regard to each board or commission
184 [transferred to] within the Department of Consumer Protection under
185 section 21a-6, as amended by this act:

186 (1) The commissioner may, in the commissioner's discretion, issue
187 an appropriate order to any person found to be violating any statute or
188 regulation within the jurisdiction of such board or commission
189 providing for the immediate discontinuance of the violation or
190 requiring the violator to make restitution for any damage caused by
191 the violation, or both. The commissioner may, through the Attorney

192 General, petition the superior court for the judicial district in which the
193 violation occurred, or in which the person committing the violation
194 resides or transacts business, for the enforcement of any order issued
195 by the commissioner under this subdivision and for appropriate
196 temporary relief or a restraining order. The commissioner shall certify
197 and file in the court a transcript of the entire record of the hearing or
198 hearings, including all testimony upon which such order was made
199 and the findings and orders made by the commissioner. The court may
200 grant such relief by injunction or otherwise, including temporary
201 relief, as the court deems equitable and may make and enter a decree
202 enforcing, modifying and enforcing as so modified, or setting aside, in
203 whole or in part, any order of the commissioner issued under this
204 subdivision.

205 (2) The commissioner may conduct hearings on any matter within
206 the statutory jurisdiction of such board or commission. Such hearings
207 shall be conducted in accordance with chapter 54 and the regulations
208 established pursuant to subsection (a) of section 21a-9. In connection
209 with any such hearing, the commissioner may administer oaths, issue
210 subpoenas, compel testimony and order the production of books,
211 records and documents. If any person refuses to appear, testify or
212 produce any book, record or document when so ordered, a judge of
213 the Superior Court may make such order as may be appropriate to aid
214 in the enforcement of this subdivision.

215 (3) In addition to any other action permitted under the general
216 statutes, the commissioner may, upon a finding of any cause specified
217 in subsection (c) of section 21a-9: (A) Revoke or suspend a license,
218 registration or certificate; (B) issue a letter of reprimand to a
219 practitioner and send a copy of such letter to a complainant or to a
220 state or local official; (C) place a practitioner on probationary status
221 and require the practitioner to (i) report regularly to the commissioner
222 on the matter which is the basis for probation, (ii) limit the
223 practitioner's practice to areas prescribed by the commissioner, or (iii)
224 continue or renew the practitioner's education until the practitioner

225 has attained a satisfactory level of competence in any area which is the
226 basis for probation. The commissioner may discontinue, suspend or
227 rescind any action taken under this subdivision.

228 Sec. 5. Subsection (a) of section 10-153f of the general statutes is
229 repealed and the following is substituted in lieu thereof (*Effective from*
230 *passage*):

231 (a) There shall be in the Department of Education an arbitration
232 panel of not less than twenty-four or more than twenty-nine persons to
233 serve as provided in subsection (c) of this section. The Governor shall
234 appoint the members of such panel, with the advice and consent of the
235 General Assembly, as follows: (1) Seven members shall be
236 representative of the interests of local and regional boards of education
237 and shall be selected from lists of names submitted by such boards; (2)
238 seven members shall be representative of the interests of exclusive
239 bargaining representatives of certified employees and shall be selected
240 from lists of names submitted by such bargaining representatives; and
241 (3) not less than ten or more than fifteen members shall be impartial
242 representatives of the interests of the public in general and shall be
243 residents of the state of Connecticut, experienced in public sector
244 collective bargaining interest impasse resolution and selected from lists
245 of names submitted by the State Board of Education. The lists of names
246 submitted to the Governor pursuant to subdivisions (1) to (3),
247 inclusive, of this subsection shall, in addition to complying with the
248 provisions of section 4-9b, include a report from the State Board of
249 Education certifying that the process conducted for soliciting
250 applicants made adequate outreach to minority communities and
251 documenting that the number and make-up of minority applicants
252 considered reflect the state's racial and ethnic diversity. Each member
253 of the panel shall serve a term of [two] four years, [provided] except
254 that each arbitrator shall hold office until a successor is appointed and
255 [, provided further,] any arbitrator not reappointed shall finish to
256 conclusion any arbitration for which such arbitrator has been selected
257 or appointed. Arbitrators may be removed for good cause. If any

258 vacancy occurs in such panel, the Governor shall act within forty days
259 to fill such vacancy in the manner provided in section 4-19. Persons
260 appointed to the arbitration panel shall serve without compensation
261 but each shall receive a per diem fee for any day during which such
262 person is engaged in the arbitration of a dispute pursuant to this
263 section. The parties to the dispute so arbitrated shall pay the fee in
264 accordance with subsection (c) of this section.

265 Sec. 6. Subsection (a) of section 10a-179 of the general statutes is
266 repealed and the following is substituted in lieu thereof (*Effective from*
267 *passage*):

268 (a) There is created a body politic and corporate to be known as the
269 "State of Connecticut Health and Educational Facilities Authority".
270 Said authority is constituted a public instrumentality and political
271 subdivision of the state and the exercise by the authority of the powers
272 conferred by this chapter shall be deemed and held to be the
273 performance of an essential public and governmental function.
274 Notwithstanding the provisions of the general statutes or any public or
275 special act, the board of directors of said authority shall consist of ten
276 members, two of whom shall be the Secretary of the Office of Policy
277 and Management and the State Treasurer, ex officio, and eight of
278 whom shall be residents of the state appointed by the Governor, not
279 more than four of such appointed members to be members of the same
280 political party. Three of the appointed members shall be current or
281 retired trustees, directors, officers or employees of institutions for
282 higher education, two of the appointed members shall be current or
283 retired trustees, directors, officers or employees of health care
284 institutions and one of such appointed members shall be a person
285 having a favorable reputation for skill, knowledge and experience in
286 state and municipal finance, either as a [partner, officer or employee of
287 an investment banking firm which originates and purchases state and
288 municipal securities,] member of the financial business industry or as
289 an officer or employee of an insurance company or bank whose duties
290 relate to the purchase of state and municipal securities as an

291 investment and to the management and control of a state and
292 municipal securities portfolio. On or before the first day of July,
293 annually, the Governor shall appoint a member or members to succeed
294 those whose terms expire, each for a term of five years and until a
295 successor is appointed and has qualified. The Governor shall fill any
296 vacancy for the unexpired term. A member of the board shall be
297 eligible for reappointment. Any member of the board may be removed
298 by the Governor for misfeasance, malfeasance or wilful neglect of
299 duty. Each member of the board shall take and subscribe the oath or
300 affirmation required by article XI, section 1, of the State Constitution
301 prior to assuming such office. A record of each such oath shall be filed
302 in the office of the Secretary of the State. Each ex-officio member may
303 designate [his] a deputy or any member of [his] such member's staff to
304 represent him or her as a member at meetings of the board with full
305 power to act and vote in his or her behalf.

306 Sec. 7. Subsection (b) of section 12-802 of the general statutes is
307 repealed and the following is substituted in lieu thereof (*Effective from*
308 *passage*):

309 (b) (1) The corporation shall be governed by a board of thirteen
310 directors. The Governor, with the advice and consent of the General
311 Assembly, shall appoint [four] five directors who shall have skill,
312 knowledge and experience in the fields of management, finance or
313 operations in the private sector. [Three] Two directors shall be the
314 State Treasurer [] and the Secretary of the Office of Policy and
315 Management, [and the executive director of the Division of Special
316 Revenue, all] both of whom shall serve ex officio and shall have all of
317 the powers and privileges of a member of the board of directors. Each
318 ex-officio director may designate his or her deputy or any member of
319 his or her staff to represent him or her at meetings of the corporation
320 with full power to act and vote on his or her behalf. [The executive
321 director of the Division of Special Revenue shall cease to be a director
322 one year from June 4, 1996, or earlier at the discretion of the Governor.
323 The Governor, with the advice and consent of the General Assembly,

324 shall fill the vacancy created by the removal or departure of the
325 executive director of the Division of Special Revenue with a person
326 who shall have skill, knowledge and experience in the fields of
327 management, finance or operations in the private sector. The Governor
328 shall thereafter have the power to appoint a total of five members to
329 the board.] Each director appointed by the Governor shall serve at the
330 pleasure of the Governor, but no longer than the term of office of the
331 Governor or until the director's successor is appointed and qualified,
332 whichever term is longer. The Governor shall fill any vacancy for the
333 unexpired term of a director appointed by the Governor. The
334 procedures of section 4-7 shall apply to the confirmation of the
335 Governor's appointments by both houses of the General Assembly.

336 (2) Six directors shall be appointed as follows: One by the president
337 pro tempore of the Senate, one by the majority leader of the Senate,
338 one by the minority leader of the Senate, one by the speaker of the
339 House of Representatives, one by the majority leader of the House of
340 Representatives and one by the minority leader of the House of
341 Representatives. [Each director appointed by the Governor shall serve
342 at the pleasure of the Governor but no longer than the term of office of
343 the Governor or until the director's successor is appointed and
344 qualified, whichever term is longer.] Each director appointed by a
345 member of the General Assembly shall serve in accordance with the
346 provisions of section 4-1a. [The Governor shall fill any vacancy for the
347 unexpired term of a member appointed by the Governor.] The
348 appropriate legislative appointing authority shall fill any vacancy for
349 the unexpired term of a [member] director appointed by such
350 authority.

351 (3) Any appointed director [, other than the executive director of the
352 Division of Special Revenue,] shall be eligible for reappointment. The
353 Commissioner of Consumer Protection shall not serve as a director.
354 Any director may be removed by order of the Superior Court upon
355 application of the Attorney General for misfeasance, malfeasance or
356 wilful neglect of duty. Such actions shall be tried to the court without a

357 jury and shall be privileged in assignment for hearing. If the court,
358 after hearing, finds there is clear and convincing evidence of such
359 misfeasance, malfeasance or wilful neglect of duty it shall order the
360 removal of such director. Any director so removed shall not be
361 reappointed to the board. [Each appointing authority shall make his
362 initial appointment to the board no later than six months following
363 June 4, 1996.]

364 Sec. 8. Subsections (a) and (b) of section 20-8a of the general statutes
365 are repealed and the following is substituted in lieu thereof (*Effective*
366 *from passage*):

367 (a) There shall be within the Department of Public Health a
368 Connecticut Medical Examining Board.

369 [(1) Said board shall consist of fifteen members appointed by the
370 Governor, subject to the provisions of section 4-9a, in the manner
371 prescribed for department heads in section 4-7, as follows: Five
372 physicians practicing in the state; one physician who shall be a full-
373 time member of the faculty of The University of Connecticut School of
374 Medicine; one physician who shall be a full-time chief of staff in a
375 general-care hospital in the state; one physician who shall be a
376 supervising physician for one or more physician assistants; one
377 physician who shall be a graduate of a medical education program
378 accredited by the American Osteopathic Association; one physician
379 assistant licensed pursuant to section 20-12b and practicing in this
380 state; and five public members.]

381 [(2) On and after October 1, 2012, said] (1) Said board shall consist of
382 twenty-one members, thirteen of whom are physicians, one of whom is
383 a physician assistant and seven of whom are public members, all of
384 whom are appointed by the Governor, subject to the provisions of
385 section [4-9a, in the manner prescribed for department heads in section
386 4-7] 4-1a, as follows: Three physicians of any specialty; three
387 physicians who [shall be] are specialists in internal medicine; one

388 physician who [shall be] is a psychiatrist; one physician who [shall be]
389 is a surgeon; one physician who [shall be] is an obstetrician-
390 gynecologist; one physician who [shall be] is a pediatrician; one
391 physician who [shall be] is an emergency medical physician; one
392 physician who [shall be] is a supervising physician for one or more
393 physician assistants; one physician who [shall be] is a graduate of a
394 medical education program accredited by the American Osteopathic
395 Association; one physician assistant licensed pursuant to section 20-
396 12b; and seven public members.

397 [(3)] (2) No professional member of said board shall be an elected or
398 appointed officer of a professional society or association relating to
399 such member's profession at the time of appointment to the board or
400 have been such an officer during the year immediately preceding
401 appointment or serve for more than two consecutive terms.
402 Professional members shall be practitioners in good professional
403 standing and residents of this state.

404 (b) All vacancies shall be filled by the Governor in the same manner
405 [prescribed for department heads in section 4-7] as the original
406 appointment. On and after October 1, 2012, successors and
407 appointments to fill a vacancy shall fulfill the same qualifications as
408 the member succeeded or replaced. In addition to the requirements in
409 [sections 4-9a and] section 19a-8, no person whose spouse, parent,
410 brother, sister, child or spouse of a child is a physician, as defined in
411 section 20-13a, or a physician assistant, as defined in section 20-12a,
412 shall be appointed as a public member.

413 Sec. 9. Subsection (b) of section 31-102 of the general statutes is
414 repealed and the following is substituted in lieu thereof (*Effective from*
415 *passage*):

416 (b) Whenever conditions warrant, the Labor Commissioner or the
417 chairman of the board shall request the Governor to appoint, and the
418 Governor shall have authority to appoint, alternate members of said

419 board in such numbers and for such periods of time as [he] the
420 Governor may determine to be necessary, [but not longer than one
421 year,] in order that said board may render efficient service in
422 performing the duties committed to it by statute. Any such alternate
423 member shall serve in accordance with the provisions of section 4-1a.
424 Any such alternate member shall meet the same qualifications and
425 receive the same compensation as regular members of the board. An
426 alternate member shall serve in place of an absent member of the
427 board at any time when so directed by the board and while so serving
428 shall have all the powers of members of the board. Alternate members
429 so appointed shall have power to complete any matter pending at the
430 expiration of the term for which they were appointed.

431 Sec. 10. Subsection (b) of section 19a-178a of the general statutes is
432 repealed and the following is substituted in lieu thereof (*Effective from*
433 *passage*):

434 (b) The advisory board shall consist of members appointed in
435 accordance with the provisions of this subsection and shall include the
436 Commissioner of Public Health, [and] the department's emergency
437 medical services medical director and the president of each of the
438 regional emergency medical services councils, or their designees. The
439 Governor shall appoint the following members: (1) One person from
440 [each of the regional emergency medical services councils; one person
441 from] the Connecticut Association of Directors of Health; (2) three
442 persons from the Connecticut College of Emergency Physicians; (3)
443 one person from the Connecticut Committee on Trauma of the
444 American College of Surgeons; (4) one person from the Connecticut
445 Medical Advisory Committee; (5) one person from the Emergency
446 [Department] Nurses Association; (6) one person from the Connecticut
447 Association of Emergency Medical Services Instructors; (7) one person
448 from the Connecticut Hospital Association; (8) two persons
449 representing commercial ambulance providers; (9) one person from the
450 Connecticut State Firefighters Association; (10) one person from the
451 Connecticut Fire Chiefs Association; (11) one person from the

452 Connecticut Police Chiefs [of Police] Association; (12) one person from
453 the Connecticut State Police; and (13) one person from the Connecticut
454 Commission on Fire Prevention and Control. An additional eighteen
455 members shall be appointed as follows: (A) Three by the president pro
456 tempore of the Senate; (B) three by the majority leader of the Senate;
457 (C) four by the minority leader of the Senate; (D) three by the speaker
458 of the House of Representatives; (E) two by the majority leader of the
459 House of Representatives; and (F) three by the minority leader of the
460 House of Representatives. The appointees shall include a person with
461 experience in municipal ambulance services; a person with experience
462 in for-profit ambulance services; three persons with experience in
463 volunteer ambulance services; a paramedic; an emergency medical
464 technician; an advanced emergency medical technician; three
465 consumers and four persons from state-wide organizations with
466 interests in emergency medical services as well as any other areas of
467 expertise that may be deemed necessary for the proper functioning of
468 the advisory board.

469 Sec. 11. Subsection (a) of section 19a-182 of the general statutes is
470 repealed and the following is substituted in lieu thereof (*Effective from*
471 *passage*):

472 (a) The emergency medical services councils shall advise the
473 commissioner on area-wide planning and coordination of agencies for
474 emergency medical services for each region and shall provide
475 continuous evaluation of emergency medical services for their
476 respective geographic areas. A regional emergency medical services
477 coordinator, in consultation with the commissioner, shall assist the
478 emergency medical services council for the respective region in
479 carrying out the duties prescribed in subsection (b) of this section. As
480 directed by the commissioner, the regional emergency medical services
481 coordinator for each region shall facilitate the work of each respective
482 emergency medical services council including, but not limited to,
483 representing the Department of Public Health at any Council of
484 Regional [Chairpersons] Presidents meetings.

485 Sec. 12. Section 19a-183 of the general statutes is repealed and the
486 following is substituted in lieu thereof (*Effective from passage*):

487 There shall be established an emergency medical services council in
488 each region. A region shall be composed of the towns so designated by
489 the commissioner. Opportunity for membership shall be available to
490 all appropriate representatives of emergency medical services
491 including, but not limited to, one representative from each of the
492 following: (1) Local governments; (2) fire and law enforcement
493 officials; (3) medical and nursing professions, including mental health,
494 paraprofessional and other allied health professionals; (4) providers of
495 ambulance services, at least one of which shall be a member of a
496 volunteer ambulance association; (5) institutions of higher education;
497 (6) federal agencies involved in the delivery of health care; and (7)
498 consumers. All emergency medical services councils, including those
499 in existence on July 1, 1974, shall submit to the commissioner
500 information concerning the organizational structure and council
501 bylaws for the commissioner's approval. Such bylaws shall include the
502 process by which each council shall elect a president. The
503 commissioner shall foster the development of emergency medical
504 services councils in each region.

505 Sec. 13. Subsection (b) of section 19a-184 of the general statutes is
506 repealed and the following is substituted in lieu thereof (*Effective from*
507 *passage*):

508 (b) The [chairpersons] presidents, or their designees, of said councils
509 shall meet as a group, at least bimonthly, with the Office of Emergency
510 Medical Services to discuss the planning, coordination and
511 implementation of the state-wide emergency medical care service
512 system.

513 Sec. 14. Section 9-167a of the general statutes is repealed and the
514 following is substituted in lieu thereof (*Effective from passage*):

515 (a) (1) Except as provided in subdivision (2) of this subsection, the

516 maximum number of members of any board, commission, legislative
 517 body, committee or similar body of the state or any political
 518 subdivision thereof, whether elective or appointive, who may be
 519 members of the same political party, shall be as specified in the
 520 following table:

	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

521 (2) ~~(A)~~ The provisions of this section shall not apply ~~[(A)] (i)~~ to any
 522 such board, commission, committee or body whose members are
 523 elected wholly or partially on the basis of a geographical division of
 524 the state or political subdivision, ~~[(B)] (ii)~~ to a legislative body of a
 525 municipality ~~[(i)] (I)~~ having a town meeting as its legislative body or
 526 ~~[(ii)] (II)~~ for which the charter or a special act, on January 1, 1987,
 527 provided otherwise, ~~[or (C)] (iii)~~ to the city council of an
 528 unconsolidated city within a town and the town council of such town
 529 if the town has a town council and a representative town meeting, the
 530 town charter provides for some form of minority representation in the
 531 election of members of the representative town meeting, and the city
 532 has a city council and a body having the attributes of a town meeting,
 533 or ~~[(D)] (iv)~~ to the board of directors and other officers of any district,
 534 as defined in section 7-324, having annual receipts from all sources not
 535 in excess of two hundred fifty thousand dollars.

536 (B) For the purposes of this section, members of an appointive board
537 or commission who serve on such board or commission by virtue of
538 holding a particular and distinct office shall not be included in the
539 calculation, as provided in subsection (b) of this section, to determine
540 the maximum number of members of any political party who may be
541 appointed to such board or commission.

542 (b) Prior to any election for or appointment to any [such body]
543 board, commission, legislative body, committee or similar body of the
544 state or any political subdivision thereof, the municipal clerk, in cases
545 of elections, and the appointing authority, in cases of appointments,
546 shall determine the maximum number of members of any political
547 party who may be elected or appointed to such body at such election
548 or appointment. Such maximum number shall be determined for each
549 political party in the following manner: From the number of members
550 of one political party who are members of such body at the time of the
551 election or appointment, subtract the number of members of such
552 political party whose terms expire prior to the commencement of the
553 terms for which such election or appointment is being held or made
554 and subtract the balance thus arrived at from the appropriate number
555 specified in column II of subsection (a) of this section.

556 (c) In the case of any election to any such body, the winner or
557 winners shall be determined as under existing law with the following
558 exception: The municipal clerk shall prepare a list of the candidates
559 ranked from top to bottom according to the number of votes each
560 receives; when the number of members of any one political party who
561 would be elected without regard to this section exceeds the maximum
562 number as determined under subsection (b) of this section, only the
563 candidates of such political party with the highest number of votes up
564 to the limit of such maximum shall be elected, and the names of the
565 remaining candidates of such political party shall be stricken from the
566 list. The next highest ranking candidates shall be elected up to the
567 number of places to be filled at such election.

568 (d) If an unexpired portion of a term is to be filled at the same time
569 as a full term, the unexpired term shall be deemed to be filled before
570 the full term for purposes of applying this section. At such time as the
571 minority representation provisions of this section become applicable to
572 any board, commission, committee or body, any vacancy thereafter
573 occurring which is to be filled by appointment shall be filled by the
574 appointment of a member of the same political party as that of the
575 vacating member.

576 (e) Nothing in this section shall be construed to repeal, modify or
577 prohibit enactment of any general or special act or charter which
578 provides for a greater degree of minority representation than is
579 provided by this section.

580 (f) Nothing in this section shall deprive any person who is a
581 member of any such body on July 1, 1960, of the right to remain as a
582 member until the expiration of his term.

583 (g) For the purposes of this section, a person shall be deemed to be a
584 member of the political party on whose enrollment list his name
585 appears on the date of his appointment to, or of his nomination as a
586 candidate for election to, any office specified in subsection (a) of this
587 section, provided any person who has applied for erasure or transfer of
588 his name from an enrollment list shall be considered a member of the
589 party from whose list he has so applied for erasure or transfer for a
590 period of three months from the date of the filing of such application
591 and provided further any person whose candidacy for election to an
592 office is solely as the candidate of a party other than the party with
593 which he is enrolled shall be deemed to be a member of the party of
594 which he is such candidate.

595 (h) For the purposes of this section, the appointing authority for any
596 member of any board or commission shall notify all other appointing
597 authorities for members of such board or commission of each
598 appointment made, including the name, town of residence and

599 political affiliation of the person appointed, not later than five calendar
 600 days after such appointment. Such notification may be transmitted by
 601 electronic means.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2016</i>	21a-6
Sec. 2	<i>July 1, 2016</i>	21a-7
Sec. 3	<i>July 1, 2016</i>	21a-8(a)(7) and (8)
Sec. 4	<i>July 1, 2016</i>	21a-8(c)
Sec. 5	<i>from passage</i>	10-153f(a)
Sec. 6	<i>from passage</i>	10a-179(a)
Sec. 7	<i>from passage</i>	12-802(b)
Sec. 8	<i>from passage</i>	20-8a(a) and (b)
Sec. 9	<i>from passage</i>	31-102(b)
Sec. 10	<i>from passage</i>	19a-178a(b)
Sec. 11	<i>from passage</i>	19a-182(a)
Sec. 12	<i>from passage</i>	19a-183
Sec. 13	<i>from passage</i>	19a-184(b)
Sec. 14	<i>from passage</i>	9-167a

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.]