



General Assembly

Amendment

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LCO No. 5411



Offered by:

REP. SHARKEY, 88th Dist.

REP. MILLER, 36th Dist.

REP. D'AGOSTINO, 91st Dist.

To: Subst. House Bill No. 5601

File No. 540

Cal. No. 342

"AN ACT CONCERNING THE CONNECTICUT TRANSPORTATION INSTITUTE AND A STUDY OF SCHOOL TRANSPORTATION EFFICIENCIES."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 7-148v of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective from passage*):

5 (a) Notwithstanding the provisions of any municipal charter or any
6 special act to the contrary, any municipality may, by ordinance,
7 establish requirements for competitive bidding for the award of any
8 contract or the purchase of any real or personal property by the
9 municipality. Such ordinance may provide that, except as otherwise
10 required by any provision of the general statutes, sealed bidding shall
11 not be required for contracts or purchases having a value less than or

12 equal to an amount established in the ordinance, which amount shall
13 not be greater than twenty-five thousand dollars. Nothing in this
14 section shall be deemed to invalidate any ordinance enacted by a
15 municipality prior to October 1, 1989. Nothing in this section and no
16 ordinance adopted pursuant to this section shall be construed to limit
17 the ability of a municipality to enter into a contract pursuant to section
18 4a-53a.

19 (b) Notwithstanding the provisions of the general statutes or any
20 municipal charter, special act or ordinance, any municipality may
21 purchase equipment, supplies, materials or services from a person who
22 has a contract to sell such goods or services to other state governments,
23 political subdivisions of the state, nonprofit organizations or public
24 purchasing consortia available through a regional educational service
25 center or regional council of governments, in accordance with the
26 provisions of such contract.

27 Sec. 2. Section 4-124s of the general statutes is repealed and the
28 following is substituted in lieu thereof (*Effective from passage*):

29 (a) For purposes of this section:

30 (1) "Regional council of governments" means any such council
31 organized under the provisions of sections 4-124i to 4-124p, inclusive;

32 (2) "Municipality" means a town, city or consolidated town and
33 borough;

34 (3) "Legislative body" means the board of selectmen, town council,
35 city council, board of alderman, board of directors, board of
36 representatives or board of the warden and burgesses of a
37 municipality; [and]

38 (4) "Secretary" means the Secretary of the Office of Policy and
39 Management or the designee of the secretary; and

40 (5) "Regional educational service center" has the same meaning as
41 provided in section 10-282.

42 (b) There is established a regional performance incentive program
43 that shall be administered by the Secretary of the Office of Policy and
44 Management. On or before December 31, 2011, and annually
45 thereafter, any regional council of governments, any two or more
46 municipalities acting through a regional council of governments, any
47 economic development district, any regional educational service center
48 or any combination thereof may submit a proposal to the secretary for:
49 (1) The joint provision of any service that one or more participating
50 municipalities of such council, educational service center or agency
51 currently provide but which is not provided on a regional basis, (2) a
52 planning study regarding the joint provision of any service on a
53 regional basis, or (3) shared information technology services. A copy of
54 said proposal shall be sent to the legislators representing said
55 participating municipalities. Any local or regional board of education
56 or regional educational service center serving a population greater
57 than one hundred thousand may submit a proposal to the secretary for
58 a regional special education initiative.

59 (c) (1) A regional council of governments, [or] an economic
60 development district, a regional educational service center or a local or
61 regional board of education shall submit each proposal in the form and
62 manner the secretary prescribes and shall, at a minimum, provide the
63 following information for each proposal: (A) Service or initiative
64 description; (B) the explanation of the need for such service or
65 initiative; (C) the method of delivering such service or initiative on a
66 regional basis; (D) the organization that would be responsible for
67 regional service or initiative delivery; (E) a description of the
68 population that would be served; (F) the manner in which regional
69 service or initiative delivery will achieve economies of scale; (G) the
70 amount by which participating municipalities will reduce their mill
71 rates as a result of savings realized; (H) a cost benefit analysis for the
72 provision of the service or initiative by each participating municipality
73 and by the entity or board of education submitting the proposal; (I) a
74 plan of implementation for delivery of the service or initiative on a
75 regional basis; (J) a resolution endorsing such proposal approved by

76 the legislative body of each participating municipality; and (K) an
77 explanation of the potential legal obstacles, if any, to the regional
78 provision of the service or initiative.

79 (2) The secretary shall review each proposal and shall award grants
80 for proposals the secretary determines best meet the requirements of
81 this section. In awarding such grants, the secretary shall give priority
82 to a proposal submitted by (A) any entity specified in subsection (a) of
83 this section that includes participation of all of the member
84 municipalities of such entity, and which may increase the purchasing
85 power of participating municipalities or provide a cost savings
86 initiative resulting in a decrease in expenses of such municipalities,
87 allowing such municipalities to lower property taxes, [and] (B) any
88 economic development district, and (C) any local or regional board of
89 education.

90 (d) On or before December 31, 2013, and annually thereafter until
91 December 31, 2018, in addition to any proposal submitted pursuant to
92 this section, any municipality or regional council of governments may
93 apply to the secretary for a grant to fund: (1) Operating costs
94 associated with connecting to the state-wide high speed, flexible
95 network developed pursuant to section 4d-80, including the costs to
96 connect at the same rate as other government entities served by such
97 network; and (2) capital cost associated with connecting to such
98 network, including expenses associated with building out the internal
99 fiber network connections required to connect to such network,
100 provided the secretary shall make any such grant available in
101 accordance with the two-year schedule by which the Bureau of
102 Enterprise Systems and Technology recommends connecting each
103 municipality and regional council of governments to such network.
104 Any municipality or regional council of governments shall submit each
105 application in the form and manner the secretary prescribes.

106 (e) The secretary shall submit to the Governor and the joint standing
107 committee of the General Assembly having cognizance of matters
108 relating to finance, revenue and bonding a report on the grants

109 provided pursuant to this section. Each such report shall include
110 information on the amount of each grant, and the potential of each
111 grant for leveraging other public and private investments. The
112 secretary shall submit a report for the fiscal year commencing July 1,
113 2011, not later than February 1, 2012, and shall submit a report for each
114 subsequent fiscal year not later than the first day of March in such
115 fiscal year. Such reports shall include the property tax reductions
116 achieved by means of the program established pursuant to this section.

117 Sec. 3. (NEW) (*Effective from passage*) Notwithstanding the provisions
118 of the general statutes or any municipal charter or special act to the
119 contrary, any municipality may enter into a partnership with one or
120 more municipalities to share the services of one or more resident state
121 troopers or other law enforcement personnel.

122 Sec. 4. (*Effective from passage*) The Department of Education shall
123 conduct a study regarding methods and practices local school districts
124 may utilize to reduce costs and increase efficiencies in the provision of
125 student transportation. Such methods and practices shall include, but
126 need not be limited to, the development of a statistical evaluation of
127 efficiency model, using linear programming that considers distances,
128 start times, end times, routes, population tiers, utilization and model
129 contract provisions, for local school district student transportation
130 operations. Not later than June 30, 2017, the Department of Education
131 shall submit a report of the results of such study and any
132 recommendations for the efficient transportation of students to the
133 joint standing committees of the General Assembly having cognizance
134 of matters relating to education and local governments, in accordance
135 with the provisions of section 11-4a of the general statutes.

136 Sec. 5. Section 4-66n of the 2016 supplement to the general statutes is
137 repealed and the following is substituted in lieu thereof (*Effective from*
138 *passage*):

139 (a) There is established an account to be known as the "municipal
140 reimbursement and revenue account" which shall be a separate,

141 nonlapsing account within the General Fund. The account shall
142 contain any moneys required by law to be deposited in the account.

143 (b) Moneys transferred to the account in accordance with section 87
144 of public act 13-247 shall be expended by the Office of Policy and
145 Management as follows: (1) For the Nutmeg Network, two million one
146 hundred seventy-four thousand dollars; (2) for a tax incidence study,
147 seven hundred thousand dollars; [and] (3) for the universal chart of
148 accounts, four hundred fifty thousand dollars; (4) to audit private
149 providers of special education services, in accordance with section 2-90
150 and sections 10-91g to 10-91i, inclusive, three hundred sixty-six
151 thousand dollars; and (5) for the Department of Education, to conduct
152 the study described in section 4 of this act, two hundred fifty thousand
153 dollars. Such moneys for the universal chart of accounts may be used
154 to reimburse expenses incurred on or after July 1, 2013.

155 Sec. 6. Subsection (d) of section 8-23 of the 2016 supplement to the
156 general statutes is repealed and the following is substituted in lieu
157 thereof (*Effective October 1, 2016*):

158 (d) In preparing such plan, the commission or any special
159 committee shall consider the following: (1) The community
160 development action plan of the municipality, if any, (2) the need for
161 affordable housing, (3) the need for protection of existing and potential
162 public surface and ground drinking water supplies, (4) the use of
163 cluster development and other development patterns to the extent
164 consistent with soil types, terrain and infrastructure capacity within
165 the municipality, (5) the state plan of conservation and development
166 adopted pursuant to chapter 297, (6) the regional plan of conservation
167 and development adopted pursuant to section 8-35a, as amended by
168 this act, (7) physical, social, economic and governmental conditions
169 and trends, (8) the needs of the municipality including, but not limited
170 to, human resources, education, health, housing, recreation, social
171 services, public utilities, public protection, transportation and
172 circulation and cultural and interpersonal communications, (9) the
173 objectives of energy-efficient patterns of development, the use of solar

174 and other renewable forms of energy and energy conservation, (10)
175 protection and preservation of agriculture, [and] (11) sea level change
176 scenarios published by the National Oceanic and Atmospheric
177 Administration in Technical Report OAR CPO-1, and (12) the need for
178 technology infrastructure in the municipality.

179 Sec. 7. Subsection (a) of section 8-35a of the general statutes is
180 repealed and the following is substituted in lieu thereof (*Effective*
181 *October 1, 2016*):

182 (a) At least once every ten years, each regional council of
183 governments shall make a plan of conservation and development for
184 its area of operation, showing its recommendations for the general use
185 of the area including land use, housing, principal highways and
186 freeways, bridges, airports, parks, playgrounds, recreational areas,
187 schools, public institutions, public utilities, agriculture and such other
188 matters as, in the opinion of the council, will be beneficial to the area.
189 Any regional plan so developed shall be based on studies of physical,
190 social, economic and governmental conditions and trends and shall be
191 designed to promote with the greatest efficiency and economy the
192 coordinated development of its area of operation and the general
193 welfare and prosperity of its people. Such plan may encourage energy-
194 efficient patterns of development, the use of solar and other renewable
195 forms of energy, and energy conservation. Such plan shall be designed
196 to promote abatement of the pollution of the waters and air of the
197 region. Such plan shall consider the need for technology infrastructure
198 in the region. The regional plan shall identify areas where it is feasible
199 and prudent (1) to have compact, transit accessible, pedestrian-
200 oriented mixed use development patterns and land reuse, and (2) to
201 promote such development patterns and land reuse and shall note any
202 inconsistencies with the following growth management principles: (A)
203 Redevelopment and revitalization of regional centers and areas of
204 mixed land uses with existing or planned physical infrastructure; (B)
205 expansion of housing opportunities and design choices to
206 accommodate a variety of household types and needs; (C)
207 concentration of development around transportation nodes and along

208 major transportation corridors to support the viability of
209 transportation options and land reuse; (D) conservation and
210 restoration of the natural environment, cultural and historical
211 resources and traditional rural lands; (E) protection of environmental
212 assets critical to public health and safety; and (F) integration of
213 planning across all levels of government to address issues on a local,
214 regional and state-wide basis. The plan of each region contiguous to
215 Long Island Sound shall be designed to reduce hypoxia, pathogens,
216 toxic contaminants and floatable debris in Long Island Sound.

217 Sec. 8. Section 16a-27 of the general statutes is repealed and the
218 following is substituted in lieu thereof (*Effective October 1, 2016*):

219 (a) The secretary, after consultation with all appropriate state,
220 regional and local agencies and other appropriate persons, shall, prior
221 to March 1, 2012, complete a revision of the existing plan and enlarge it
222 to include, but not be limited to, policies relating to transportation,
223 energy and air. Any revision made after July 1, 1995, shall take into
224 consideration the conservation and development of greenways that
225 have been designated by municipalities and shall recommend that
226 state agencies coordinate their efforts to support the development of a
227 state-wide greenways system. The Commissioner of Energy and
228 Environmental Protection shall identify state-owned land for inclusion
229 in the plan as potential components of a state greenways system.

230 (b) Any revision made after August 20, 2003, shall take into account
231 (1) economic and community development needs and patterns of
232 commerce, and (2) linkages of affordable housing objectives and land
233 use objectives with transportation systems.

234 (c) Any revision made after March 1, 2006, shall (1) take into
235 consideration risks associated with natural hazards, including, but not
236 limited to, flooding, high winds and wildfires; (2) identify the potential
237 impacts of natural hazards on infrastructure and property; and (3)
238 make recommendations for the siting of future infrastructure and
239 property development to minimize the use of areas prone to natural

240 hazards, including, but not limited to, flooding, high winds and
241 wildfires.

242 (d) Any revision made after July 1, 2005, shall describe the progress
243 towards achievement of the goals and objectives established in the
244 previously adopted state plan of conservation and development and
245 shall identify (1) areas where it is prudent and feasible (A) to have
246 compact, transit accessible, pedestrian-oriented mixed-use
247 development patterns and land reuse, and (B) to promote such
248 development patterns and land reuse, (2) priority funding areas
249 designated under section 16a-35c, and (3) corridor management areas
250 on either side of a limited access highway or a rail line. In designating
251 corridor management areas, the secretary shall make
252 recommendations that (A) promote land use and transportation
253 options to reduce the growth of traffic congestion; (B) connect
254 infrastructure and other development decisions; (C) promote
255 development that minimizes the cost of new infrastructure facilities
256 and maximizes the use of existing infrastructure facilities; and (D)
257 increase intermunicipal and regional cooperation.

258 (e) Any revision made after October 1, 2008, shall (1) for each policy
259 recommended (A) assign a priority; (B) estimate funding for
260 implementation and identify potential funding sources; (C) identify
261 each entity responsible for implementation; and (D) establish a
262 schedule for implementation; and (2) for each growth management
263 principle, determine three benchmarks to measure progress in
264 implementation of the principles, one of which shall be a financial
265 benchmark.

266 (f) Any revision made after October 1, 2009, shall take into
267 consideration the protection and preservation of Connecticut Heritage
268 Areas.

269 (g) Any revision made after December 1, 2011, shall take into
270 consideration (1) the state water supply and resource policies
271 established in sections 22a-380 and 25-33c, and (2) the list prepared by

272 the Commissioner of Public Health pursuant to section 25-33q.

273 (h) Any revision made after October 1, 2013, shall (1) take into
 274 consideration risks associated with increased coastal erosion,
 275 depending on site topography, as anticipated in sea level change
 276 scenarios published by the National Oceanic and Atmospheric
 277 Administration in Technical Report OAR CPO-1, (2) identify the
 278 impacts of such increased erosion on infrastructure and natural
 279 resources, and (3) make recommendations for the siting of future
 280 infrastructure and property development to minimize the use of areas
 281 prone to such erosion.

282 (i) Any revision made after October 1, 2016, shall take into
 283 consideration the need for technology infrastructure in the
 284 municipality.

285 [(i)] (j) Thereafter on or before March first in each revision year the
 286 secretary shall complete a revision of the plan of conservation and
 287 development."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	7-148v
Sec. 2	<i>from passage</i>	4-124s
Sec. 3	<i>from passage</i>	New section
Sec. 4	<i>from passage</i>	New section
Sec. 5	<i>from passage</i>	4-66n
Sec. 6	<i>October 1, 2016</i>	8-23(d)
Sec. 7	<i>October 1, 2016</i>	8-35a(a)
Sec. 8	<i>October 1, 2016</i>	16a-27