



General Assembly

Substitute Bill No. 140

February Session, 2016



**AN ACT CONCERNING THE DUTIES OF THE CONNECTICUT
MARKETING AUTHORITY.**

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

1 Section 1. Section 22-64 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 The Marketing Authority shall develop the marketing facilities of
4 Connecticut agriculture to bring about a wider and more economical
5 distribution of Connecticut's agricultural products through the
6 development of existing farmers' markets and through the
7 establishment, acquisition, development and operation of market
8 facilities, including land and buildings, by purchase, construction or
9 condemnation; provided, however, that any such real estate
10 acquisitions financed by bonds involving the full faith and credit of the
11 state shall be subject to the provisions of section 4b-23. Subject to the
12 provisions of section 4b-3, the Marketing Authority may lease, [the
13 land or markets] permit or license property under the control of the
14 authority. The Marketing Authority shall adopt regulations in
15 accordance with the provisions of chapter 54 concerning the leasing,
16 permitting and licensing of [land or markets] property under the
17 control of the authority. The Marketing Authority shall maintain a
18 written record of the reasons why a prospective tenant has been
19 granted or denied a lease, permit or license and shall notify applicants

20 that such a record is available for inspection. Any change in lease,
21 permit or license status shall be reported to the Secretary of the Office
22 of Policy and Management. Any such [market or land] property under
23 the control of the Marketing Authority may be leased, permitted or
24 licensed in portions (1) to an agricultural cooperative organized under
25 the laws of this state, [and] (2) to wholesalers of farm produce or farm
26 supplies, [and] (3) to dealers in other commodities, if the authority
27 determines that the sale of such other commodities is of general benefit
28 to the market, [and] (4) to persons rendering services connected
29 therewith essential to the market, subject to such regulations as the
30 Marketing Authority [promulgates] adopts, and (5) to entities that
31 benefit market operations, subject to such regulations as the Marketing
32 Authority adopts. Such leases, permits and licenses shall be for periods
33 determined by the authority, not to exceed ninety-nine years, and may
34 be renewed for like periods. Said leases, permits and licenses may be
35 terminated upon mutual agreement by both parties thereto. Except as
36 provided in section 22-63a, the appointment of all necessary employees
37 by the Marketing Authority shall be subject to the provisions of
38 chapter 67. The Marketing Authority shall, for the purpose of
39 providing for the payment of the expenses of the market and the
40 construction, improvements, repairs, maintenance and operation of its
41 properties, fix, charge and collect rentals and charges for property,
42 stores, stalls, space, buildings, equipment and other appurtenances,
43 privileges and services furnished or performed, in or in connection
44 with the market. The Marketing Authority shall have charge and
45 supervision of repairs, maintenance and capital improvements of its
46 properties provided that contracts may be submitted to the
47 Commissioner of Administrative Services for review. The Marketing
48 Authority may collect any charges due a cooperative from its
49 sublessees and may apply any sums so collected to the payment of rent
50 payable to the authority by such cooperative. The Marketing Authority
51 shall [promulgate] adopt reasonable regulations relating to the use and
52 operation of the market and its premises, equipment and facilities;
53 marketing hours and days; sanitation; weight, measurement and
54 display of products; inspection of products by the authority, and traffic

55 and parking regulation, all in the interest of the public safety and
56 convenience and to insure the most efficient and economical use of
57 market property. The Marketing Authority, or a committee thereof to
58 be designated by the authority, after hearing, may impose a penalty
59 not exceeding five hundred dollars for each violation of any of such
60 regulations, and said authority may provide for the removal from the
61 market premises of any motor vehicle operated or parked in violation
62 of any regulation. The nonpayment of any penalty imposed as herein
63 provided shall be grounds for eviction and exclusion from the market
64 of the person or corporation upon whom the penalty is imposed and in
65 addition the amount of such penalty may be recovered by the
66 authority in a civil action. Any person or corporation aggrieved by the
67 imposition of penalties in excess of fifty dollars in the aggregate may
68 appeal to the superior court for the judicial district of Hartford.

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

Section 1	<i>from passage</i>	22-64
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ENV *Joint Favorable Subst.*