



House of Representatives

General Assembly

File No. 50

February Session, 2016

House Bill No. 5238

House of Representatives, March 15, 2016

The Committee on Labor and Public Employees reported through REP. TERCYAK of the 26th Dist., Chairperson of the Committee on the part of the House, that the bill ought to pass.

AN ACT CONCERNING THE REMOVAL OF CERTAIN POSITIONS FROM THE ENUMERATED LIST OF POSITIONS THAT ARE EXEMPT FROM CLASSIFIED SERVICE.

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

1 Section 1. Section 5-198 of the 2016 supplement to the general
2 statutes is repealed and the following is substituted in lieu thereof
3 (*Effective July 1, 2016*):

4 The offices and positions filled by the following-described
5 incumbents shall be exempt from the classified service:

6 (1) All officers and employees of the Judicial Department;

7 (2) All officers and employees of the Legislative Department;

8 (3) All officers elected by popular vote;

9 (4) All agency heads, members of boards and commissions and
10 other officers appointed by the Governor;

11 (5) All persons designated by name in any special act to hold any
12 state office;

13 (6) All officers, noncommissioned officers and enlisted men in the
14 military or naval service of the state and under military or naval
15 discipline and control;

16 (7) (A) All correctional wardens, as provided in section 18-82, and
17 (B) all superintendents of state institutions, the State Librarian, the
18 president of The University of Connecticut and any other
19 commissioner or administrative head of a state department or
20 institution who is appointed by a board or commission responsible by
21 statute for the administration of such department or institution;

22 (8) The State Historian appointed by the State Library Board;

23 (9) Deputies to the administrative head of each department or
24 institution designated by statute to act for and perform all of the duties
25 of such administrative head during such administrative head's absence
26 or incapacity;

27 (10) Executive assistants to each state elective officer and each
28 department head, as defined in section 4-5, provided (A) each position
29 of executive assistant shall have been created in accordance with
30 section 5-214, and (B) in no event shall the Commissioner of
31 Administrative Services or the Secretary of the Office of Policy and
32 Management approve more than four executive assistants for a
33 department head;

34 (11) One personal secretary to the administrative head and to each
35 undersecretary or deputy to such head of each department or
36 institution;

37 (12) All members of the professional and technical staffs of the
38 constituent units of the state system of higher education, as defined in
39 section 10a-1, of all other state institutions of learning, of the Board of
40 Regents for Higher Education, and of the agricultural experiment
41 station at New Haven, professional and managerial employees of the

42 Department of Education and the Office of Early Childhood and
43 teachers certified by the State Board of Education and employed in
44 teaching positions at state institutions;

45 (13) Physicians, dentists, student nurses in institutions and other
46 professional specialists who are employed on a part-time basis;

47 (14) Persons employed to make or conduct a special inquiry,
48 investigation, examination or installation;

49 (15) Students in educational institutions who are employed on a
50 part-time basis;

51 (16) Forest fire wardens provided for by section 23-36;

52 (17) Patients or inmates of state institutions who receive
53 compensation for services rendered therein;

54 (18) Employees of the Governor including employees working at the
55 executive office, official executive residence at 990 Prospect Avenue,
56 Hartford and the Washington D.C. office;

57 (19) Persons filling positions expressly exempted by statute from the
58 classified service;

59 (20) Librarians employed by the State Board of Education or any
60 constituent unit of the state system of higher education;

61 (21) All officers and employees of the Division of Criminal Justice;

62 (22) Professional employees in the education professions bargaining
63 unit of the Department of Rehabilitation Services;

64 (23) Lieutenant colonels in the Division of State Police within the
65 Department of Emergency Services and Public Protection;

66 (24) The Deputy State Fire Marshal within the Department of
67 Administrative Services;

68 (25) The chief administrative officer of the Workers' Compensation

69 Commission;

70 (26) Employees in the education professions bargaining unit;

71 (27) Disability policy specialists employed by the Council on
72 Developmental Disabilities; and

73 (28) The director for digital media and motion picture activities in
74 the Department of Economic and Community Development. [; and]

75 [(29) Any Director of Communications 1, Director of
76 Communications 1 (Rc), Director of Communications 2, Director of
77 Communications 2 (Rc), Legislative Program Manager,
78 Communications and Legislative Program Manager, Director of
79 Legislation, Regulation and Communication, Legislative and
80 Administrative Advisor 1, or Legislative and Administrative Advisor 2
81 as such positions are classified within the Executive Department.]

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2016	5-198

LAB *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note***State Impact:*** None***Municipal Impact:*** None***Explanation***

The bill, which places certain executive branch positions in the state employee classified service, is not anticipated to result in a fiscal impact.

The Out Years***State Impact:*** None***Municipal Impact:*** None

OLR Bill Analysis**HB 5238*****AN ACT CONCERNING THE REMOVAL OF CERTAIN POSITIONS FROM THE ENUMERATED LIST OF POSITIONS THAT ARE EXEMPT FROM CLASSIFIED SERVICE.*****SUMMARY:**

This bill places the following executive branch positions in the state employee classified service:

1. Director of Communications 1;
2. Director of Communications 1 (RC);
3. Director of Communications 2;
4. Director of Communications 2 (RC);
5. Legislative Program Manager;
6. Communications and Legislative Program Manager;
7. Director of Legislation, Regulation, and Communication;
8. Legislative and Administrative Advisor 1; and
9. Legislative and Administrative Advisor 2.

By law, employees in classified service positions are subject to civil service exams and other statutory hiring, promotion, and termination procedures.

EFFECTIVE DATE: July 1, 2016

COMMITTEE ACTION

Labor and Public Employees Committee

Joint Favorable

Yea 8 Nay 5 (03/01/2016)